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Loyola Law School Launches Law & Technology Program with Caltech

By James Bame

Loyola Law School and Caltech held the first event of their recently formed collaborative effort, The Program for Law and Technology. This program, designed to bring together legal and technical disciplines, marks the beginning of a partnership between the two institutions.

The mock trial, held on Saturday October 23, 1999 at the Caltech campus, was packed with top-notch participants, including Ninth Circuit Judge Diarmuid O'Scanlain, and an audience of several federal judges, numerous attorneys, leading members of the technical community, and students from both the law school and Caltech. Audience members voiced overwhelming support for the program as a whole and for the trial, which addressed a variety of legal issues surrounding the Internet, including jurisdiction over tortfeasors who operate solely in cyberspace, and service of process via e-mail. One of the highlights was the riveting keynote speech by Ira Magaziner, Assistant Director of Policy for the Clinton administration. Magaziner emphasized the growing significance of technology in all aspects of society, particularly the legal system. The concept for the collaboration was developed by distinguished Loyola Alumni Mr. Magaziner, Mr. Magaziner, who earned a Ph.D. in Applied Mathematics from Caltech and a J.D. from Loyola, is the founder of Gemstar International Group in Pasadena. Dr. Yuen was one of the first to recognize that the Internet, and its related technologies, are outpacing our legal system. He feels that such changes are currently being dealt with in an ad hoc manner, treating one aspect or another, rather than the whole problem. "What is needed is a new set of legal principles, which take into account the new virtual world created by technology," Yuen said. To meet this need, Dr. Yuen encourages collaboration between leading technologists and legal scholars in order to create laws that not only meet the current challenges of cyber-technology, but also anticipate future developments.

JAHANGIRI WINS RACE FOR ABA LSD GOVERNOR

By Deborah Marconda

The race for the position of Ninth Circuit Governor was highly competitive as law school students from Hawaii to Nevada compete for the coveted position. But in the end, Ali Jahangiri, a second-year evening student, became the third Loyola Law School student to hold the position within the American Bar Association Law School Division, (ABA LSD) in as many years.

The LSD is a sub-division of the ABA, and is headed by the president or national chair. There are 15 circuit governors each representing 12 to 14 law schools within their respective districts throughout the United States. Each governor assembles his board of Lieutenant Governors to help with promotion and management. Finally, ABA representatives are elected by the various law school student bodies to assist the governor and the board in implementing ABA policy.

"Not only is being governor an opportunity to promote the Loyola name, but people see that it is Loyola running things rather than USC or UCLA which means to them (people in the legal community) that Loyola is a leader," Jahangiri said. "I was drawn to the ABA. I enjoy talking and working with people, and I wanted to get involved with school policy. Being a class rep, and now a circuit governor, was a way to get a foot in the door."

Earlier this year, Jahangiri and other Loyola students showcased their leadership skills at the LSD Roundtable Conference held in Las Vegas. Jahangiri said the roundtable was a chance for the ABA LSD circuit governors to meet with SBA presidents and school representatives to discuss issues that concern law school students.

"While I was running the ABA portion, Gil Serrano, the current Assistant Professor of Law at Loyola, was the most enthusiastic people. He has the ability to not only coordinate membership...

ABA LSD Ninth Circuit Governor Ali Jahangiri

Loyola Student Bar Association (SBA) president, held another meeting for the Ninth Circuit SBA leaders. Everyone was listening to what Loyola has to say," he said. The former President for the Order of Omega National Honor Society and NCAA tennis player for University of California at Irvine, is often described by friends as charming, smart and interesting, and those who work with him are not surprised by Jahangiri’s successful candidacy.

"All is one of the most enthusiastic people. He has the ability to not only coordinate membership..."
Playing our emotions

By Tony Zaller

I recently found myself in a seemingly never ending debate on gun control, a subject which is always brought up by gun control advocates after a front page shooting incident. This time the debate was sparked by the shooting of a 17-year-old boy in Buena Park. The boy was stealing a pumpkin from a man’s porch and the man shot him as he ran from the house. In no threat of danger at that point, the man clearly acted beyond the realm of self defense.

While cases like this receive the most news and are flaunted by anti-gun advocates, these cases are not representative of the national statistics on gun use in the United States. I asked my adversary if he knew the statistics regarding the number of lives saved by guns facts one should know if one wishes to argue the costs/benefits of gun control. I found myself frustrated, because neither one of us knew the statistics.

Our debate was, rather, premised on emotion, just the type of debate gun control advocates thrive upon. Consequently, I researched and learned the following information.

National Rifle Association (NRA) reports estimate that there are just under 300 million firearms owned by individuals in the U.S. Despite the large number of firearms, firearm fatalities are on the decline, and at an all-time low (National Safety Council). The FBI reports that over 70% of violent crimes are committed with weapons other than firearms. Guns are involved in only 1% of deaths in the U.S. (National Center for Health Statistics), and are used in self-defense instances about 2.5 million times per year. The FBI also reports that incidents of self-defense with firearms are five times greater than the number of violent crimes committed with them. These statistics reveal a completely different reality from that which is portrayed on the evening News.

This misrepresentation is unfortunate for the American public.

The Department of Commerce and the National Safety Council reports that gun related injuries comprise only 1% of the medical costs in the nation. This amount becomes even more negligible when considering the savings created by the prevalent use of guns in self-defense and defense of property (i.e., in the prevention of robbery, theft, and bodily injury.) Furthermore, evidence shows that the presence of guns in society does not cause an increase in crime. Washington D.C. has the most restrictive gun law in the nation (no one is permitted to carry one), yet the crime rate is one of the highest in the nation. On the global level, England, with the most restrictive gun laws worldwide, has reported an increase in violent crime rates. The availability of guns in society and the Lettersto the editor should be submitted on a 3.5" floppy disk in IBM compatible format. Preferably in Microsoft Word 6.0. Attach a print copy of the article, including your name and phone number. The Loyola Reporter is located in the Founders Hall, Room 224. Label it under the door or leave it in the envelope posted outside the door. All material expressed in The Loyola Reporter reflects the views of the individual writers or advertisers and not those of Loyola Law School, Loyola Marymount University, its faculty or student body. The Loyola Reporter reserves the right to edit for space and clarity. Complaints concerning the content of the newspaper should be directed to The Loyola Reporter.

"It is the duty of every citizen according to his best capacities to give validity to his convictions in political affairs." - Albert Einstein (1946).

Voice YOUR opinion. Letters to the editor and articles are welcomed. Send to Tony Zaller at The Loyola Report, P.H. 224, or call (213) 736-8117.

"Heat of passion" defense stretched too far

By Todd Elliott

I was stricken by defense attorney, Jacen Tangerman’s, ill-considered claim that emotional rage led Aaron McKinney to kill Matthew Shepard.

In his recent opening arguments before a Wyoming jury, Tangerman asserted a "gay panic" defense. McKinney is being tried in state court for the October 6, 1998 murder of, then, 21 year old Matthew Shepard.

Tangerman’s statements to the jury portrayed McKinney as a victim of drug and alcohol abuse who was bullied into sex acts with other children at the age of 7. Tangerman also indicated that McKinney (now 23) had consensual sex with a male cousin at age 18.

He stated that the combination of these childhood traumas triggered "five minutes of emotional rage and chaos" in McKinney following an alleged sexual advance by Shepard during a truck ride in 1998.

The State of Wyoming has charged McKinney with murder, kidnapping and robbery; he is being bailed out of jail and then left him for dead on a Wyoming highway.

If convicted, McKinney could face the death penalty. Tangerman’s "panic" defense is an attempt to expand the definition of the traditional "heat of passion" defense. Wyoming’s law defines heat of passion as a state which would naturally be produced in the mind of an ordinary person in the same or similar circumstances as those in question in which would cause him to act rashly without reflection and from passion rather than from premeditation.

Vany v. Wyoming, 906 F.2d 1028 (10th Cir. 1990)

McKinney’s counsel blatantly attempted to redefine the "reasonable person" standard to include subjective characteristics such as sexual history and immediately prior drug use. Accordingly, Tangerman would argue that killing Shepard was reasonable from the point of view of a person who had previously engaged in consensual homosexual sex and had at one time wished to use mind-altering drugs (methamphetamine) prior to settling out to kidnap and rob his victim.

Tangerman’s argument is baseless because the Wyoming Appellate court has spoken on this issue in a "heat of passion" defense when a defendant kills in response to an alleged homosexual advance. In the 1999 Yung case, "Leland Yang throws Stephen Bennett, a hitchesiker he had picked-up, out of his truck after Bennett allegedly made a sexual advances. Yang then proceeded to shoot Bennett in the head when his book was turned. The Wyoming court dismissed Yung’s argument that a "heat of passion" defense existed stating, "Any excitement, premeditation, or fear or threat that Yang may have experienced in the instant does not necessarily mitigate or justify killing that occurred beside the car." (Idib at 1036). Similarly, McKinney’s reaction to Shepard’s alleged advance is not a reasonable one.

I am personally hopeful that the Wyoming judge will act swiftly to prevent this killing.
A community is infinitely more brutalized by the habitual employment of punishment than by the occasional occurrence of crime.

Wilde
Dear Lola,

It was definitely a Monday, in every sense of the word! I stopped by the vending machines to get a desperately needed shot of chocolate (caffeine plus sugar makes it the perfect pre-class food!) I inserted the last of my coins, made my selection, and as the food-holding-coil twisted ... it stopped before releasing my candy bar. The machine wouldn't return the money, either. Not only did I have to suffer through a boring lecture without my jolt-o-candy, but also I lost some dough.

Later that day (after getting more change), I tried to use the pay phone. There must have been some weird conspiracy, because after I put in the money, there was no dial tone. Naturally, the coin return didn’t work.

I lost over a dollar in a few hours. I know it’s not that easy. For pay phones, there are what you tried to get and how much you ordered and this could delay remedy of the problem.

For the vending machines, head straight for say copy card copies are 8¢ but cash copies are 10¢. If you insert your card, I will be able to make 50 copies at 8¢ each. Since my $5 will buy 62 copies, my copy card copies are really 10¢ a copy, despite the promise of costing only 8¢. Now, I’m not a lawyer, but this doesn’t seem legal. What’s going on?

— Paranoid in Paramount

Dear Frustrated Fred,

Yes, you can get money back on lost copies if a machine malfunctions, and the like. Go to Graphics located in the basement of Founders’ Hall room 006. You’ll have to fill out a form indicating what you tried to get and how much you lost. It’s that easy. For pay phones, there are instructions printed on the candy bar. The machine wouldn’t return the money, either. Not only did I have to suffer through a boring lecture without my jolt-o-candy, but also I lost some dough.

It seems that every chair has its own peculiar tilt, and it’s a putting strain on my back and as I attempt to counterbalance a different way in every class. Knowing the chairs is a “test” every chair in every room on a regular basis, but is there some way to report problems and request adjustments on the chairs?

— Tired and Achy

Dear Lola,

My classes are becoming a real headache. I don’t mean the lectures, I mean the chairs. In one of my classes, the chair list is directed on the right side; in another, the chair tends to swing back, away from the desk (making it a center on the second floor of the Burns Building (213) 736-1001) and report the problem, classroom and chair(s). The Information Center has a seating chart for each room. Next, circle or mark the exact location of the problem chair on the seating chart. This form will be sent to the Physical Plant department for repair (if calling to report a problem, state the row number and the approximate location of the broken chair). Most problems will be fixed within 24 to 48 hours, but parts need to be ordered and this could delay remedy of the problem.

Dear Lola,

I lose everything. The more important it is, the more often I lose it. I’m sure that sometime soon I am going to lose my student ID card. I know I can order a replacement card, but I need to plan now so I can survive the morning when it happens. How can I get into the parking garage if I misplace my ID?

— Paranoid in Paramount

Dear Lola,

I can think of no greater exhilaration than finding out I had been elected the Day SBA President. Friends with me that night said I had a huge smile on my face that would not go away. Well, unfortunately, all things come to an end, and my smile faded all too quickly.

I have my share of headaches this semester. Believe me, there is no job more thankless than negotiating, debating, and compromising with administrators and student body lawyers, especially when you do it for free. Even on a campus as small as Loyola, every day is filled with emergencies, turmoil, and drama. I’m serious, at one point my life was like a bad episode of E.R. I was running from one place to another trying to fix things.

This article, however, is not about the trials of the SBA Presidency. I do have to put up with a lot more B.S. than I had imagined, but I acknowledge that it is part of the job. And if truth be told, I have, in fact, smiled a couple of times this semester.

Involvement in student government is rewarding. I am one of those people who cannot stand on the sidelines and just be a spectator. I like to be in the thick of things; I like to be proactive and work hard to improve my surroundings. And for the most part, the successes and failures don’t outweigh the reward of knowing that I didn’t shy away from a worthwhile endeavor.

There are a lot of worthwhile endeavors at Loyola. This school has the potential of becoming the best law school in southern California, if not the entire state. Stanford law school has the highest student satisfaction rate in the country. The students are happy because the law school administration cares to student needs and concerns. I know this because I worked at the Stanford law library as an undergraduate. At Stanford, every law student has their own study carrel and mailbox. The cafeteria is spacious and comfortable. And, the law school has its own fitness center, separate from the undergraduate facilities. If Loyola’s tuition is comparable to that of Stanford’s, Loyola should offer comparable facilities for its students.

Loyola’s administration does work very hard to provide the best educational institution for the students. The new law library, which opened November 1st, showcases the administration’s commitment to providing state-of-the-art facilities and educational resources. However, if the law school wants to maintain a competitive edge, it must do so by providing facilities that allow students to enjoy their law school experience. Happy students make for happy alumni, and happy alumni are more willing to support an institution that they remember with fondness instead of frustration. So it makes sense for Loyola to offer its students the extra perks that will make law school more enjoyable.

As SBA President I hope to accomplish three goals. First, I would like to establish a student exercise room on campus. The SBA student survey conducted in mid-October indicates that eighty-percent (80%) of Loyola students would use an exercise room on campus. The Dean’s office has agreed to conduct a feasibility study for the proposed project. Second, I hope to improve the student lounge by adding a big-screen t.v. and couches, and by bringing back the ping pong and pool tables. Finally, I strive to motivate and assist current SBA board members and student organizations to carry out their own projects.

SBA: page 10

Martin Luther King, Jr.

“IT may be true that the law cannot make a man love me, but it can keep him from lynching me, and I think that’s pretty important.”
**ENTERTAINMENT LAW PRACTICUM**

An Interview with Mike Mense, 2L

By Ann La Clair

If you have an interest in entertainment law and have time to work part-time during the week, the Entertainment Law Practicum (“ELP”) may be right up your alley. When a man wants to murder a tiger, he calls it sport: when the tiger wants to murder him, he calls it ferocity, An Interview with Mike Mense, 2L: page 11

The ELP has been around for several years. However, in 1995, the program received a new name, resulting in the program we have today. Each year, approximately 25 students participated in the ELP, the largest number of participants in the program’s history.

ELP AT A GLANCE

The ELP provides students with the opportunity to work with entertainment and sports law related companies. His responsibilities included reviewing and revising rights verification systems, contract negotiations which provided him with exposure to people in other FFW departments. During his internship, Mike had the opportunity to work with several attorneys, all having different work styles and personalities. He found that the attorneys at FFW showed a commitment to making sure he learned. They explained projects to him at the outset and were continually accessible to answer questions.

In his position, Mike had exposure to the business as well as the legal side of an entertainment company. His responsibilities included reviewing and drafting distribution and licensing agreements, searching international contracts for assignability language and initiating a rights verification system for the intellectual property group. He also assisted with contract negotiations which provided him with exposure to people in other FFW departments.

Mike noted that the competition for the internship position at FFW was steep, fifty applications for five slots. In selecting interns, FFW normally looks for the largest number of participants in the program's history.

It is a two unit, pass/fail course. Students can only enroll in the program Spring Semester. To register for the ELP, students must be in good standing. First year and evening students are not eligible to participate.

The in-class component of the ELP consists of class attendance and a 15-25 page paper to be turned in at the end of the semester. Students are required to attend seven on-campus class meetings (scheduled bi-weekly), attendance at which is mandatory. Professor Dougherty leads the sessions which, based on last year’s syllabus, promise to be extremely interesting as well as packed full of practical information.

In addition to lecture and leading class discussion, Professor Dougherty brings in industry lawyers to discuss specific entertainment law related topics. The classes are relatively informal. Last year’s speakers included Pam Kirsh, Vice President and General Counsel of Warner Brothers Pictures, Bob Rotstein, an intellectual property litigator with McDermott, Will & Emery, Scott Karol, a business affairs executive at Turner Originals and Jennifer Rubin, Head of Labor Relations at Dreamworks.

As well as sharing numerous war stories, speakers discussed topics such as contract negotiation, contract drafting and execution, ethical matters and conflicts of interest, litigation of disputes, hate crime and other dispute resolutions. Students had the opportunity to share their work experiences as well.

The ELP requires that students complete 56 hours of unpaid work with an entertainment company’s law department, firm, or talent guild. Positions need to be approved by Professor Dougherty.

Thomas More is the patron saint of lawyers. He was a humanist, a scholar, and the Chancellor of England during the reign of King Henry VIII. Thomas More was a Leo, ergo the title Sir Thomas More, as he is widely known. Sir Thomas More was beheaded in 1535 for refusing to recognize the King’s marriage to Anne Boleyn, mother of Queen Elizabeth I. Sir Thomas was canonized by the Roman Catholic Church in 1935, hence the name, Saint Thomas More.

The St. Thomas More Law Honor Society was founded 46 years ago by a group of Loyola students. Thus, Thomas More is simultaneously a Sir, a Saint, and a Society.

The Society has no religious affiliation whatsoever. Pursuant to the charter, the Society’s goal is threefold: 1) to focus intellectual attention on ethical, moral, social, and political issues that are both contemporary and relevant to the legal profession; 2) to further scholarly achievement by offering tutoring services free of charge to students at Loyola Law School; and 3) to promote fellowship among the members of the Society.

Membership in the Society is by invitation only, and is limited to students who are ranked in the top 15% of their class. The honor is extremely prestigious. A quick check of the Martindale-Hubbell Directory or West’s Legal Directory shows that Loyola alumni in the top firms, corporations and government national and international agencies list the St. Thomas More Law Honor Society prominently among their credentials.

As an example of the Society’s commitment to service of the law school community, every year the Society sponsors various programs and events including: 1) free individualized tutoring for all students; 2) seminars on case briefing, outlining and exam taking; 3) speaker panels on timely legal issues; and 4) the annual Medalion Award Banquet.

The Medalion Award is the highest award given by the society, and Banquet is the Society’s biggest event of the year. The award is given to an individual who has made an outstanding contribution to the field of law. Last year’s honoree was Federal District Court Judge Manuel Real, who was one of the original founders of the Society. The event was attended by over 200 alumni, students, faculty and distinguished members of the legal community. Past honorees include California Supreme Court Chief Justice Ronald George; former California Supreme Court Chief Justice Rose Bird; California Supreme Court Justice Joyce Kennard, Malcolm Lucas, and Stanley Mosk of U.S. Supreme Court Justice Arthur Goldberg; the eminent constitutional law scholar Lawrence Tribe; and former Los Angeles Mayor Tom Bradley.

This year the Medalion Banquet will be held in the Spring. Rather than being held at a hotel, as in the past, the banquet will take place at Loyola’s new campus. According to the Loyola Law Society, Law students are encouraged to attend at a discounted rate of approximately $25 per person. The event provides a great opportunity for students to network and to hear distinguished speakers.

The Society has made some significant changes this year. For instance, the Society ratified a new Constitution, which, as far as we know, is the first time this has been done since the Society was founded. In addition to ratifying the new Constitution, we created the President’s Award, for which we are now accepting nominations.

The award consists of a $100 gift certificate for books at the Loyola Law School Book Store that will be awarded at the end of each semester to a non-St. Thomas More member based on need and/or excellence. We are hereby inviting Loyola students to make nominations for this award. You may not nominate yourself. To make a nomination, write a brief paragraph about the person, please the nomination and submit it to the St. Thomas More Society office on the 2nd floor of Founder’s Hall, or to the mailbox in the Information Center on the 2nd floor of the Burns Building.

This year, the Society also inaugurated its first “Annual Party on the Grass,” on the lawn outside Founder’s Hall. We had a blast while things got out of hand and security had to shut us down (just kidding Dean McLaughlin!). We also recently held an informal seminar which was attended by over 40 Loyola students. This seminar was held as the end of this semester approaches. It is open to members of the Society and for guests.

ST. THOMAS MORE BOARD

President Mark Polland
Treasurer Sharon Matthews
Secretary Melissa Decker
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VP/Tutoring David Devlin
Banquet Chair Matt Maloney
Panel Chair Robert Stansky

New members are always welcomed into the fold of Founder’s Hall, or to the mailbox in the Information Center on the 2nd floor of the Burns Building.

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When a man wants to murder a tiger, he calls it sport: when the tiger wants to murder him, he calls it ferocity. The distinction between crime and justice is no greater.}

Shaw
PROFESSOR PROFILE
Jean Boylan
By Katherine Lyons
A double Loyola graduate, Professor Jean Boylan stands out as a favorite among students. Teaching Legal Writing, Ethical Lawyering and providing academic support, her office hours are always full. Students come seeking advice and wintergreen Aaltois from the gigantic box she keeps on her desk. Before joining Loyola’s faculty in 1996 she had been the first female associate and then one of the first female partners at a construction litigation firm in Century City. We sat down during office hours last week and discussed life, career and sharks.

Let’s start with the basics –from where did your interest in the legal profession stem? I took some law classes in undergrad and I enjoyed them and found them easy. LMU’s psychology department was a Bachelor of Science when I went there. I did well but I really had to try in the math and science classes, whereas the law classes didn’t seem as technical to me and I enjoyed them.

Did you choose Loyola Law School on purpose since you went there for undergrad? No, the truth is that Loyola had a great reputation. I thought the law school was on the LMU campus until I got in.

Did you have any idea that you were interested in construction litigation or did you just fall into it? I think you have to look at the firm atmosphere and culture and decide if it’s a good fit for you. You can’t change the location and you can’t change the people so you should really think about that. You can’t change the area of practice much either; although, when you get more senior, you can develop more work that you like. They can allow you to expand your practice areas. But, I think if you don’t like the firm atmosphere or culture you should try to find a firm where you do.

So then, how did you get interested in teaching? Making partner, isn’t that the life every lawyer dreams of? Understand that I started out there very young. I really enjoyed litigating, but I had an opportunity to teach here and it’s something I had always wanted to do. I had been teaching an upper division course. 1999.

BOYLAN: page 7

Optimum Workout, Optimum Fitness, Optimum Boot Camp
By Yalda Youssefi
Drenched in sweat and covered in sand, I was not only glad that daylight had finally arrived, but that I could just sit down. I had taken kick boxing classes, spinning classes and even Tae Boe before. But, this was the most vigorous, intensive exercise workout I had ever experienced. After undergoing Optimum Boot Camp, a two-month training camp patterned after the United States Marine Corps’ Boot Camp format, my idea of what it means to be fit took on a whole new meaning.

Raphael Verela is the creator of Optimum Boot Camp, and a six-year Marine Corps veteran with a bachelor’s degree in Exercise Physiology. After becoming certified as a trainer, Raphael began working with many celebrities including Stefie Wonder, Kelli Rutherford (Melrose Place), Carrie Watt (host of Living Better with... who had heard about the class approached Raphael and wanted to take the class, Raphael decided to open it up to the public. Optimum Boot Camp is designed to help individuals achieve personal fitness goals by combining cardiovascular endurance and muscle training. Classes meet three times a week at either Malibu or Venice Beach locations. I had heard so many stories about it, we decided to give it a try.”

Optimum Boot Camp

Carrie Wiant and nutritionist to the stars (and many more) have been working in the fitness industry for years. They have worked with clients ranging from Miss Galaxy contestants and some law personnel. When non-clients did their workout, they were amazed by the results.

Optimum Boot Camp is designed to help individuals achieve personal fitness goals by combining cardiovascular endurance and muscle training. Classes meet three times a week at either Malibu or Venice Beach locations. I heard so many stories about it, we decided to give it a try.”

The law school had to be over there.

What type of law did you practice? Construction litigation. Large-scale construction projects – a lot of the Metrorail work. And I also specialized in public agency work. I did a lot of hearings and lots of hearings, not just on the sand, the trainers/ sergeants, dressed in military attire, called role and handed out heart rate monitors to the class.

I know after law school you went to work in a Century City firm. Was that your first job after graduation? Yes. I got my job through OCI. (Plug, plug.) I interviewed to a think year law school.

The hardest working lady – she does more things for more people and she never says no. And what she does, she does very very well. She’s a good person!

-Arnie Seigel, Professor and Director of Legal Writing

"This is the hardest working lady – she does more things for more people and she never says no. And what she does, she does very very well. She’s a good person!"

(Laughing) We didn’t know. The LMU solicitors program for Miss Galaxy contestants and some law personnel. When non-clients went to the meeting area, the trainers / sergeants decided to work the trainees a bit harder by doubling the number of pull-ups to be done. Finally, we were required to do one set (twenty pull-ups). The drill sergeant was the most motivator. He barked commands like, “100 pull-ups, that’s what you do.”

Breathlessly, we began the drill. The beginners and intermediate groups had to climb the rope or swing across a monkey bar, while the advanced groups ran and jumped hurdles to get to the tire drills. What a workout it was. I felt like I was in the military. The drill sergeant was the most motivator. He barked commands like, “100 pull-ups, that’s what you do.”

We were exhausted after the workout, but the drill sergeant encouraged us to keep going. He said, “You can do it. You’re only half way there.”

Boylan: page 7

On hearing it said that they were drinking too much, the Justices of the Supreme Court decided they would henceforth drink nothing on their order. It was an order of the Supreme Court, said the Justice. "Mr. Chief Justice, I have very carefully examined this case, and I have found that the highest and most important principles are involved."

"Justice Story, I think that is the shallowest and most illogical opinion you have ever heard you deliver; you forget..."
THE PUBLIC INTEREST LAW FOUNDATION would like to thank the law school community for its generous support...and deep pockets.

OCTOBER’S AUCTION AND CASINO NIGHT RAISED APPROXIMATELY $25,000!!!

Proceeds will fund the PILF Summer Fellowship Grant Program, providing grants to Loyola students working in non-profit public interest agencies, the Center for Conflict Resolution, and the Public Interest Law Department. Thank you again. We look forward to seeing you again next year!

BOYLAN: from page 6

Partnership and Agency class at Cal State Northridge’s business school for about three years and loved it! So I thought, gosh, it would be neat if I could have an opportunity to teach full time. My firm thought I was going through a midlife crisis and that I was crazy — and they still do (laughing). But it’s something I really wanted to do. If you want to do something, just do it.

Did you select Legal Writing, Ethical Lawyering and academic support?

I selected academic support and Ethical Lawyering, which is an upper division class in legal ethics. And Loyola had a real need for legal writing teachers. Once I started, it became my favorite class to teach because I based it on the practice perspective. I think I probably give more in that class than in almost any other class here. For practice you really need to write, and I think that teaching legal writing from a practice perspective is helpful to the students. So, ironically, although initially this was not one of the first classes I was asked to teach, I think I make the most difference in that class.

You have a pretty unique teaching style. You bring in guest speakers and movie clips — even “clients” drop by. Where did you come up with these ideas?

They’re just mine — partly because every semester, except for this one, I’ve taught the 8:15-10:15 p.m. time slot. At that time of night it’s difficult to engage the students and they really appreciate creative teaching techniques — and food!

How many dogs do you have (pointing at the pictures behind her)?

Just two — but it seems like more. I’m a softy — and Dalmatians will take advantage of that. They’re high strung. But Chip (short for Chocolate Chip) is great — she’s twelve and a half. And Maui Dog is eleven and a half. She’s a Lab/Pitbull mix. I rescued her from the pound.

Maui Dog?

Yes — I call her that. I love Hawaii. I go at least once every year. I love hiking and being outdoors — I’m more of an outdoor person than an indoor person. I also love ocean swimming, which sounds funny.

Ever meet a shark?

No. I don’t like seeing fish in the water. No fish — I don’t eat them and I don’t want to see them. We have a professional courtesy relationship.

If you could meet anyone — alive or dead who would it be?

I think it would be my great-grandmother. There were eleven kids in her family and they were super-poor in Ireland. Her husband died and she had to raise them. She encouraged them all to come to the US to try to get an education. She must have been a very strong person. I think it would’ve been cool to meet her because she was amazing. She was not the type of person who complained, and was obviously a hard worker.
Loyola Law Student
Artist Profile:
Gabriel Avina
By Regis Guerin

This interview was conducted in a special little place that you call Graphics, we call it home. This is what transpired...

Regis: So "Gabriella", give us a little background on your involvement with film.
Gabriel: I went to UCSB and majored in film studies (along with everybody else and their mother) and I have always been interested in film (like everyone else and their mother) so I decided to put my interest to practice and make movies. I have done several student films. I did one called "Christ," about a Latina Jesus Christ who is killed by a man who tried to pick up on her and is then, of course, resurrected later in the film. Another one is called "Picnic" and is about a white man lynch at picnic - a real family atmosphere.

Regis: What is the best part about working in Graphics (besides working with Regis of course)?
Gabriel: Dancing with Jack Moya. When I work at Graphics, students don't think I go to school here, so it's funny. Some first year female was giving me tips on how to apply to Loyola.

Regis: What are your current projects?
Gabriel: I am working on my next film, "G.P." (General Principles). It is a love story, in which the female lead prostitutes herself in order to make money so that she and her husband can fly to Hawaii and live happily ever after. I just finished a movie called "Hustlers" about a single father who represses the fact that his daughter was killed, but then ends up realizing it in the end. I am also doing an infomercial on how to pick up women.

Regis: Do you think that you are going to get a better grade in Con Law II because you work with Professor Ides' sons?
Gabriel: Uh...No. I swear I don't have any arrangement with Professor Ides...I swear. No, really I don't (ha ha). No really his sons are cool; Joel helped me edit my last film and Matt composed the score for the film.

Regis: Where is the war?
Gabriel: In your head!

LIVE MUSIC REVIEW
Sick Of It All & A.F.I. at the Palace
By Regis Guerin

With school in full swing, I decided to take a little break from studying to go see Sick Of It All and A.F.I. at the Palace. So I rounded up all of the members of my crew (Jason and Evan) and headed out.

We arrived just in time to catch bay area punk rock stars, A.F.I. They energized the crowd with their neat sing-alongs and speedy guitar riffs. Even though the singer was a doppelganger for Robert Smith of the Cure, AFI rocked and I would have to give them a passing grade for punk rock prowess.

The main event began about 10:00 p.m., with Sick Of It All hitting the stage. They opened with a new song that I was not too familiar with, but as the second song, "Clubberin' Time," blared through the Palace, I got rather nostalgic and decided that a stage dive was in order. The idea sounded good at the time, but I ended up with a nice strawberry on my head (the ground broke my fall).

Sick Of It All played several songs from their new CD titled "Call to Arms" on Fat Wreck Cords but closed with an old song, "Stepdown": "In the underground Integrity lies within...image doesn't mean a thing...we can do away with this negativity, it's a golden day and we can force them to STEPDOWN!" Sick Of It All keeps it real.

Overall this show gets a five star rating; the music was awesome, there was some creative dancing going on, and there was a good selection of juice and snacks backstage. The next time Sick Of It All comes to town, I recommend checking them out.

Movie Reviews

"Fight Club" & "American Beauty"
By Regis Guerin

Fight Club:
Stars Brad Pitt, Edward Norton and Helena Bonham Carter

The first rule of the fight club: "Never talk about fight club."

American Beauty:
Stars Kevin Spacey, Annette Benning and Thora Birch

American Beauty is a tale about the typical American dysfunctional family. Directed by Sam Mendes (Cabaret, The Blue Room), the film delves into several of the problems that face suburban families today including consumerism, spousal quarrels and contempt as the case may be, loneliness, drugs, peer pressure, and violence. Indeed, because American Beauty poignantly addresses the issues that many of us face in our lives today, viewers instantly identify with and relate to several of the characters in the movie.

Kevin Spacey, playing the role of Lester Burnham, acts with such ease I am not sure that you can call it acting. His first few lines of the film set both the dry humor and somber tone of the movie. "I'm 42 years old. In less than a year I'll be dead. Of course, I don't know that yet. In a way, I'm dead already."

"To me, a lawyer is basically the person who knows the rules of the country. We're all throwing dice, playing the game, moving our pieces around the board, but if there is a problem, the lawyer is the only person who has read the inside of the top of the box."
Jerry Seinfeld
**SPORTS**

**NFL MID SEASON REPORT CARD**

**Most Valuable Player**
- *Kurt Warner*, Quarterback, St. Louis Rams. No other player has run more sucessfully than he has. He has been superb in the early season with 21 touchdowns and only 3 interceptions through 7 games.

**Superbowl Favorites**
- *St. Louis Rams* – NFC – the most startling statistic: Through 7 games, they are averaging 34 points per game while allowing just 14.4 points per game to their oppo- nents. They have dominated all but one of their oppo- nents. In their only test of the season, they were still in a position to tie the game at the end but their kicker, Jeff Wilkins, missed a 38 yard field goal wide right with just 7 seconds to play in the fourth quarter.

**Caution:** The other teams in the Rams’ conference have a combined record of 8 and 21 thus far. This may hurt the Rams in the long run.

**Miami Dolphins or Jacksonville Jaguars** – AFC: There really is no clear-cut favorite in this point of the season. No team in the AFC has been relatively as impressive as the Rams. The Jaguars were allowing only 236.2 yards per game through the first 6 games, the best in the N.F.L. However, Mark Brunell and Fred Taylor, two of their key players, have had their season's hit by the injury bug early in the season. Assuming those two key players can get healthy, they have a legitimate shot at the Superbowl. The Dolphins are not nearly as impressive as they look on the field; however, they have consistently found a way to win. This year, if Mark Duper and 1st year receiver, Jarrett Johnson, is still struggling to find a consistent running back and Dan Marino has been plagued by injury early in the year. The fact that they have just 1 loss even with all of these problems shows the type of character this team has.

**Player who should retire next season**
- *Steve Young* - If he doesn't retire soon, the concessions he has endorsed are going to not only end his football career, but also his post football legal career (yes, he is a practicing lawyer in his spare time). He has done about everything a quarterback can do and is the leading passer in N.F.L. history in terms of passing efficiency. You gotta know when to hold 'em and know when to fold 'em. In reality for Steve to fold 'em and get out while he still can.

**Rookie of the Year**
- *Kurt Warner* – Best player on the best team thus far in the N.F.L. Pittsburgh Steelers – The Kordell Stewart experiment has run its course. Bill Cowher and the Steelers need to concentrate on this position in the next draft because Stewart will never be the answer in Pittsburgh.

**New Orleans Saints** – They banded their entire 1999 draft on one player (Ricky Williams) who has been injury-plagued all year. Even though he pushed for an N.F.L. high 179 yards against the Cleveland Browns, Saints still lost the game. It just goes to show you that you shouldn't put all your eggs in one basket.

**N.F.L.’s official punching bag**
- *Ricky Williams*. This is expected because it is their first year as an expansion franchise. To show the fans far it is from best to worst, compare these statistics with the Rams. Cleveland through 8 games: They have averaged just 9.25 points per game, while they are giving up nearly 25 points per game. Their only win of the season came off a 56-yard hail Mary touchdown pass from Tim Couch to Kevin Johnson as time expired to beat the lowly Saints.

**What to expect from the second half of the season**
- *St. Louis Rams*: By the Rams again, but not many times; The San Francisco 49ers will not make the playoffs for the first time in a long time; Doug Flutie will continue to show that little guys can play Quarterback in the N.F.L.; Denver’s Quarterback Brian Griese won’t make people think about John Elway; however, he will be the most improved player in the N.F.L. from the beginning of the season; and the Minnesota Vikings will turn it around and be in the playoffs again, despite starting off 4 and 4 through their first 8.

**SHOW EM THE MONEY**

*By Richard Luftman*

**Why would Peter Warrick do it?**

Warrick: a wide receiver for Florida State University, who is con- sidered by many as the nation’s best college football player, had been suspended from his football team pending criminal charges for grand theft (charges have since been downgraded from a felony to a misdemeanor in accordance with a plea agreement). Warrick and another Florida State football player, Laveraneses Coles, were arrested and charged with grand theft for paying $51,420 for $412.38 worth of clothing at a Dillard’s department store. Coles was dismissed from the team because of the cumulative effect of his prior criminal history and this latest event.

Although I do not know Warrick personally, I will venture to guess that the answer to the aforementioned question, “Why would Peter Warrick do it?”, is that he was offered clothing at drastically reduced prices and, although he knew it was morally wrong, he was thinking about his wallet. Don’t get me wrong, Warrick and Coles were wrong for trying to acquire the clothing for almost nothing, however, this event is indicative of the situation of many of the nation’s collegiate athletes. This is not an isolated incident. There have been past events such as boosters paying athletes directly, boosters giving gifts to athletes, boosters arranging to give gifts to these athletes’ friends, and the like.

These acts are no doubt against NCAA (National Collegiate Athletic Association) rules. However, these events do bring to the forefront the issue of whether the NCAA should consider compensating collegiate athletes.

It is true that Warrick, come next June, will prob- ably be one of the first 5 players chosen in the National Football League draft, which will make him a multi-mil- lionaire. However, during college he must struggle, along with all other athletes not fortunate enough to come from a family with money. Students who are non-athletes who do not come from families with much money can at least use their non-school time to hold part-time jobs to pay their living expenses. On the other hand, these athletes cannot because of the time they must devote to their sport.

These athletes are allotted a certain amount of money under their scholarships which they must use to support themselves. The unfairness is that the schools that they play for make millions of dollars on their abili- ties. It is true that these athletes receive some special “fringe benefits” as a result of their athletic status such as free tutoring, priority class registration, and fame. However, as a result of their financial situations, some of these students have resorted to accepting these “gifts” from willing donors, which thus financially helps these athletes to be paid a small additional sum of money to supplement their living expenses (such as the amount of money a part-time job could supply), these athletes may...
10 • THE LOYOLA REPORTER Volume 22, Number 3; November 1, 1999 –

BOOT CAMP: from page 6 (repetitions) of dips at the dip station. Once we were through with the obstacle course, we ran to the Pyrometrics resistance class where we used resist-a-balls for sit-ups and lunges, and rubber strengthening tubing and dumbbells for an upper body workout. As that session came to an end, we ran back to the obstacle course. We alternated between the obstacle course and the resistance class about five times.

At the end of the hour, I was completely exhausted. Raphael blew his whistle and told everyone to line up for the group run. Although I didn’t think I could possibly move, I let myself quit. At first we began to jog (on the sand) at a steady pace for a few minutes. Suddenly, the speed accelerated to a sprint which lasted for the next five minutes. We then slowed down into a jog once again, and finally came to a long awaited stop.

Optimum Boot Camp offers something that no other fitness program offers: 1) proper nutritional training and advice, 2) anaerobic exercise which entails proper cardiovascular interval training, and 3) resistance and weight training. Raphael’s rationale for following a military style routine is that it increases cardiovascular endurance, muscle strength and loss of excess body fat in soldiers, and has been used by the government for years to guarantee such fitness success. By following this format, Raphael has shifted the burden of dedication from the individual to that of the whole unit. His philosophy is that “the whole unit is encouraged and motivated to move forward through teamwork, which in turn, helps push everyone toward reaching their personal goals, and that guarantees success.”

Whether or not you work out on a regular basis, want an alternative to an overcrowded gym, or want a new source of stress release, call up and schedule a trial session at Optimum Boot Camp. Sure, you’ll get dirty and sweaty, and you’ll definitely be sore for a few days. But you’ll thank yourself for the most intensive hour-and-a-half workout of your life while also having a great time. [For more information on Optimum Boot Camp call (800) 493-6987, or visit their web site at optimumfit.com].

JAHANGIRI: from page 3 genuine interest in what others have to say. When you talk to him, he gives you his undivided attention and really listens to what you’re saying.”

One way Jahangiri attempts to promote public awareness of the LSD is through his promotion of the ABA’s public service funding opportunities. Under the ABA programs, stipends are available for student groups who may be interested in holding a public interest function but are concerned about coming up with the money. “There is up to $500 available under either the Outreach Assistance Initiative (OAI) or the Public Interest Education or Diversity (PED) fund,” Jahangiri said. For more information regarding public interest funding, scholarships or student competitions call his campus office at (949) 929-9369.

Although Jahangiri is a natural politician, his science background has encouraged his interest in a career in Intellectual Property. He considers his undergraduate degree in biology an asset, and necessary preparation for the patent bar. While he enjoys being the Ninth Circuit Governor, he said he is looking forward to a break from the hectic schedule and perhaps time to pursue his passion for fishing. But for now, Jahangiri, like many law students is in a rush. It is not his responsibilities as governor that worry him; rather, it is his Con Law class. “With so much going on, I need to re-read tonight’s homework before going to class just in case I’m called on,” he laughs.

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SBA: from page 4 The SBA cannot be a successful organization unless it has student support, and is represented by the leaders of Loyola’s diverse student body. For this reason, I encourage anyone interested in improving the quality of student life at Loyola to contact me or any SBA representative to share their ideas. I look forward to having a successful and memorable year.

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ENTERTAINMENT & SPORTS LAW SOCIETY ON THE MOVE

By Mike Mense

Chances are, you have seen the flyers and posters around campus inviting you to events hosted by the Entertainment and Sports Law Society (“ESLS”). Already this Fall, the ESLS has invited Professors Dougherty and Lazzeroff as well as a lawyer panel from Fox Family Worldwide to speak to Loyola students. Additionally, the ESLS threw its annual evening pool party and sponsored Salsa lessons. And, of course, on Halloween weekend, the ESLS co-sponsored “Fright Night” at Goodbar. And there are many more events to come!

Last year, I had no idea with whom to speak about entertainment internships and symposiums, or which courses were beneficial. Unfortunately, the ESLS was not available to assist with these concerns. This year is different. The ESLS board is committed to improving communication with its members. In addition to its web site, the ESLS maintains office hours Monday through Thursday to ensure that its members have access to all of the local internship and externship opportunities as they become available. While the ESLS members get priority information for internships and occasional scholarships for attending symposium, it also posts entertainment related symposiums on the office door and web site for non-members.

The ESLS is the best resource on campus for students interested in either the entertainment or the sports industry. With 70 members and counting, the ESLS represents a significant portion of the Loyola community. Because Los Angeles is the heart of the entertainment industry, students from Loyola should be the most prepared, most informed law students in the country when it comes to entertainment law. The mission of the ESLS is to prepare its members to stand out in the sea of potential entertainment lawyers. Students and faculty are encouraged to visit the ESLS’ new and improved web site at HYPERLINK http://www.esls.org! which lists upcoming ESLS events, other ESLS information, and links to entertainment related web sites. The ESLS is located in Founders Hall, Rm. 220 Office hours 12:15-1:00p.m. and 5:00-6:00p.m. Mon day through Thursday. Dues is $15/yr.

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ESLS Board
Joseph Haney, President
Johs Friedman, VP Sports
Monica Yu, VP Entertainment
Mike Mense, Chair New Media
Uleses Henderson, Chair Music
Gabriel Avena, Chair Film/TV
Beth Baskery, Chair Talent Unions and Guilds
Sheriff Ed Bade, Chair Communications
Danniel Bahl, Chair Social Events
Tom Martin, Secretary
Tappan Zee/ Mohammed Abdullah – Treasurers

"The true teacher defends his pupils against his own personal influence." 
Alcott

"The true teacher defends his pupils against his own personal influence." 
Alcott
will allow students to register for the positions. They should have a position firmed up by Spring registration. While the Registrar does the work during the Spring semester, students planning to complete their internship during that time should have a position firmed up by the end of the Spring semester. Students may complete the field-work anytime prior to the Spring Semester.

Mike Mense closed our interview with these words of wisdom, "I encourage first year students to come by the ESLS office now to find out about internships. As soon as the Spring semester starts, companies begin recruiting resumes from first year students for Summer positions. First years should start looking at what is available now and begin the process in January. For second and third year students, there may still be time to land a Spring internship. So, stop by to see what is still available. Of course, paying members get priority. But, all students are welcome to come by the office and see what internship positions are currently open."

ELP: from page 5

Although the more one works, the more one learns and network, students should not expect to obtain more than two credits for working over 56 hours. However, the ELP does permit students to work up to 112 hours. Professor Dougherty advises that if a student wants to work in excess of 112 hours, arrangements should be made between the student and the company, independent of the ELP program. Students are required to fill out a time sheet which needs to be signed by the supervising attorney and turned into Professor Dougherty once all hours have been completed.

Although credit is received for the ELP during Spring semester, students are allowed to complete the field-work anytime prior to the Spring Semester. Students may complete the field-work concurrently with the class meetings during the Spring Semesters; however, Professor Dougherty offers a word of caution: Students planning to complete the work during the Spring semester, they should have a position firmed up by Spring registration. While the Registrar will allow students to register for the ELP without proof of a position, no credit will be earned for the ELP unless the work is actually completed by the end of the Spring semester.

The bad news is that students are required to find their own position. But, don't despair. The good news is that thanks to Professor Dougherty's efforts and networking skills, a long list of entertainment companies seeking law student interns is posted outside his office in Burns Building, Rm. 344. He is also in the process of compiling a database of companies that have used Loyola Law School student interns in the past.

The competition for internships with major studios and large law firms is quite steep. LLS students are competing with UCLA and USC law students for these sought after positions. Fortunately, LLS has alumni working in some of the prominent entertainment companies, providing LLS students with a little edge over the competition. And, most importantly, LLS's reputation in the entertainment industry is a plus in helping students land great internship positions.

START SAVING YOUR CANS!!

Phi Alpha Delta is holding a Canned Food Drive

on Mon. November 15 and Tues. November 16

Details regarding drop off times and locations to be announced.

Phi Alpha Delta Presents...

1st Annual Miniature Golf Tournament

Date: Saturday November 13th

Location: Malibu Castle
2410 Marine Ave.
Redondo Beach, CA

Time: Noon

Cost: $5.25 per person

Cocktails to follow: Hennessy's Tavern
8 Pier Ave.
Hermosa Beach, CA

ALL ARE WELCOME...

RSVP AT PAD OFFICE
OR CALL: (213) 736-1004
OR EMAIL: KEVIN.GREEN@LLS.EDU

"You can tell the ideals of a nation by its advertisements."

Douglas
## Loyola Law School Schedule of Events

### Week of 11/08/99

<table>
<thead>
<tr>
<th>Day</th>
<th>Event</th>
<th>Time</th>
<th>Room</th>
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<tbody>
<tr>
<td>MON.</td>
<td>Mr. May - Deans' Search Committee</td>
<td>7:30 - 10:00a</td>
<td>Bannan</td>
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<tr>
<td>11/08</td>
<td>Ms. Levenson's Crim. Law Review</td>
<td>12:00 - 12:50</td>
<td>H'80s</td>
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<tr>
<td></td>
<td>Day SBA Meeting</td>
<td>12:15 - 12:50</td>
<td>B 206</td>
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<td></td>
<td>Scott Moot Court Practice</td>
<td>6:00 - 7:00p</td>
<td>C 004</td>
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<tr>
<td>TUES.</td>
<td>Scott Moot Court Practice</td>
<td>10:30 - 11:30a</td>
<td>C 002</td>
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<tr>
<td>WED.</td>
<td>Scott Moot Court Practice</td>
<td>8:30 - 9:55a</td>
<td>C 002</td>
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<td>11/10</td>
<td></td>
<td>2:00 - 3:00</td>
<td>B 249</td>
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<td></td>
<td>Auxiliary Services Construction Mtg.</td>
<td>10:00a - 12:00</td>
<td>C 002</td>
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<td></td>
<td>BLSA Meeting</td>
<td>12:15 - 1:00</td>
<td>B 249</td>
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<td></td>
<td>Ms. Pratt's Corporations Review</td>
<td>12:30 - 1:30</td>
<td>DH</td>
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<td></td>
<td>Ms. Donahue - Trial Ad. Oral Arguments</td>
<td>7:45 - 10:00p</td>
<td>B 255</td>
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<td>THURS.</td>
<td>Peer Mediation</td>
<td>2:00 - 3:00</td>
<td>C 004</td>
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<td>11/11</td>
<td>Day SBA IOC Meeting</td>
<td>4:30 - 5:30</td>
<td>MH</td>
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<td>Entertainment &amp; Sports Law - Speaker</td>
<td>5:00 - 6:00</td>
<td>FH 126</td>
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<td></td>
<td>Board of Governors Meeting</td>
<td>6:30 - 9:00p</td>
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<td>Mr. May - Deans' Search Committee</td>
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<td>11/12</td>
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<tr>
<td>SAT.</td>
<td>Admissions Open House</td>
<td>9:00 - 3:30p</td>
<td>Various</td>
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<td>11/13</td>
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<tr>
<td>SUN.</td>
<td>ILR Production Day</td>
<td>8:00 - 5:30</td>
<td>All</td>
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