11-1998

1998 Vol. 47 No. 3

Cleveland-Marshall College of Law

Follow this and additional works at: https://engagedscholarship.csuohio.edu/lawpublications_gavel1990s

How does access to this work benefit you? Let us know!

Recommended Citation
https://engagedscholarship.csuohio.edu/lawpublications_gavel1990s/45

This Book is brought to you for free and open access by the The Gavel at EngagedScholarship@CSU. It has been accepted for inclusion in 1990s by an authorized administrator of EngagedScholarship@CSU. For more information, please contact library.es@csuohio.edu.
**Fraternity Wins FEAT Award**

**Delta Theta Phi uses national prize to promote literacy among ailing children**

By Tommy Bogdanski, Staff Editor

The Ranney Senate of the Delta Theta Phi Law Fraternity at C-M recently received the Foundation Educational Awards Tournament (FEAT) Award for the 1998-99 school year. The FEAT Award is presented annually to eight law school chapters of Delta Theta Phi who submit entries that describe a charitable or educational event that they plan to host if selected as an award recipient. A $1,000 cash prize is awarded to the selected fraternity chapters to implement their program ideas.

Andrea Julian, Dean of the Ranney Senate, developed the idea for C-M’s submission by contacting “Cleveland Reads,” a non-profit organization that focuses on literacy programs in the Cleveland area. Julian’s submission proposed performing an interactive skit in the children’s ward at MetroHealth Medical Center on Cleveland’s west side. For bedridden children, Julian proposed presenting these children with books and commemorative T-shirts. Julian stressed that the Ranney Senate would be giving the gift of reading to children, while gaining a sense of pride in performing community service.

**Drug Court Team Visits**

By Eileen Sutker, Staff Editor

Greater Cleveland Drug Court Team members came to C-M on Oct. 20 to describe this pilot program and increase awareness of drug-related crime and treatment in Cleveland. A dedicated and enthusiastic panel headed by Administrative and Presiding Judge Larry A. Jones explained Drug Court’s history, purpose and methodology.

Co-Director Dan Petereca explained that Drug Court involves early intervention and immediate drug treatment for those accepted into the program. A Cleveland arrestee waives rights to a hearing and the felony charge is reduced to a misdemeanor, which puts the case into Judge Jones’ jurisdiction. Instead of a minimum six-month jail sentence or fine, the sentence is suspended and the person is placed in an intensified treatment program. Individual accountability is enforced by courtroom sanctions for noncompliance with the treatment program.

The weekly court sessions may hear 40-50 cases at various stages regarding everything from admission to sanctions. Judge Jones said he uses the panel recommendations about 95 percent of the time, but he appears to take pride in his remaining “activist” decisions. While programs such as this have been called “coddling criminals,” the significant nationwide effects include reducing jail overcrowding and recidivism rates. The cost comparison alone (six to 18 months of incarceration at $35,000 per year versus treatment at up to $5,000 per year) makes this an appealing option for taxpayers. This pilot program is unique because it accepts only non-violent offenders with no prior convictions.

Drug Court Prosecutor Ronald Jones echoed the sentiment that this is not a traditional courtroom experience. He stressed that first time offenders accepted into the program avoid a felony conviction, and a...
Embarrassed to Study Law?

Don't sweat it — establish your priorities, set your standards and always re-examine who you are

By Cate Smith

Law is one of the most loved, hated, disrespected and feared of professions. When you told your friends or family of your intentions to attend law school, how did they react? How did you react in response? In the wake of the ongoing situation in Washington, the reactions are probably getting more wary and more cynical.

I am regularly asked by friends and family to give my viewpoint on Washington or some other cover story, but just as often I am asked, “Do all lawyers act like that?” or, “Is that how you acted as a lawyer?” With the exception of a few speed bumps or potholes along the way, I hope to be able to say “No” and for others to ultimately agree.

However, there have been situations where I have not eagerly offered the nature of my profession. Why the hesitation? Was I ashamed of my profession for which I worked so hard? As hard as it was to admit, there were situations in which I was more comfortable being silent about the nature of my career. Those feelings have since caused me to reflect inward at length and have resulted in my having a better overall attitude that I now attempt to reflect on others so they may never feel ashamed.

What kind of a lawyer do you want to be? This typical question should go far beyond asking the field of law in which you would like to practice. People are formed, in large part, by their environment. How you deal with those outside forces determines your inside forces, your priorities and conscience. How have you been dealing with the forces of law school?

Being a successful law student — and lawyer — not only takes some natural intelligence, but also an immense amount of hard work and tenacity. While there are many times you are so involved in study that you forget the outside world for days at a time, do not lose sight of what is now important to you. Write down your current priorities and your goals in life, and tuck that paper away into your calendar six months from now. You may also add a list of what you think are your best traits. In six months, see how you measure up against yourself. Everyone grows, and everyone changes in some ways, but the metamorphosis should not alter your fundamental beliefs.

Think about those people you held up as your role models while you were growing up. What about them made them role models to you? Do you still surround yourself with similar people? Take a moment to compare the positive traits of those role models against what you see as positive traits in your role models in school and in the legal field. Who you look up to in the legal field in part may help determine what kind of lawyer you will be. Do they measure up? Will you measure up?

Will you have pictures of these role models, your family or friends in your office? Your behavior as a lawyer should never lower your eyes away from these pictures, but look straight into those faces and see their pride in you.

It is sometimes easy to lose sight of yourself as you get immersed in the quest for greatness, whatever your definition of that may be. Whether to be loved, hated, respected or feared is your choice. It shouldn’t matter in which category you want to place yourself, as long as you are the one making the choice.

Don’t ever be ashamed to admit you are a lawyer.

About Cate Smith

Cate Kurela Smith is a 1995 graduate of C-M. She practiced briefly in the area of criminal defense in Lorain County before accepting a full­time position as the executive director of the Delta Theta Phi Law Fraternity, International, in Rocky River. Cate oversees all administrative and financial functions of the fraternity. It is through this position that she assists in the massive networking the fraternity provides to student and alumni members.

Prior to attending law school, Cate worked in publicity and public relations. She is a 1991 graduate of Bowling Green State University, having majored in sport management with a concentration in marketing and promotions.

Stable but Low: Ohio’s July Bar Pass Rates

<table>
<thead>
<tr>
<th>LAW SCHOOL</th>
<th>1998 RATE</th>
<th>1997 RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cincinnati</td>
<td>86</td>
<td>94</td>
</tr>
<tr>
<td>Ohio State</td>
<td>81</td>
<td>84</td>
</tr>
<tr>
<td>Akron</td>
<td>76</td>
<td>74</td>
</tr>
<tr>
<td>Case Western</td>
<td>74</td>
<td>79</td>
</tr>
<tr>
<td>Dayton</td>
<td>66</td>
<td>73</td>
</tr>
<tr>
<td>C-M</td>
<td>64</td>
<td>61</td>
</tr>
<tr>
<td>Capital</td>
<td>62</td>
<td>73</td>
</tr>
<tr>
<td>Toledo</td>
<td>60</td>
<td>65</td>
</tr>
<tr>
<td>Ohio Northern</td>
<td>47</td>
<td>52</td>
</tr>
</tbody>
</table>

Rates are for all test takers. Source: Gavel & Assoc.

Drug Court Team Speaks at C-M

Continued from page 1

professional will retain the ability to re-enter their field upon successfully completing treatment and graduating from the program.

The team emphasized in her interactions with program participants, Case Manager Frances White said, “There is a possibility for recovery, but it may take a long time, and require a lot of hard work.”

The team’s Public Defender, Bill Kelly, gave a personal message to C-M students, intimating that regardless of what you learn at school, it’s also important to continue to think like a human being — helping people is one of the most rewarding aspects of being a lawyer. The Drug Court team is looking forward to hosting its first “Graduation” soon. Their visit to C-M was co-sponsored by SPILO (Student Public Interest Law Organization) and HLSA (Hispanic Law Student Organization), which invite all students to attend guest speaker sessions and become involved in campus activities.
Law Alumni Programs Advantageous Before and After Graduation

By Steven H Steinglass

Each of you will one day be a C-M alumnus or alumna. If you remain in the area, you will become a member of one of the city's most influential groups of attorneys, judges and community leaders. And if you choose to settle elsewhere, you will be pleased to know that there are C-M graduates in virtually every state in the nation.

The law school's relationship with its graduates is a historical and supportive one. One of the distinguishing features of this 100-year-old affinity and one of the features that makes my job gratifying, is the ongoing support of our alumni and alumnae. In the present as in the past, our graduates serve their alma mater as mentors, advisors, members of the visiting committee, teachers and administrators.

The Cleveland-Marshall Law Alumni Association (CMLAA), under the direction of its Executive Director Mary McKenna, is the formal structure that binds our graduates together. You may have noticed the crowds of excited graduates gathering in the atrium for a reception following the publication of the names of those who passed the bar. Or you may have the holiday celebrations greeting one another in the atrium during CMLAA's annual Life Members and Mentors party. The graduates coming together on these occasions are taking part in two of the association's yearlong round of special events.

The association contributes not only to the social environment but to the intellectual environment of the law school. In addition to the parties and receptions here and in other cities where there is a large concentration of our graduates, the CMLAA awards student scholarships, participates in placement initiatives and publishes a three-times yearly magazine, Law Notes. On most Saturdays throughout the school year the association sponsors Continuing Legal Education programs, often taught by leading area practitioners. Students may attend these programs free of charge, and I urge you to do so.

Perhaps the greatest contribution the association provides our students, however, is the opportunity to forge personal and professional bonds with some of the city's prominent attorneys and community leaders. It accomplishes this through its Mentor Program, which unites students with an alumni attorney practicing in an area of law compatible with the student's career interests. The ties between mentor and mentee that begin during the law school years often develop into professional opportunities and, perhaps more important, lifetime friendships.

The time to prepare for your future as a member of this valuable organization is now. I urge each of you to visit Mary McKenna to learn how the association can help you, even during your student years, and for years after as an active member of the CMLAA.

The New Best Steak & Gyro House
Always Open
SERVING BREAKFAST, LUNCH & DINNER - 24 HOURS!!!

Specials include:
1/4lb. Burger w/fries & lg. drink $2.99
3 Pizza slices & lg. drink (mon-fri) $3.99
Reg. Gyro w/fries & large drink $6.99
"Come Hungry......Come Anytime!"

WE HAVE IT ALL
Breakfast Specials 6am-11am
(living at $1.59)
Lunch Specials 11am-6pm
Dinner Specials 6pm-10pm
Since 1967 BEST VALUE IN CLEVELAND
1910 Euclid Avenue
A Public Defender's Journey

Once a detective, top defender James Draper discusses his switch to the ‘other side’ and his desire to prosecute again

By Karen Webb

Chief Public Defender James A. Draper was an invited guest speaker at C-M on Oct. 20 when he spoke on his experience in the public service arena and his specialty in criminal defense work. Draper is hoping for a mid-term appointment to the Cuyahoga County Prosecutor's office, and plans to run in next year's election. When asked about the upcoming race, he said, "I am a member of the Cleveland Police Department." He accurately predicted the results of the 11th Congressional District race, and now the questions left unanswered are whether he will receive the appointment and then be selected by voters at the end of the appointment.

Draper’s resume outlines a professional career spanning over 30 years of devotion to criminal law. After working as a police officer for more than five years, he was promoted to Detective in the Narcotics Division. While attending C-M, he served as an Assistant Professor at CSU teaching courses in Criminal Justice and Police Community Relations. In addition to Draper's impressive work experience, he actively serves as a CLE lecturer, is currently President of the Cuyahoga Criminal Defense Lawyer’s Association, and is a member of the Cleveland Women Working Board (ACLU), the Mayor's Committee on the Use of Deadly Force, the Cuyahoga County Juvenile Strategy Community Planning Process, and the University Hospitals of Cleveland Board of Directors.

During his presentation, Draper sought to dispel the stereotypical and degrading perceptions that public defender's often have to fight against. "I get so angry when someone asks me if they should use a public defender or hire a 'real lawyer'. Public defenders are good lawyers because of their commitment to public service. Defenders have to be creative and aggressive. I strongly believe that the hardest workers are public service workers." Draper indicated that the Public Defender's office consists of the felony, juvenile, and appellate divisions. He said that its Felony Division, on average, receives 135 cases per month, while its Juvenile Division accumulates between 340-360 delinquent and custody cases monthly. Since the high crime rate is so discouraging, Draper believes commitment to the legal profession is essential.

The Criminal Law Society and the Black Law Student Association hosted Draper's visit, and encourage everyone to watch for announcements of their upcoming events.

Noted Lawyer, Professors Confer on Death Penalty

By Andrew Johnston

Traditionally, the Supreme Court convenes on the first Monday in October and in celebration, legal communities around the country gather to focus attention on an issue of great public interest. This year’s topic is the current status of capital punishment. The C-M Pro Bono Program hosted a local event along with the Criminal Law Society and the Student Public Interest Law Organization. A panel of professors and practitioners spoke about their experiences in death penalty cases.

Attorney Terry Gilbert spoke about his current pro bono work to correct the record on the historic Sam Shepard murder case. The newest faculty member, Professor Adam Thurschwell, spoke about his involvement in the trial of Terry Nichols, who allegedly counseled Timothy McVeigh prior to the bombing of the Oklahoma City federal building. Thurschwell relayed the realities of a trial in the eyes of the media storm and the social consequences. The derivative concern of the media’s role in death penalty cases led to a robust debate about the proper handling of the media.

Professor Phyllis Crocker, who has considerable experience in bringing post-conviction suits, reviewed the history and current state of the death penalty in this country. She impressed the audience with the reality of death-row appeals as being brought by real people who transcend the labels of “victims” and “criminal” and who, likely as not, are also victims of our system.

Professor Beverly Blair hit this same chord in speaking of her very successful program that journeys to Texas each January to handle death sentence appeals. Students are able to take center stage in these appeals, because Texas does not require bar passage to advocate for death row inmates at the appellate level. Coincidentally, Texas also accounts for a substantial number of the yearly executions nationwide. Students involved gain valuable experience protecting the Constitutional rights of these defendants. (Students interested in participating should contact Blair as soon as possible.)

Professor Kevin O’Neill discussed his involvement with the American Civil Liberties Union, and his attempts to challenge death penalty laws.

Underdogs in a Global Fight

Environmental Law Association Moot Court Team Argues Under International Rules in Florida

By Tommy Bogdanzki, Staff Editor

Recently, the Environmental Law Association Moot Court Team traveled to St. Petersburg, Fla., to compete in the International Environmental Moot Court Competition hosted by Stetson College of Law. This year’s team members were Tiffany Johnson 3L, Stephen Penrod 2L and Eileen Sutker 2L. The team's coaches were Professors Deborah Klein and Karen Mika. Among the 19 schools represented, the C-M team was the only team not sponsored by an official moot court program. Additionally, most of the teams consisted of 3L students.

One of the unusual aspects of the competition was the requirement to use international titles such as "Mr./Madam President", "Your Excel-leney" and "co-agent, as opposed to "Chief Justice", "Your Honor" and "co-counsel." The competition centered on issues relating to when a treaty becomes part of international law, and when a General Agreement on Tariffs and Trade exception should apply.

Student organization-sponsored teams are a rarity on the moot court circuit. C-M is fortunate to sponsor two such teams, one from the Environmental Law Association and the other from the International Law Students Association. Participation in these competitions is a great experience for students not selected for the official C-M Moot Court Team. All students have the opportunity and are encouraged to compete for future positions on these student organization teams.
A Welfare Program That Works for Me

By Gary Norman, Staff Writer

I am a blind law student, and I am fortunate to be employed at Cleveland Works. I am writing to share my experiences, my ideas and some of the knowledge I acquired through an internship at Cleveland Works last summer. Law school is one of the most challenging paths I have ever explored, and although the first year of study at C・M seemed overwhelming at times, I am proud to have successfully faced these challenges. My visual disability combined with my summer experiences proved to me that so-called "unemployable" individuals as well as those with disabilities can make valuable contributions to society, when given opportunities to learn essential job skills.

After searching high and low for a summer job with "real world" experience, a career services pamphlet about Cleveland Works found its way into my mailbox. Intrigued, I contacted their legal clinic about potential job opportunities.

Cleveland Works, whose offices are in the Caxton Building on Euclid Avenue, has three primary objectives: (1) to enable those on public assistance to become economically self-sufficient; (2) to provide productive and reliable workers to Greater Cleveland employers; and (3) to help any unemployed or underemployed person attain gainful employment. Cleveland Works operates on the assumption that the work ethic is alive and well, and if given the opportunity, a person will choose independence over dependence, work over welfare, and legitimacy over illegitimacy.

I interviewed with John Lawson, director of their legal clinic, and Executive Director David Roth. At that point, I knew I was on my way to my first legal internship. Roth indicated that although they had limited interaction with blind people, they welcomed the opportunity for a blind law intern to help their clientele. Initially, I had to overcome the usual obstacles of mobility training, technology access and the "learning curve" that accompanies every job opportunity. Mobility training is the acclimation process that allows a blind person to become and remain excellent employees. Quality of life is commensurate with employability, while an employer's success can be determined by the strength of its workforce. Consequently, programs that remove barriers to employability are a small investment with potentially great rewards.

After working with Cleveland Works' clients, I am convinced the best way to reform the system is to help welfare recipients attain full-time jobs with benefits that allow them to shape a better life for themselves and their families.

Grad Assistantships Often Available, Always Worth It

By Glennon Brady, Staff Writer

What is a graduate assistantship? Don't confuse a graduate assistantship with a research assistant for a law professor. A research assistant gets paid an hourly wage of $7 an hour; a graduate assistant gets a tuition waiver.

There are two types of graduate assistantships. The first is a tuition waiver and the second a graduate assistant. For the tuition waiver, a student must work 10 hours per week during the semester. A graduate assistant must work 20 hours per week; they receive a stipend of $3840.

All assistantships are available for a minimum of nine or 12 credit hours of graduate-level courses each semester. Individual assistantships determine whether the minimum registration should be nine or 12 hours.

There are three types of assistantships at CSU: teaching, research and administrative. The best opportunity for law students would involve the administrative assistant positions. These positions provide assistance to departments, divisions, institutes, colleges and other offices of the university. Examples of administrative areas for the university include admissions, financial aid, career services, health services and student affairs.

Law students must have a grade point average of at least 2.5 to qualify for, and retain, an assistantship. The unit sponsoring the assistantship determines the number of academic semesters that a student may be retained as a graduate assistant. A law student is considered a Ph.D. student and may receive a maximum of 12 semesters of assistantship support.

Usually at CSU, the separate colleges take care of their own. For example, the College of Urban Affairs will give graduate assistantships to only its students. But if a law student is in the joint J.D.-M.P.A. program, Urban Affairs may grant the student two years of assistantship to cover the Master's degree. The same holds true for the joint J.D.-M.B.A. program.

Even if you are not enrolled in one of the joint programs, I encourage law students to apply for graduate assistantships with general university offices. The student affairs office in the University Center has a listing of all graduate assistantships on campus.

The easiest way to find out about these positions is to talk to the secretaries of the various university departments. Do not forget to give them your resumes and ask any other applications needing to be completed. Be persistent and unattended. Graduate assistants graduate every semester, so new positions are always open. Keep your ears open and talk to current assistants about available positions.

For additional information concerning assistantships, contact the College of Graduate Studies in Fenner Tower, Room 1111. Call the college at (216) 687-9370.
The Doctor is In . . . adequate

No shrink will ever help my frustrations with this place
By Michele McBride

When Martin Luther King dreamed a dream, everyone listened. When I dream a little dream, I wonder if anyone will listen. Let me tell you about my little dream:
I was so nervous. I had never actually been to a therapist before although I contemplated it often. Having been a psychology major, I knew all the tricks that therapists used, such as repeating the same thing in different words and using constant eye contact. That makes you feel as though I just don't fit in.

"Mmm hmm," as though throwing in a verbal cheer up. I knew he was see ing a Medusa-like eye contact, not to spare myself this hour with wisdom.

"What's it like to be a law student, get ranked, and be considered "part of the program," you must have a day job and come to school every night? Even I know those are the rules."

"But it was an option, and . . ."

"Of course it exists, but you didn't actually think the school would treat you like a regular part-time student, did you? Ms. McBride, in all my years I have seen only a very few part-time day students. In fact, I started a support group awhile back, but it folded for lack of students. Now our session is up. Please schedule another appointment on your way out, and by the way, don't forget your co-pay! See you next week!"

Suddenly, I was out the door like a swirl of blown leaves. Yet I felt validated. A support group wasn't what I needed. I knew I could change diapers, brief cases, and treat earaches all in an hour. I awoke to the chiming of my alarm clock, ready to tackle another day.

So to any and all part-time day students out there, let me confirm that you are not alone. I have all reasons for our "outside the norm" schedules, and one day we will all fit in around here. Keep plugging, and good luck!

Join the Ohio State Bar Association - free for all law school students!

Law School Commencement Set to Remain at CSU Arena

In his Oct. 28, 1998, forum with students, Dean Steinglass indicated that for the second year in a row CM'S spring commencement ceremony will be held at the CSU Convocation Center.

After several students voiced their disappointment, Steinglass explained the Palace Theater had already been booked for that day.

LODGINOS FOR BAR-TAKERS
Make your hotel reservations for the Ohio Bar Exam now (for the February and July exams). Hotels in the downtown Columbus area (area code 614 unless noted):
1. Adaws Mark: 228-5050
2. Clarmont Motor Inn: 228-6511
3. Doubletree Hotel: 228-4600
4. Holiday Inn: (800) HOLIDAY
5. Hyatt Regency: (800) 228-9000
6. Marriott Courtyard: 228-3200
7. Westin Hotel: (800) 228-3000

www.ohiobar.org
"I Put My Trust In PMBR...It Worked!"

Mr. Robert Feinberg
PMBR
1247 6th Street
Santa Monica, CA 90401
1-800-523-0777

Dear Mr. Feinberg:

I attended the PMBR Multistate workshop in Boston. As a graduate of Boston University School of Law, I had heard that PMBR was an "absolute must" for the MBE. After receiving my bar results, now I know why.

Here's my note of thanks to PMBR:

I am glad I put my trust in the PMBR plan, because it worked! Doing all the PMBR practice questions helped me to score a 173 on the multistate, and pass both the New York and Massachusetts bar exams. I highly recommend PMBR as a supplement to any bar course.

Sincerely,

Janine McGrath

Passed Both New York & Massachusetts Bar Exams!

PMBR MULTISTATE SPECIALIST

Absolutely, Positively

A Necessary Multistate Supplement!

NATIONWIDE TOLL FREE: (800) 523-0777
Democracy, Religion and America

The Framers understood what the ACLU doesn’t — that government must answer to God

By Matthew Lombardy, Staff Writer

Recently a court in Ohio decided that the inclusion of a holy cross on the seal of the city of Stow did not violate the First Amendment. The ACLU’s constant assault against religion has been thwarted once more. The First Amendment will divorce itself from the Constitution, it does not state, however, the government will divorce itself from any religion whatsoever,” as the liberals in this country wish. As a matter of fact, the successful assaults on religion by the ACLU could be construed as unconstitutional. They violate the First Amendment guarantee that Congress will make no law respecting the establishment of religion. .. It does not state, however, “the government will divorce itself from any religion whatsoever,” as the liberals in this country wish.

Contrary to the beliefs of liberals, religion is absolutely necessary in a democracy. John Adams, our second President, stated, “Statesman . . . may plan and speculate for liberty, but it is religion and morality alone, which can establish the principles upon which freedom can securely stand . . . .

The only foundation of a free Constitution, is pure virtue.” Common sense! Religion reminds the people of a free nation that there is a higher power than their own desires to which all people must answer and a greater source of hope for their well-being than their government. Washington, in his farewell address, stated, “Of all the dispositions and habits which lead to political prosperity, Religion and Morality are indispensable supports.” How can anyone say the inclusion of religion in government is unconstitutional when the authors of the very document felt it was imperative! You simply cannot!

Contrary to the inane beliefs of some, the people rule in this democracy. As a result, the people must look to God for the wisdom to make the proper governing decisions when they are the highest earthly power. The people must be constantly reminded that there is a higher power they must answer to. Including religious symbolism in government serves to remind us of this responsibility. Without this virtue, society begins to collapse.

Consider our own. All major religions frown upon premarital sex. When we disregard this edict, the consequences become readily evident. Grievous and deadly sexually transmitted diseases are proliferated at a much greater rate. Further, illegitimacy increases, resulting in unwanted children who are either abused or neglected by their parents. These children in turn resort to crime.

How can religion in government be unconstitutional when the authors felt it was imperative?

How can the virtues of their religion are more likely to question the acts of their government and to hold their leaders accountable.

So, my liberal friends, let us review. We learned that it is impossible to claim that religion in our government is unconstitutional because the very authors of that document proclaimed openly that religion is essential to the proper maintenance of a free society. Rather, the First Amendment does nothing more than guarantee Congress will never establish a national religion at the expense of all others.

Further, we learned today that religion is necessary because it reminds those in a democracy of a higher power than themselves to whom they must answer when governing. Finally, we learned that the most important role of religion is to remind us that there is something greater than government from which to derive hope for the future. God bless you all and God bless America.

DID YOU KNOW? In 1635 Roger Williams was to be sent to England to stand trial for heresy. He believed that the government of the Massachusetts Colony should not be able to discriminate based on religion. The recently deposed governor of Massachusetts, John Winthrop, warned him of an impending banishment. Consequently, Williams fled south and arrived at Narragansett Bay, where he founded the settlement Providence in 1636. In 1643 he received a charter from the King of England to found a new colony where dissenters of all religions would be welcome, free from persecution from the government. The colony of Rhode Island was founded and thus originated the separation of church and state.
Going Down on Bended Knee

Planning on proposing soon?
Tips to ensure it's not indecent

By Kevin Butler, Staff Writer

I try so hard to be extra-romantic in the fall. Four years ago I met my girlfriend, Catherine, on a rustic, drizzly, autumn afternoon at college, and the season has been our favorite ever since.

This fall we’re four hours apart, which means that instead of pretending to listen to my lovey-dovey babbling in person, Catherine pretends to listen to it over the phone. Come September, our nightly conversations usually go something like this:

ME: “I was just looking out the window, and I was reminded of [insert anything romantic here, possibly involving drain hair or my armpit].”

HER: “That might have been the grossest thing you’ve ever said to me.”

ME: “But—”

HER: “(click).”

Someday I’ll have to come to terms with where our relationship is heading. My options are: (a) admit she doesn’t like me at all, and quit bothering her; (b) realize she’s never been my girlfriend, and quit bothering her; (c) adhere to the restraining order against me, and quit bothering her; or (d) get married. I like my chances on the last choice.

Catherine doesn’t know this, but lately I’ve been poring over some Internet advice columns on how to propose to a lady without getting drop-kicked out of her; (b) realize she’s married. I like my chances on the last choice.

For instance, observe this recent verbatim phone exchange between Catherine and me, in which I attempted to compliment your girlfriend before proposing:

ME: “Know what, honey? You really have outstanding knees.”

HER: “Thank you!”

ME: “Oh, no. I don’t mean that in a good way. Your knees are outstanding — they stick out.”

HER: “(click).”

Thankfully, despite the fact that she hasn’t spoken to me since, I’ve come across some other expert tips that are guaranteed to make Catherine say, “OK, fasso, I’ll marry you.” Among them:

- “The bended-knee approach would appear not to be the automatic way to do it,” says an expert in a London paper. “Women want their men to surprise them when they propose.” One alternative I suggest is to sit her down on the couch, then get on the floor and twist yourself into a pretzel shape like one of those grotesque circus performers. Since you can’t reach the engagement ring, ask her to pull it from your pocket and put it on by herself. Then propose in a tiny, strangled voice because your vocal cords are being crushed.

- One major study concludes that you decrease the probability of a favorable response when you say, “Shut up now, baby, I gotta ask you something,” immediately before proposing.

- “I would want a marriage proposal to be really special,” says one Web woman, 28, who has apparently been hit by too many cars in her lifetime. “Not just the traditional romantic dinner but somewhere exotic, like under a waterfall or via a singing telegram.” In other words, in a way that’s either geographically improbable or obscenely lucky. Or both, in which case you must go directly to Niagara Falls.

- Latest reports show that two out of three doctors recommend not attempting to get down on one knee if you have only one leg.

- Several very picky women suggest that you shouldn’t forego the $4,000 diamond engagement ring you’ve picked out together, in favor of offering her a personal check for the exact equivalent of two months of your salary (the traditional guideline). Especially since that amount, minus your expenses in Niagara Falls, is $17.26.

I hope these tips help all men who are considering taking that big step soon. I know they’ve helped me tremendously. Am I ready to pop the question to my Catherine this fall? Now I am. Will Catherine oblige? I’d like to think so. I won’t know for sure until I get past her team of bodyguards.

Local Bar’s Noise Levels Never Music to My Ears
By Gary Norman, Staff Writer

It has been suggested in this paper that the owner of Rascal House, Mike Frangos, really cares about students. If Frangos genuinely cared about law students, he would insist that the music emanating from a building he also owns, Copa Bar and Grill, be turned down at night so law students can sleep.

I am among a small number of law students living at Viking Hall, the CSU dormitory next to Rascal House and Copa. Last year several law students at the dorm were regularly awakened to the mind-numbing bass of dance music at Rascal House. In fact, a law student who lived at the dorm and has subsequently graduated actually had small figurines blasted off her shelves as a result of the Rascal House nuisance.

Although Rascal House does not play music that loud anymore, the new dance club, Copa, has decided to resume where Rascal House left off. Copa plays its music even louder than Rascal House did, and at all hours of the night.

The police have been telephoned on several occasions in an attempt to get the dance club to lower its volume, but to no avail. Several residents have complained to the university and to Copa management, but unfortunately students are still sleep-deprived.

If Frangos really cares about students, why doesn’t he compel Copa management to turn down the music? Until Frangos demonstrates his compassion for students in a more tangible way, this author will have to spend one more night sleepless in Cleveland.

A quick solution: We should boycott both establishments.

Bar Exam Registration: The Interview

Part Two of a two-part series on the road to the bar

By Bob Garrity, Staff Editor

Now that you have your registration out of the way, you will soon get a letter from your county bar association. The letter will have the names and addresses of the attorneys who will meet with you to determine your character and fitness. I know a lot of my classmates were fearful of this meeting, either because they felt intimidated or because they feared that the ugly truth left undisclosed on their registration would rear its head in the interview.

My interview was very laid back. The two attorneys, one male and one female, asked me pointed questions about why I did some of the things I did in my life, and also why I felt I should be allowed to practice law in Ohio. All in all, it went smoothly and lasted only 10 minutes. The county bar then passed judgment on you, based on the interviewers’ observations, and hands down one of three possible decisions: approval, approval with qualifications or disapproval. According to bar rules, any recommendation other than an unqualified approval will be deemed a recommendation that the applicant not be admitted to the practice of law.

Should you receive anything but an unqualified approval, you have 30 days to appeal the decision to the county bar association committee. If this time lapse, you have another 30 days to appeal directly to the Supreme Court’s Board of Commissioners on Character and Fitness.

Two other hurdles are passing the MPRE and getting a certified one-hour session on substance abuse. (No, an hour of drinking at Becky’s does not qualify.) The final step is to complete a test application, to be submitted no later than four months before the scheduled bar exam.

Once you have completed all of these requirements, you can wait for the Court’s final word. If all goes well, you will be notified that you can sit for the exam and make travel plans to Columbus.
A Jury, Highly Charged

By Sarah Lovequist

A Jury, Highly Charged

Jury room drama, is the latest mas­­
tered) men.

THEATER heated debate be­­
tions that fuel a

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
tered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
tered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
stered) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.

THEATER heated debate be­­
tions that fuel a

By Sarah Lovequist

A Jury, Highly Charged

"Twelve Angry Men," a tense jury-room drama, is the latest mas­­
steder) men.
Gourmet Fare Just Down the Street

By Lilia Mercerrick, Staff Writer

Are you all dressed up for that job interview or moot court? Well then, treat yourself to lunch or dinner at one of these local "gourmet" eateries. Of course, you'll be welcome at either establishment in your jeans and flannel, but you'll also feel right at home in your three piece suit and/or high heel pumps.

THE MUNCH

Ciao Cucina, 1515 Euclid, (216) 621-8777, M-F 11:30-2:30, 5:00-11:00, Sat 5:00-11:00. (Call for after-theater and Sunday Matinee Hours). This is definitely the place to see and be seen, an opportunity to return. It's just criminal.

The lunch menu has some tasty appetizers (smoked salmon or fried calamari), a variety of salads with those "baby greens" that are so fashionable nowadays, "designer" pizzas (one with garlic mashed potatoes), sandwiches, and some trees with an Italian flair. The dinner menu expands to include a number of creative entrees beyond the seafood choices, are served over linguini or penne. The salads and pasta dishes are each served in wide, deep bowls that hold hefty portions.

The soup selections, pasta fagioli and a soup of the day, are homemade and very flavorful (more comfort food). Anyone looking for a light but satisfying meal can order from the appetizer menu I particularly recommend the eggplant rolanti) and cut the bill to just over $5 with tip. No bar, but a nice selection of pop, juice, coffee and tea is available to complement your meal. The ladies serving you are the proprietors, and although they sometimes seem a bit harried, they are very happy you have come and do their best to make sure you want to return. Rating: $$. #, #, #!!!

CROSSWORD PUZZLE

It's Just Criminal

By E.M. Sutker, Staff Editor

ACROSS
1 do, re,...
3 steal
7 felony violation, e.g.
12 a defense
13 original garden
16 bigger than intent
17 after solves and respond
18 used to be Berzelius
19 short for lutetium
20 p.q.
21 hot pursuit
23 a way to get on Internet
25 conjoined embryonic membranes
28 see 20
29 amole's opposite
30 after inter
31 after actus
34 and all the rest
36 warn of trespassing
39 direction
40 type of killer
42 Egyptian sun god
43 after middle age
45 substantive
46 ALL criminal product
48 ogers moan
49 toxin for murder
53 decree
55 planned ahead
57 boxing win
58 "... You Like It"
59 nurse native to India
60 Spanish pronoun
62 see 20A
63 runs software
66 see 41D
67 legal publisher — not 61D
69 death or bodily; see 22D
72 see 61D
73 female suffix
74 did worse than a misdemeanor
76 v-II-
77 ...actualization or my-
79 Pacific tree for taxol
80 station abbr.

DOWN
1 errors
2 not yet completed
3 Chinese money's silver equivalent
4 yearly
5 bug for equipment
6 everlasting
7 third letter
8 memo header
9 just formed thought
10 not actus reus
11 breaks and __
13 Spanish yes
14 many mo.
21 110
22 death or bodily; see 69A
24 Pres. __, B. Johnson
25 running knob
27 fifth letter
30 time and place excuses
32 see 27D
33 open the cell
35 setting fires

37 provide with weapons
38 had sex forcibly
41 first letter
44 not quite criminal acts
47 record, tape or __
49 have or own
50 resort
51 scrambled vowels
52 gun lobby group
54 personal pronoun
56 express an inquiry
60 female sheep
61 legal publisher with 72A
64 Scottish Gaelic
65 smallest State
66 file a complaint to bring one
70 on's opposite
71 cunning or crafty
72 just W of 39A
75 Old English as a language
78 see 24D
81 sec 41D

Answers, page 10

WORD SEARCH

On Property

By E.M. Sutker, Staff Editor

Find these words: advocate, appetite, area, array, caption, civil, court, cy pres, deed, diet, died, doubts, enacted, grant, hearing, idea, late, petitioner, plea, prosecute, records, respondent, separate, tacking, tenant. Leftovers identify a way to gain property.

"I realized I've put more people in jail defending them than prosecuting them."

— Defense attorney and adjunct evidence professor ROBERT STOTTER, who was once a city prosecutor

Barrister's But...

By Lilia Mercerrick and E.M. Sutker
Good Luck
On Your Final Exams!

Happy Holidays!

barbri
BAR REVIEW
35 East Gay Street, Suite 512, Columbus, Ohio 43215
(614) 463-9980 (800) 937-2778