3-10-1977

1977 Vol. 25 No. 9

Cleveland-Marshall College of Law

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The Search Is Over

CSU President Walter Waetjen (left) announced the selection of his new law dean, Prof. Robert L. Bogomolny of SMU, on Feb. 18. The selection of Bogomolny ended a search which has lasted nearly two years.

BOGOMOLNY PICKED FOR DEAN

By Dennis McDonough

Cleveland State University President, Walter Waetjen, unveiled Cleveland-Marshall’s new dean, Robert L. Bogomolny, at a press conference held on Friday, Feb. 18. Presently a professor of law at Southern Methodist University, Prof. Bogomolny is widely considered to be a legal scholar. His academic endeavors include co-authorship of a handbook on federal drug laws, editorship of a book on human experimentation and numerous law review articles.

President Waetjen stated that Prof Bogomolny “with his strong ties to Cleveland...will provide an additional dimension to the University’s service to the community, and his broad expertise will enrich the community’s professional leadership.”

Upon graduation from Cleveland Heights High School, Prof Bogomolny left the provincialism of the midwest for the east coast where he attended Harvard and earned both his undergraduate and law degrees. Subsequent to his graduation he spent three years with the prestigious Cleveland firm of Burke, Haber and Berick.

In 1966, Prof Bogomolny became an attorney with the Department of Justice, Criminal Division. He thereupon acquired what many members of the legal community consider an impressive list of government credentials: assistant chief counsel of HEW’s Bureau of Drug Abuse Control, special assistant to the U.S. Attorney for D.C. and assistant chief counsel of the Justice Department’s Bureau of Narcotics and Dangerous Drugs.

At the press conference held in University Hall, Prof Bogomolny appeared to epitomize this reporter’s perception of the “establishment” lawyer turned scholar: well-dressed, mild mannered (not to be confused with Clark Kent) and noncommittal. When asked by a member of the audience about general University funding in relation to the underfunding of the law school, Prof Bogomolny replied, “The better the university the better the law school.”

At the close of the press conference, in response to this reporter’s request for a comment on the fact that for the first time since the C-M/CSU marriage promotions recommended by the law school were denied by the CSU administration, Prof. Bogomolny responded that he did not want to comment until he knew the substantive facts because professional reputations were at stake. The dean-elect expressed the hope that C-M and the CSU administration would be able to create criteria for promotions acceptable to both administrations so as to avoid a similar situation in the future.

In commenting about C-M’s new dean, President Waetjen stated that it would be an understatement to say that he is very pleased.
CHICANO ESSAYISTS SOUGHT

The Mexican American Legal Defense and Education Fund (MALDEF) is currently seeking entrants for the MALDEF legal essay contest. Original research papers must be at least 10 double spaced pages on one of the following topics: Chicanos Rights, Voting Rights, Employment, Education, or Immigration. Awards of $300, $200, and $100 will be awarded to the Mexican or Latino law student who submits the most original and scholarly legal research paper. Essays should be sent to MALDEF, 145 Ninth St., 2nd floor, San Francisco, CA, 94103. All essays must be received no later than April 30, 1977.

Letters to the Editor

Editor:
I've been meaning to write to say how vast an improvement is your new journalistic format.

Sanford Markey
Director, Univ. Community Relations

BALSA CONVENTION

The BALSA National Convention, hosted this year by the C-M and CWRU Law School chapters, will take place March 26-30 in the Bond Court Hotel. The Frederick Douglass Moot Court Competition, a highlight of the yearly convention, will be held in the Justice Center.

The theme of this year's convention is "Survival for the Third Century." In addition to workshops and speakers, elections and various social functions will also take place.

Registration for law students is $25. For more information, contact Eddie Smith in the BALSA office, room 0073.

THANKS

The editors and staff of The Gavel wish to express our thanks to Lee Andrews, Mark Bryn, Terry Brennan, William Corvo, Chris Dittmar, Alan Dub, Terry Gravens, Ken Hoffman, Ilene Klein, George Kulman, Monica Lercher, Mitchell Leventhal, Doug Peoples, Estie Rappaport, Larry Schlesinger, Sheri Schoenberg, Patricia Stealy, Leonard Tate, Elaine Vorobel, Susan Weeks, Carol Weiss, Doug Wollinsky and others who have contributed to the Gavel in the past two quarters.

Although this is our last issue this quarter, we will be back next quarter with six issues. Your letters, contributions and articles are appreciated.

Our apologies to Susan Dolin whose name was inadvertently deleted from our staff box in the last issue.
If you happened to have participated in a peace demonstration against the Vietnam war, or attended a women's movement meeting, or maybe just received a letter from a friend out of the country, there is a good chance your name is somewhere on a FBI or CIA file in Washington, D.C. Difficult to believe? According to Morton Halperin, these examples are just a small fraction of what the intelligence agencies have been doing in this country and abroad, and all in the name of national security.

Halperin delivered a talk entitled, "Will Spies Rule Our Country?" at CSU February 25. He told the audience of over one hundred people that the intelligence agencies had been doing more than anyone had wildly suspected: J. Edgar Hoover had files on politicians and used them to blackmail; the National Security Agency (NSA) was opening and photographing mail to and from the Soviet Union and other countries; and the FBI has a program designed to manipulate the political movements in this country. Not because these political movements are illegal, emphasize Halperin, but precisely because they were legal did the FBI take the law into its own hands, very much in violation of the 4th Amendment.

The recent publicity has done little to really cure the agencies of their ills. Halperin feels we cannot expect the Carter administration to come forward with legislation and other necessary measures. In responding to a question from the audience, Halperin said that the Jimmy Carter who ran for the Presidency on a platform of openness does not seem to be the same man who, when confronted with the leak concerning CIA payments to King Hussein, decides to reduce the number of people who know about these secrets to prevent another leak, instead of informing the public what our government is doing.

The agencies would like to take more serious protective measures. They propose to make it a crime for people presently or formerly working for the CIA, FBI or other intelligence agencies to reveal any intelligence source method or information. It is interesting to note, continued Halperin, that it is not a crime for officials of intelligence agencies to violate the CIA or any other charter, nor is there a position or person that could enforce such a law. Surely, the Attorney General, who is in effect the leader of the intelligence agencies, will not prosecute, and so, in effect, the intelligence agencies are above the law.

The nation is slowly becoming aware of this problem. The first National Conference on Government Spying, sponsored by many organizations, was held in Chicago in mid-January. Cases are pending in the courts on behalf of the Socialist Worker's Party, the late Fred Hampton and others who have been victimized needlessly, and unconstitutionally, by the intelligence agencies. Morton Halperin and three other members of the Project he directs have written a book entitled, The Lawless State: Crimes of the U.S. Intelligence Agencies, which includes such chapters as "The FBI's Vendetta against Martin Luther King, Jr." Nationally and locally, Campaign's to End Government Spying have begun organizing.

Cleveland has organized its campaign as well. If interested in more information contact Roma Foldy, at the ACLU office, 781-6276. Remember, Big Brother IS watching, so you may want to use a pay phone.
S-1 RETURNS

Although Jimmy Carter expressed his opposition to Senate Bill One (Nixon and Ford's 800 page law and order Federal Criminal Code revision) during the presidential campaign last fall, the prospects for a recodification of the Federal Criminal Code remain strong. In fact, the new proposed code is now at the Government Printing Office and will be introduced in the United States Senate soon.

According to Esther Herst, Coordinator of the National Committee Against Repressive Legislation (NCARL), despite the massive opposition which blocked the passage of S.1 last year, many factors weigh in favor of the institution of a new criminal code.

First of all, Attorney General Griffin Bell supports the concept of recodification. In his Senate confirmation hearings, Bell said, "it's time for S-1 to move," but, recognizing that the bill is controversial, suggested the deletion of the Official Secrets Act provisions and the death penalty provisions.

Furthermore, the Senate Judiciary Committee is more conservative than it was last session. The committee's leading critics of S.1--Senators Hart and Tunney--are gone (Hart died last fall and Tunney lost his reelection bid). In all, only 7 of the 17 committee members are considered to be liberals (Kennedy, Bayh, Aboursek, Biden, Kover, Metzenbaum and Mathias).

However, Kennedy was a chief proponent of S.1 and is actively seeking support for the recodification. Other proponents on the Judiciary Committee include Eastland, McClellan, Thurmond, William Scott, Byrd and Allen.

Finally, many of the critics of S.1 may be co-opted by cosmetic changes and the deletion of a few of the more controversial provisions. According to Ms. Herst, the Official Secrets Act, the Smith Act, the insanity defenses and the entrapment provisions will not be included in the new bill. However, it should be noted that the provisions affecting organized labor and political demonstrations are certain to remain. Some of the deleted provisions, such as the Official Secrets Act, will be introduced as separate bills.

Arguably, support from the Carter Administration, a more conservative Judiciary Committee and cosmetic changes in S.1 may make it possible for former President Richard Nixon to see his dream of a “law and order” criminal code realized.

Creative Writers Unite

Request is hereby made for the submission of student expression in whatever form best expresses the student.

The Student Publications Board is considering for approval a request for $1000 for the publication of a magazine produced by and for the students of this law school. The magazine will treat every aspect of our law school experience: the frustration, the humor, the satire, the obscene (within the parameters of State v. Flynt), the poetic, the political, the graphic, the pictoral, and other creative expression.

Submissions do not have to be about law school. Anything and every thing will be given serious consideration--scribbling, doodling, old photos, new photos, hate mail--no matter what the subject. Submit whatever you like.

Slide your submissions under the door at Law Notes (room 1043, next to Placement) or deliver in hand service to Paul S. Newman, Martin B. Schneider, or Kurt Olsen. First year students are especially urged to contribute. Suggestions are welcome. The deadline is April 6.

Also needed are volunteers experienced in layout, photography, and other aspects of printing and publishing.

SUMMER LAW STUDY
in
Guadalajara
Oxford
Paris

For information:
Prof. H. Lazerow, University of San Diego School of Law, Alcala Park, San Diego, California 92110.
GUILD CONvenes

By Scott Mahood

While Oklahoma is well known for little except oil, Will Rogers, University of Oklahoma football and the Cowboy Hall of Fame, chapter members of the National Lawyers Guild recently convened on Norman, Oklahoma for a meeting of the Guild's National Executive Board (NEB). Hosted by the Oklahoma chapter of the NLG, the three-day meeting (Feb. 18-20) was held at the Oklahoma Center for Continuing Education of the Univ. of Oklahoma; approximately 300 lawyers, law students and legal workers attended the NEB's numerous presentations, workshops, meetings, and caucuses.

Among those attending the February NEB were Cleveland representatives Steve Saltzman, Jack Kilroy, Mike Ruppert, Scott Mahood and regional vice-president, Terry Gilbert (C-M 73). For two of these representatives, the Norman NEB provided initial exposure to the Guild's decision-making process on a national level.

Generally, the NEB is the legislative branch of the Guild; a democratic body composed of delegates and officers representing approximately 65 Guild chapters throughout the United States (the number of each chapter's delegates being determined by the number of members within the individual Guild chapter). Serving as the central core of this body is the National Executive Committee (NEC)—made up of 17 Regional Vice-Presidents, the National Officers and the National Office Staff.

Specifically, each NEB is given direction by focusing on one broad phase of the Guild's policy and programs; the theme for the February NEB was how to deal with the legal and extra-legal repression of the working class and oppressed nationalities in the U.S.

The NEB is roughly divided into two segments. During the Plenary meeting, delegates formulate the Guild policy, conduct business, allocate finances and determine which issues should be singled out for specific Guild programs. Additionally, various presentations, programmatic workshops and meetings give representatives an opportunity to improve their skills and exchange information concerning Guild programs and policy.

Illustrative of the three days of programs and activities was one such program at which this writer was present. The workshop centered around methods of combatting the attacks of police and extra-legal organizations such as the Ku Klux Klan and the American Nazi Party. The repressive activities of such organizations against blacks in Chicago's Marquette Park riots and in Houston were focused on specifically. Also considered were the Klan activities and military action surrounding the "Camp Pendleton 14"—a case arising from Klan activities against blacks on the California military base. The political/legal problems and strategies which must be employed to successfully defend and prosecute legal suits resulting from these extra-legal activities were also discussed.

In that space considerations permit but a brief overview of the NEB, it is worth noting that not all one's time is spent listening to presentations and participating in meetings and workshops. In fact, time is set aside (or can be set aside) for sightseeing (in Norman, Oklahoma?), parties and other entertainment. The Cleveland representatives in particular found Amtrak and its passengers to be a source of hilarious, if not riotous fun and humor.

NOTES FROM THE COLONEL

Job hunting is unpleasant, embarassing and hard work. It can be frustrating and humiliating. Unhappily there is no easy solution to the problem nor are there any universal shortcuts. Careful planning and preparation, however, may make the task less onerous. With that object in mind, the Placement Office will conduct two seminars immediately after spring break to assist first and second year students who are seeking summer employment in planning and organizing their job-hunting campaigns.

The first seminar, April 1st at 3:15 p.m. in Room 2089 will deal with the preparation of resumes and cover letters and with researching job opportunities. The second seminar, April 8th, same time and place, will deal with the problems of interviews and interview techniques.

While these sessions clearly will not guarantee anyone a job they may ease the trauma and make you a bit more competitive in a wildly competitive arena.

EDITOR RESIGNS

Gail Gianisi Natale, Gavel Associate Editor for the past two quarters, submitted a letter of resignation from her editorial position on February 16. Ms. Natale cited a need to maintain journalistic integrity as the reason for her resignation. Gavel Editor in Chief, Mike Ruppert has accepted the resignation and hopes to fill the post as soon as possible. Ms. Natale indicated that she would remain on the staff, as a reporter, for the remainder of the year.

"Good luck on exams!"
SBA Notes

At the suggestion of Mike Ruppert, Editor-in-chief of the Gavel, the S.B.A. officers will regularly publish a column in the Gavel. The suggestion is well taken because the Gavel is an excellent form of communication for the S.B.A.

To start things off, the following comments are made in regard to Dean Designate Bogomolny: Though the pronunciation of his name has caused some confusion, the selection of Professor Bogomolny is a definite benefit for the Cleveland Marshall College of Law. His credentials are most impressive and in person Professor Bogomolny comes across as a warm individual with a good grasp on the situation he will soon be encountering.

Not only a new Dean, but also a New Building. Harvey Berman’s New Building Committee is hard at work developing a display on the New Building that will be placed in the student lounge for all to see. If you have any questions on the New Building, Harvey is the man to see.

Wanted: Four individuals willing to serve at low salary to do a lot of work. Elections will be held for the offices of SBA president, Vice-President, Secretary, and Treasurer will be held on April 12, 13 and 14. The filing period for the election will run from March 7 until March 25. Further details will be posted on the SBA Bulletin Board.

At last Friday’s faculty meeting, the faculty adopted a resolution that read as follows: “For the purposes of faculty meetings only, the Student Bar Association President shall be considered a member of the body for any and all matters that come to the faculty from a committee on which there are student members.” This office views the resolution as a step forward in student involvement in the affairs of the Law College. The faculty has expressed its willingness for student participation. Now it is up to the students to participate in a responsible and effective manner. Please keep this in mind when you vote for the SBA President in April.

For those students who don’t know it, there is an SBA lounge in the basement of the Chester Building. Perhaps, when you are finished with exams, you might enjoy a little television or maybe some Ping Pong. As a new attraction, a dart board will be mounted for those interested in hitting a bullseye.

Looking towards the Spring, John Wheeler has promised that there will be the Second Annual Law Clerk Training Program. If you are going to be clerking for a firm this summer or next fall, John’s team of veteran law clerks will give you some idea of what is in store for you. Bob Leaf of the Speakers’ Committee has announced that there is a good chance that Charles Evers and Maurice Nadari will visit Cleveland Marshall as guest lecturers this coming Spring quarter.

That’s all the notes for this issue. If you have any questions or answers for the Student Bar Association, stop down at the SBA Office in the basement of the Chester Building.
Ashby Who?

The Ashby Leach Defense Committee and Vietnam Veterans Against the War are looking for legal observers and participants to attend planned demonstrations in Leach's behalf March 12-14.

Since holding 13 Chessie employees hostage in Terminal Tower last August 26, Leach has been charged with 13 counts of kidnapping, extortion etc. Leach's trial is scheduled to begin March 14.

The demonstrators are demanding that Chessie honor its agreement of Aug. 26, that the GI Bill be further expanded and that the charges against Leach be dropped.

Those interested in attending the demonstrations or in doing research for Leach's defense should call 741-3796 or 881-6561.

AKRON OFFERS AID

The Akron Bar Association has announced that six scholarship funds, in the amount of $500 each, have been established for Summit County law students in need of financial assistance. Interested students in the upper half of their class are urged to apply by submitting a completed financial assistance application no later than April 15. Action on the applications will be taken by the Akron Bar Association Foundation in June. Application forms and other information can be obtained by writing to the Akron Bar Association, c/o William Oldham, 407 Ohio Building, Akron, Ohio 44308.
FRIEND OF THE COURT: Professor Robert J. Willey is currently writing an amicus brief on behalf of the CSU BALSA chapter in the University of California v. Bakke case. Bakke, a white medical school applicant alleges reverse discrimination on the part of the admissions board. A Gavel article on Bakke is forthcoming.

FINANCIAL AID:
Currently enrolled students are reminded that April 1 is the final day for receiving analyzed GAPSFAS forms from GAPSFAS. “Applications received by the financial aid office from GAPSFAS after that date will be considered only if funds are available,” according to Barb Sper, Director of Financial Aid.

GAVEL GETS AROUND:
Several Gavel articles have been reprinted in the latest issues of What She Wants and The Forum, the newspaper of the “other” Cleveland law school.

SEMINAR LACKS SOLE:
Practitioners, that is. One wonders why the panel in the recent “How to Hang Out Your Own Shingle” seminar consisted mainly of representatives from large law firms.

THEATER: “Lay Your Sleepy Head, My Love, Human on My Faithless Arm,” a drama by playwright Tim Tavcar will premiere Friday, March 11, at 8 p.m. in the Cleveland State University Theater. Other performances are scheduled for March 12, 13, 18, 19. The title of the play was taken from the W.H. Auden poem, “Lullaby.” Tavcar has designated the March 18 and 19 performances for the benefit of the Gay Education and Awareness Foundation.

BIBLE STUDIED:
A group of law students are meeting for a Bible study each Wednesday at 1 p.m. in Room 2064. Contact Mark Pirozzi at 932-7598 or 687-2525.

The Gavel
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