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NDLS Update 01/1992

Notre Dame Law School

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Volume I, No. 3

January, 1992

NDLS UPDATE

News of the Notre Dame Law School

Law-Review Note earns Supreme Court Citation

A Note written by NDLS students Karen Ecker and Margo O'Brien, *Simon and Schuster v. Fischetti: Can New York's Son of Sam Law Survive the First Amendment Challenge?*, 66 NOTRE DAME L. REV. 1075 (1991), was cited by Justice O'Connor in her majority opinion in *Simon and Schuster v. Fischetti* (1991 Westlaw 256877), decided December 10, 1991. Congratulations to Karen and Margo!

Bradley Accepts NDLS Offer

Professor Gerry Bradley of the University of Illinois School of Law has accepted our offer to join the NDLS Faculty. Gerry will teach in our Trial Advocacy

Program, as well as offer courses in the area of Law and Religion.

Gunn Appointed to Task Force

The Provost has appointed Alan Gunn to a Task Force on Business and Law. That Task Force will work in conjunction with the Colloquy 2000 Committee on Academic Life.

Chilean Professor Visits NDLS

Professor Jorge Correa is a Visiting Professor in the Law School this semester. Appointed to our Faculty through the initiatives of the Center for Civil and Human Rights, Professor Correa will teach a seminar entitled, "The Law Making Power of Judges in Democratic Societies." Professor Correa was

welcomed to NDLS at a reception for him in the Center for Civil and Human Rights on Tuesday, January 21.

Faculty Colloquium Features Tidmarsh

Jay Tidmarsh will preside at the Faculty Colloquium to be held on Friday, January 24, at Noon. His topic: "The Ruminations of a Mad Torts Professor." The usual box lunch will be served.

Food and Drug Law Grants Received

NDLS received from the Food and Drug Law Institute awards totaling \$3,750 for development of a food-and-drug law course. The grants are administered by Bill McLean.

Shaffer to Take Leave

Tom Shaffer will be on leave during the Fall Semester of 1992. During that time, he will serve as the Richard G. Huber Professor of Law at Boston College Law School.

Symposium Planned

The *Notre Dame Law Review* and the Center for Civil and Human Rights will co-sponsor a Symposium on February 21 and 22. The topic: "Dispute Resolution." Please contact *Law Review* Editor Walt Rogers or CCHR Director Father Lewers for further details.

NDLS to Host Jessup

The Law School will host the Jessup International Moot Court Competition on February 7, 8 and 9. Professor Trai Le is organizing this event.

"New Year's Eve" Dance Slated

The Student Bar Association will host their annual "New Year's Eve Dance" on

Saturday evening, January 25, in the Monogram Room of the Joyce Academic and Convocation Center. Tickets are available from the Student Bar Association.

LSAT Adopts New Scoring

LSAT scores are being reported under a new system, effective with the June, 1991, administration. Instead of a 10-48 range, a new 120-180 range now obtains. Under the new system, percentiles are as follows:

<u>Score</u> = <u>%tile</u>	<u>Score</u> = <u>%tile</u>
180 = 99.9	145 = 29.6
175 = 99.4	140 = 15.1
170 = 97.6	135 = 6.2
165 = 92.9	130 = 2.1
160 = 82.9	125 = .5
155 = 67.6	120 = 0
150 = 47.8	

University Mileage Reimbursement Increased

The University has announced a change in the rate of reimbursement for individuals using private vehicles for approved University business travel. The new rate is \$.26 per mile, effective for travel occurring on or after January 1, 1992. Roger Jacobs initiated the review that led to the increase. (Presumably just before his drive to Prague!)

Panel Discussion Marks Martin Luther King Holiday

The Black American Law Students held a panel discussion, entitled "Civil Rights: Past, Present, and Future," in the Law School to mark the Martin Luther King Holiday. Sabrina McCarthy moderated. NDLS Faculty on the Panel included Tom Broden, Bob Rodes, and Tex Dutille. The discussion followed the showing of the film, "Montgomery to Memphis."

NDLS Family Hockey Night Set

Faculty and Staff of the Law School, and their families, have been invited to a "Law School Night" at the Notre Dame hockey arena in the Joyce Athletic and Convocation Center. Details about tickets (free) are being provided to all faculty and staff in a separate memo. The game that night will pit Notre Dame against Air Force. The date is Friday, February 28, at 7:30 p.m.

"Chief" Honored

The Law School at Campbell University held a luncheon and ribbon-cutting celebrating the naming of the John J. Broderick Seminar Room. John ("Chief") Broderick, as most of you know, served on our Faculty for twenty-nine years (1947-76). Notes of congratulations may be addressed to him at the School of Law, Campbell University, Buies Creek, North Carolina 27506.

ABA London Visit Scheduled

The ABA's accreditation visitation for the London J.D. Programme will occur on March 8, 9 and 10. Jim White, ABA Consultant on Legal Education, will make the on-site inspection.

Computer Networking and New Telephone System Announced

Initial planning is underway to install computer networking within the Law School. Independent of the computer networking, the University plans to install a new campus-wide telephone system. Workmen for each of these projects will appear in the Law School as early as this Summer.

FACULTY ACTIVITIES

During the month of January, Bob Blakey is appearing on three network programs:

Prime Time Live; Good Morning, America; and Nightline. His appearances occur in connection with release of the film "JFK."

Doug Kmiec delivered a presentation on the Fifth Amendment at a Symposium, held at Valparaiso University, marking the Bicentennial of the Bill of Rights.

Tom Shaffer, in early January, did a "Critical Book Discussion" paper on Derrick Bell's "And We Are Not Saved."

Igor Grazin has been appointed a Faculty Fellow in the Peace Institute. During the Spring of 1992, he is teaching a course entitled "Roman Law."

At the Annual Meeting of the Association of American Law Schools in San Antonio, Jack Pratt chaired a session on legal history entitled, "Two Views of the Bill of Rights in its First Century."

In December, Jim Seckinger served as a Faculty Member for the NITA Rocky Mountain Deposition Program and for the NITA/Arthur Andersen Expert Witness Program, in St. Charles, Illinois.

Bob Johanson of the Peace Institute has been awarded a Lilly Faculty Open Fellowship.

Phil Faccenda has joined the Board of Regents at the University of Portland.

On December 12, 1991, John Robinson was the guest speaker at the Annual Meeting of the St. Thomas More Society of Indianapolis. His talk was entitled, "Catholic Lawyers and the Catholic Church."

FACULTY PUBLICATIONS

[Details available in *Notre Dame Report*]

* Judge Ripple published "The Process of Constitutional Decision Making."

* Tom Shaffer published "Property Law: Cases, Materials and Problems." One of his co-authors is Pete Salsich, of St. Louis University School of Law, a recent NDLS Faculty Visitor.

* Doug Kmiec published "Will the Supreme Court Revive the Original Understanding of a Contract Clause?"; "Public School Desegregation and Demographic Change"; and "The Coherence of the Natural Law of Property."

* Tex Dutile published "The Law of Higher Education and the Courts: 1990 in Review."

ALUMNI NEWS

Cari L. Votava, NDLS '85, is Corporate Secretary of the American Czechoslovak Society in Washington, D.C. She is also the Editor-in-Chief of the Society's monthly publication, *ACS News*.

Arthur W. Hoover, NDLS '65, authored a piece entitled, "General Practitioners Serve Many Functions in Society," in the December 18, 1991, issue of the *New Hampshire Bar News*.

Thomas M. Farrell, a graduate of NDLS, died January 3, 1992, at the age of 87.

NEWS FROM THE LEGAL AID CLINIC

The thirty-one students currently involved in the Clinic are handling approximately 131 cases ranging from landlord-tenant, Medicaid, Social Security, and insurance coverage through family-law problems. During the past month, Judy Lenger obtained a divorce for a client who was in an abusive situation; Mary Malone received an ALJ award of Social Security benefits for a Homeless Center client; Jay Lewis (who has now graduated) earned a

remand on an SSI decision; and Kim Finlaw obtained a judgment for a client under the telephone solicitation statute.

The Clinic has applied to the Department of Education for a \$100,000 grant for Clinic expansion. Two student interns were critical to the application: Chris Eager who wrote the Grant and Rick Bajandas, the Clinic's accountant.

Last Fall, the Clinic introduced St. Thomas More into its brochure. He will premier on Clinic stationery soon. In the interim, the Clinic has substituted one Tom for another:

Notre Dame Legal Aid Clinic

Notre Dame Law School

Notre Dame, Indiana 46556

Telephone (219) 239-7795



TEX DUTILE