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MOOT COURT NIGHT

By David Ross Jones

A standing room only crowd witnessed a proud moment in the College of Law's history on Saturday, October 30th. The occasion was the Third Annual Moot Court Night. A most distinguished panel established the importance of the evening. President Enarson announced the findings. They were: President and Mrs. Enarson, Chief Justice O'Neill, and Justice Robert M. Duncan.

The panel made two determinations. Chief Justice O'Neill announced the findings. They were: James Lowe was the outstanding advocate of the evening and the Respondent Team of Elfvin, Lowe, and Henn presented the best argument as a unit. Dean Christensen presented Mr. Lowe with a $100 check in recognition of his high achievement. President Enarson awarded the Respondent the Hugo L. Black Advocacy Award. Professor Ruben, Bruce Elfvin, Robert Henn, David Jones and Richard Sutter were presented with Moot Court Board Certificates by Professor Ruben. Team Certificates went to Thomas Baechle, Bruce Elfvin, Robert Henn, David Jones and Richard Sutter were presented with Moot Court Board Certificates by Professor Ruben. Team Certificates went to Thomas Baechle, Bruce Elfvin, Robert Henn, David Jones and Richard Sutter were presented with Moot Court Board Certificates by Professor Ruben.

A reception followed outside the courtroom, where many past Moot Court Team members recounted their involvement with Moot Court. No activity at the Law School generates the intense excitement and enthusiasm of Moot Court; the continued interest and devotion of past advocates being evidence of this.

On November 5 at 8:30 p.m. the Team will present a second round of arguments to another distinguished panel. Present will be Professor Colletta, Dean of the Law School; the Honorable Frank J. Battisti, Chief Judge of the United States District Court for the Northern District of Ohio; and the Honorable Jack Grant of the United States Court of Appeals for the Sixth Circuit.

The court proceedings began at approximately 8:30 p.m. The hard work and thorough preparation by the Team was put to the test. The result was an absorbing and informative series of arguments. The advocates for Petitioner were Messrs. Thomas Baechle, Alan Hirth and Thomas Begley (Assisting Counsel). Counsel for the Respondent were Messrs. Bruce Elfvin and James Lowe with Robert Henn assisting. The case arose out of circumstances paralleling the My Lai incident.

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This will be one of the final open rounds prior to the November 19th and 20th Regional Arguments of the National Competition.
MOOT COURT, BEST YET

Fear, nervousness, reservations and rigid form were the apparent impression C.S.U. College of Law Third annual Moot Court night. The usual mental preparations were made before the panel arrived. As the judges entered all eyes turned from the center of the room to the bench. Then Chief Justice O'Neill nodded to the team to begin the arguments.

Tom Baechle approached the bench composed of the most prestigious members of the Ohio judicial system. Tom had the hardest job of the four advocates. His fifteen minute presentation peeled the layers of pressure off the team as a whole. Each member of the Moot Court team that followed Tom became less reserved, more confident.

When Jim Lowe began his presentation the courtroom came to life through his flowing presentation of courage and aggression.

The last two advocates, Bruce Elifsn and Alan Hirth, presented a paragon of oral argument. Their presentation exhibited how a well planned attack unveils the flexibility mirrors the necessary characteristics of the necessary and copious characteristics which will carry our school into the National Moot Court competition.

Pres. Harold Enarson (R.I.) presents winning team the Moot Court Award

HELP!!!

The Editors of THE GAEL are currently assembling all previous editions of the Moot Court for the purpose of permanently binding them. The end result will be a complete history of the law school as described by the school's newspaper.

But, we need our reader's help. Certain early editions cannot be located in the school's files. Listed below are the volume, number, and most probable publication date of editions which we do not have. We would appreciate your assistance in locating these missing issues so that we might have copies of them if you are able to help, please get in touch with the newspaper.

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Moot Court panel Judge Celebrezze (L), Chief Justice O'Neill, and Justice Duncan (Rt.).

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Indeed, their performance was outstanding. Our Moot Court team is sure to have the greatest success in the national competitions.

The students, faculty, and administration of C.S.U. and the law school must be congratulated. They have molded a team that is the best this school has ever seen. But more important they have shored the team with confidence. We all have shown that Cleveland State University Cleveland-Marshall College of Law is more aware, more conscious, and more involved. In the words of Justice Duncan, "That's the name of the game."

A Veterans Drug Treatment bill has passed the House of Representatives in Ohio. This legislation will provide drug treatment and rehabilitation programs at VA hospitals for servicemen and veterans suffering from drug abuse. The bill will expand the drug treatment center which opened at the Brecksville VA Hospital this summer.

In addition, ex-servicemen who have become addicted in the Armed Forces will be eligible for treatment regardless of their type of discharge.

The importance of this legislation was emphasized recently by the story of Edward B. Moran, a nineteen year old ex-GI from Brookpark, Ohio. Moran became addicted to heroin in the Army and was given an unusual mental requirement.

It has been stated that behind the wheel of every 56th car is a drunk driver. (26-1 Gavel 2). This is true, but to be more exact: behind the wheel of every 25th car is a driver who is legally intoxicated. He is on our Ohio roads between 6 p.m. and 3 a.m. and he is lightening fast and deadly.

Mr. Douglas W. Toms of the Federal Traffic Safety Program told the National Association of Women Highway Safety Leaders that more than half of the 56,000 traffic deaths last year were directly caused by the drunk driver.

Again the Gavel must protest the iniquity of our galt Ohio legislature, mainly the Senate, to pass Senate Bill No. 14. Their insensible caution is a detriment to every citizen in Ohio.

Senate Bill No. 14, which reduces the blood alcohol concentration percentage from .15 percent to .10 percent as the presumptive level of intoxication, must be rejected by both Houses.

Let's make the necessary steps to diminish the deaths on our highways by 50 percent. It is imperative that we act immediately—Our lives are at stake.

ELECTION RESULTS

There are many opportunities open for 2nd year law students for 1972 summer law internships and clerkships.

For internships or clerkships with larger law firms in Ohio and many Federal Government Agencies it is imperative that applications be made early in October or November.

For summer programs with law firms it is necessary that you forward a resume. Sample format is available in the placement office.

Three of the larger law firms in Cleveland will interview 2nd year students at the school for summer positions. These are excellent placements and the pay is quite high, consequently competition is keen and desirable discharge last year.

He was refused admittance to drug treatment programs at VA or military hospitals because of his discharge. Finally, after much publicity in The Plain Dealer, Moran was admitted to a private drug center.

Should this Veterans Drug Treatment bill become law former servicemen could be admitted to a VA treatment center. The bill now travels to the Senate.

Congressman James V. Stanton, former President of the Cleveland City Council, stated, "I believe drug treatment programs are in the public interest, and that the government has a responsibility not only to former GI's but also to protect society from drug users and addicts."

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Criminal Procedure Seminar not only gave pointers as to what judges look for in trial attorneys. Professor James Will is, and the many things which can be learned from one. However, throughout the course of this study and the one that followed it, we could not dispute his prediction. The final reward for this tedious study was much more than a passing grade. Professor Murad has stated that he will present a proposal to the Curriculum Committee, that visits by these men be made a part of the Criminal Law class that he will teach this coming year.

Top (L to R): John Butler, Don DeLucco, Hyman Friedman, Judge Walter Whitley, Jerry Gold, Jerry Milano, Prof. LeiRoy Murad. Bottom (L to R): George Frantz, Judges George J. McMonagle, Dr. Lester Adelson, Judge George W. White, Lt. Martin Lentz.

THE REAL WORLD

by Gary Pompan

There's an old joke that graduating law students don't even know where the Court House is. Well, the members of Professor Leroy Murad's Criminal Procedure Seminar not only know where the Court House is but they also know many of the men who work there. The seminar, offered this past summer, consisted of twice weekly discussions with prominent county judges, prosecutors, trial attorneys, police officers and the Assistant County Coroner.

Every law school in the country is faced with the dilemma of bringing in the practical and clinical aspects of the study of law, as opposed to the theoretical study. The question is how to accomplish this. Professor Murad has found one answer to this dilemma in this seminar. The guests who appeared provided insights and tips on how it really is when you practice in the courtroom. They discussed things that one can't learn from textbooks, but can only learn from years of practice and experience. They were open to all questions and comments.

The class was conducted in a semi-formal manner in which each participant spoke on one area of criminal law. Following these short talks, the floor was open to questions and discussion from the class. Professor Murad always provided time for the class members to meet the guests personally.

Judge John M. Manos, Cuyahoga County Court of Appeals, and Judges John V. Corrigan, Bernard Friedman, Frank M. Brennan, George McMonagle, Joseph P. Nahra, John T. Patton, Thomas J. Farrino, Leo M. Spellacy, and George W. White, all of the Cuyahoga County Court of Common Pleas, spoke about the entire criminal procedure from the time you get the client, to the point when the verdict is reached. They discussed things that can't be learned from textbooks, but can only be learned from years of practice and experience. They were open to all questions and comments.

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Legal education is taking a beneficial and modern turn for the better, beginning this year, and much of it may be attributed to Howard Rossen, chairman of the Continuing Legal Education Committee of the Cleveland Bar Association and graduate of Cleveland State Law School. According to Mr. Rossen, the purpose of the CLE Committee is to "oversee the various institutes put on by the Bar throughout the year." What makes this year different from all other years is that law students will now be able to have the full benefit of these institutes. Mr. Rossen has said that volunteer lawyers from the Cleveland Bar will be available to participate in a trial demonstration.

A typical program in the on-going seminar program of the CLE Committee is the Practice and Procedure Clinic which will be of particular interest to final year students. Offered in the clinic will be the areas of domestic relations, probate, real estate, debtor-creditor, criminal law, business planning, and workman's compensation. All of this plus all of the written materials, which will be quite extensive, will be available. These programs, initiated by Howard Rossen when he took office in August, are now well under way.

Mr. Howard M. Rossen is a 1964 graduate of Cleveland State University Law School and is presently in the firm of Summers, Schneider, Burke, and Rossen. He may be best known as co-author of Smith's Review, Legal Gem Series, revised edition. Mr. Rossen is a member of the Ohio, District of Columbia, Florida, and U.S. Supreme Court Bars.

Professor Liz Moody and Assistant Dean Tabac, both of Cleveland State Law School, are actively working with Mr. Rossen in implementing an expanding program of clinical work in this law school and at Case Western Reserve College of Law. It is the hope of Mr. Rossen that clinical work will greatly replace the classroom method of teaching. It is hoped that with new techniques, clinical practice may finally "bridge the gap between the theory of law school and the realities of private practice." In addition to all of the above programs, Mr. Rossen has said that volunteer lawyers from the Cleveland Bar will be available to participate in a trial demonstration.

To achieve this goal the "bramble bush method is used. Basically what happens is that in the first month the student is introduced to so many aspects of contract law that he cannot help but be completely confused. When this period of misunderstanding has reached its height, the student is told that he is in the bramble bush. The next step for each student will be to fight his way out, to undo the confusion, and this can only be achieved through individual effort. This period in the development of the legal-thinking process is likely to be one of the most uncomfortable periods of a student's life. To succeed in contracts, the student must shed the thorns of the bramble bush just as he must leave behind his undergraduate concepts of the law. Professor Goshien is steadfast in his support of this teaching device. The student is, in effect, teaching himself the law of contracts. Such Goshien feels is the key to retaining the huge body of knowledge.

Professor Goshien has been involved with the Internal Revenue Service for several years. He advises the agency on national matters and has proposed changes in the various policies used. The Equal Opportunity Commission has given him the benefit of Goshien's experience. There he deals primarily with race discrimination cases, but occasionally he will provide counsel for the Cleveland Orchestra. Students are often invited to his home Friday evenings for "rap" sessions. Anything from contracts to the Cleveland Orchestra may be discussed at his house. Students are regarded by him as "colleagues" as an opportunity for his students to become better acquainted with Goshien the man, as opposed to his image of being an "expert" specialist. Goshien feels "students are colleagues" adding that the problems and pressures of his law school days have not been forgotten.

Professor Goshien radiates an overwhelming knowledge of his specialty as well as a love of teaching it. He walks into class with a thorough understanding of the "job of a contracts professor." He finds that the culture-shock he is experiencing and lead him out of his former airs, false conceptions, placidity, self-righteousness and conceit. He does not stress memorization, but rather skills in analysis. The stronger students will meet the challenges he offers them eagerly and without regret. The job of a contracts professor, he feels, is not only to help the student develop but also to assist the student in deciding whether law school is the road he really wants to follow. When asked what the secrets are to a more successful law school are, he replied, "Good professors, selective choice of incoming students, aggressive recruiting and a tradition of being proud of." Professor Goshien has already done a substantial job in helping our school establish such a tradition.