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## Loose leafs curtailed

# Current Budget Cuts Threaten Library

By Mike Evans

Cleveland-Marshall's law library acquisitions budget for the 1975-76 fiscal year is \$96,000, which means the library will receive from the state kitty \$45,000 less than last year and \$83,000 less than in 1973-

1974, according to law librarian Bardie Wolfe. The consequences of such a drastic reduction will soon become apparent to students if it hasn't already. The most notable loss is the cancellation of 109 out of our approximately 170 loose-leaf services and monographs for the present academic year.

For 1973-74, the library received a base budget of \$109,600 and a special subsidy, bringing the total to \$189,000, but for 1974-75 the base budget was reduced to \$60,000 dollars (the lowest to any law library in the state) and, even with another special subsidy, the total came to only \$141,900. This year the base budget is \$96,000 (\$78,000 less than the requested budget) and there will be no special subsidy.

"Cleveland-Marshall offers a fine course selection and an excellent faculty to teach them but no library to support them," Wolfe said. The situation of the library is obviously important to present students but is equally important to those who are considering studying or teaching at Cleveland-Marshall. As a recent study gauging the national reputation of professional schools concluded, "A school's library and reputation are strongly correlated in business,

education and law" and "an inadequate library hurts a school's reputation ... in law." (*Change*, Winter 1974-75, p. 47)

Fewer books, fewer hours,  
fewer jobs

"The library had no alternative to cancelling many of its subscriptions to loose-leaf services and monographs," Wolfe said. These materials are purchased with funds from the library's maintenance budget. Last year this allocation was \$84,000, most of which came from the special subsidy, while this year it is only \$70,000 and must absorb a corresponding 15% increase in the cost of such materials. Consequently, the 109 items had to go. "Look at our collection," Wolfe said, "We just don't have those damn luxury items."

The Association of American Law Schools requires that a school make a minimum expenditure of \$60,000 each year for new acquisitions of current serials, current monographs and treatises, and serials, monographs or treatises not previously in the collection.

"We should also be getting between 2,500-3,000 new titles but we will be able to order only about 35% of that," Wolfe said. The library is budgeted to spend \$26,000 on the acquisition of new titles, additional copies of existing titles and the replacement of mutilated or lost volumes. Last year it spent approximately \$62,000.

This year the library will be open 13 fewer hours per week on a regular basis than last year, it will not be

(See page 4)

## Faculty Review Promotion & Tenure

Faculty members who have applied for tenure and/or promotion are presently being evaluated by small committees of tenured professors, who will submit their reports shortly to Interim Dean Hyman Cohen. By next Thursday, Cohen will forward these reports, with his own statement of support or lack of it, to the University Vice President for Academic Affairs John Flower, who in turn will send them, along with his own recommendation, to the Board of Trustees and the president of the university. The trustees will vote at its January 5 meeting.

Student input into the process is limited, according to Cohen, to some consideration which he says he will give to the faculty evaluations which students write at the close of each course, and which are on file in the library. Asked whether he feels a broader student participation in the process is warranted, Cohen said, "I'll have to think about that."

The following professors have made application:

NAME	ACTION REQUESTED	PRESENT STATUS	REQUESTED STATUS
Joan Baker	T	Assoc. Prof. w/out T	Assoc. Prof. w/T
David Barnhizer	P&T	Assist. Prof. w/out T	Assoc. Prof. w/T
Patrick Browne	P	Assoc. Prof. w/T	Professor w/T
Earl Curry, Jr.	T	Assoc. Prof. w/out T	Assoc. Prof. w/T
Gordon Friedman	P&T	Assost. Prof. w/out T	Assoc. Prof. w/T
Richard Kuhns	T	Assoc. Prof. w/out T	Assoc. Prof. w/T
Harvey Leiser	P	Assoc. Prof. w/T	Professor w/T
Stephen Lazarus	T	Assoc. Prof. w/out T	Assoc. Prof. w/T
Donald Weidner	T	Assoc. Prof. w/out T	Assoc. Prof. w/T
Stephen Werber	P	Assoc. Prof. w/T	Professor w/T
Bardie Wolfe	P&T	Assist. Prof. w/out T	Assoc. Prof. w/T

## Marshall Bar Results Dip Below State Average

The summer Ohio bar examination results, released last week, show that 179 of 207 Cleveland-Marshall graduates, or 86.5%, passed. They are among the 1118 persons who will be sworn in today in Columbus.

The state-wide passing rate is 91.7%.

Administrators from Case Western Reserve told *The Gavel* that their passing rate edged slightly over 91%.

Marshall's passing ratio for those taking the exam for the first time is 91.5%, representing 159 of 174 applicants.

The above statistics are still unofficial, but in Marshall's case are at least correct to within one percentage point.

NEXT ISSUE:

GARY KELDER ON THE

HARLLEL JONES APPEAL



# Editorial Right To Be Heard

In a controversy having political overtones, there seem to spring up certain flash-words which are counterposed, and which tend to put the other side on the defenisve. Given the mood of the times, these mere allegations may be so quickly balanced, and a winner suddenly declared, that one realizes there was no chance for discussion.

In the early nineteen fifties, for example, it was virtual and instant annihilation to be accused of 'communist sympathies', while to be branded a 'witch-hunter' was, relatively, a slap on the wrist.

The current controversy here stemming from the Sonenfield memo is taking on the appearance of such a battle of the flash-words, and the issues worthy of discussion are being avoided while one side screams 'racist' and the other side snarls 'witch-hunt'.

BALSA, which represents, as Hyman Cohen said in the last faculty meeting, a sizeable constituency here, and which has an undisputable stake in the outcome of this controversy, is presently asking no more than the right to be heard by a faculty committee on the general policy question of whether a teacher, who has a stated preference not to teach students who are here by virtue of an alternative admissions program, should be regarded as incompetent to teach at all.

In our recent interview with Sonenfield, he rightfully clung to his First Amendment freedom to criticize the rationale of the LCOP. BALSA seeks to invoke a comparable right to be heard on the issue of such a person's teaching competence, where, as here, he clearly goes a step beyond mere criticism. The Committee of 1,000, our experiment in pure democracy, has expressed its conviction of the right of any student group to receive such a hearing.

We do not know if Sonenfield is a racist or otherwise incompetent. But we support the right to a fair hearing, and, as its first assertion, we support BALSA's current request. Surely our learned faculty and dean can agree upon a procedural framework, if they feel it is proper. If they do not, it would appear from the last faculty meeting to be due to the strange coalition of vocal Sonenfield allies, silent and tenure-conscious junior professors, and an interim dean who is placing his skills as an arbiter above those as a leader. Add to this the fear expressed by one faculty member at the meeting: "Who would be next?"

## Law & Order, cont'd ...

The Ohio Supreme Court recently refused to hear an appeal from a decision by the Ohio Court of Appeals (Eighth District), and thus allowed to stand a holding that the search by police of an impounded vehicle violated the arrestee's Fourth Amendment rights. In so doing, the Supreme Court has declared that, at least in this state, impoundment does not give police *carte blanche* to invade privacy, even with the purported aim of protecting the arrestee's property. (The North Olmsted police said they searched because the occupants of the car were acting suspiciously; it was the state which came up with the protection-of-property rationale.)

Following the high court's denial of the appeal, the *Plain Dealer* asked North Olmsted Police Captain George Colper what effect this would have upon future police action. Colper: "We'll continue to do the same thing we have always done. We will search anyhow. The worst thing they can do is throw it out of court."

*Quaere:* Could a concerted effort of police lawlessness such as Colper suggests turn out to be the kiss of death for the 'deterrence' rationale of the already-endangered Exclusionary Rule? What a coup for Warren Burger that would be.



A travellin' day in Illinois  
The pigs root in the sunshine  
Walter says  
I'd never raise anything  
I knew was gonna be killed  
Walter, my brother-in-law  
Had a brother named Orville  
They were raised in Chicago's Southside  
Where Orville died in captivity  
In the custody of the Police  
Charged with reckless and drunken driving  
The question was raised at the inquest

Was it murder?  
No, Pig-lovers, Justice prevailed  
Just as you might expect  
They ruled: sooeey-sooeey-suicide  
He hanged himself in his cell  
Just another Black drop  
In the Whitewash of America  
A travellin' day in Illinois  
Highways 80, 34; the wind blows  
The pigs root in the sunshine ...

-Daniel Thompson



He has been a long time in the wings. Belatedly, we are proud to bestow upon

PROFESSOR LEROY MURAD  
AND  
CHRISTOPHER M. BURBA (STUDENT)  
our Bicentennial

TORY OF THE WEEK AWARD



Mr. Murad teaches by what some may term the old-school method. Generally advising his pupils against reading outside materials and unassigned case-notes, the Professor analyzes a case paragraph by paragraph, and his students' recitation often so closely parallels the text that some might sarcastically call it "reading."

Now, in the aftermath of an early panic by ten of his first-year students to transfer from his class--students obviously being manipulated by certain cynical upper class people whose own personal disappointments lead them to slander this our longest-tenured professor--a student acting from a sense of decency has taken the offensive. For, before Murad entered the classroom one recent day, a petition initiated by Burba was passed around the class, in an effort to refute the allegations of inferior teaching which were apparently being spread by the group which Murad has repeatedly dubbed "the unholy ten."

Coercive? Subversive? A new loyalty oath? Some would call the petition so. But for us, times as trying as these demand extremism in the name of freedom, and someone has risen to the occasion. For Murad's early warning system, and Burba's quick response, we give this award.

Shortly before this paper went to press, we received a letter from a lawyer claiming to represent Murad, and threatening legal action for what we might print about the Professor. Murad is fond of jokingly telling his students that he believes himself the reincarnation of a medieval executioner. But we are not afraid to put our neck on the block for him.



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# BALSA Presses For Hearing

## Faculty, Dean Reject Request

Both the faculty and Interim Dean Cohen have refused a request from the Black American Law Student Association (BALSA) for the creation of an *ad hoc* committee to investigate the competence of Professor Sam Sonenfield to teach here, and particularly his competence to teach minority students. They have also stated that no standing committee within the college has clear jurisdiction to hear the issues.



BALSA's request for a hearing came during a meeting of BALSA, its new faculty advisor, Professor Ann Aldrich, and Cohen, during which BALSA suggested the committee be composed of the present Dean's Faculty Advisory Council with the addition of SBA President John Lawson.

Cohen took the suggestion to the full faculty at its last meeting, where he met a wall of opposition. Appearing surprised by the intensity of the faculty reaction, Cohen retreated from his initial support of the plan. He is now seeking the opinion of one of the school's legal counsel as to whether his Advisory Council, or any other committee, has jurisdiction to conduct such a hearing.

The BALSA request was labeled a "witch-hunt" and "specious" during the lengthy faculty discussion, which generally took the tone of lawyer-like debate as to whether the two questions stipulated by BALSA for investigation related to general policy or to specific charges against a teacher. The consensus opposed creating a forum or circumventing established university machinery, especially where, as was felt to be the case here, the charges are unfounded.

Cohen reiterated throughout the debate that, although he felt his memorandum (see last issue) adequately dealt with the issues raised by BALSA, he now hoped to deal with them within the college, and avoid setting a precedent for students going elsewhere within the university with their grievances.

Following the meeting, BALSA President Donet Graves told *The Gavel* that his group would take their cause to the university if necessary.

## SBA-1000 Urges Students' Right

The Committee of 1000 last week approved without objection a resolution "that the Student Bar Association/Committee of 1000, as the duly authorized representative of the student body, support the right of any recognized law student group in its efforts to procure a fair hearing before the Dean's Faculty Advisory Council and the Student Bar President."

The resolution was a substitute for one originally proposed by BALSA representative Michael Belcher, which requested specific support for the group's current efforts to receive a hearing before a faculty committee.

With approximately one hundred students in attendance, the meeting was the largest of the Committee to date.

The Committee was formed last spring in an effort to democratize the student government here. Each student of the law school is a voting member, and the Committee may decide all but budgetary matters, which remain within the competence of SBA senators.

## SBA Election Results

The newly-elected SBA senators for the 1975/76 academic year are:

*First year day:* Terry Brennan, Jeff Cooksey, Susan Dolin, Susan Fite, Greg Fuss, George Kuhlman, Monica Lercher, Carla Skeen and Ruth Yudenfriend.

*First year evening:* Bhatia, Bryndal, Colvin, Dumas, Marks and Tate.

*Second year day:* Harvey Berman, Bill Corvo, Chris Dittmar, Terry Gravens, Tony Logan, K. J. Montgomery, Laverne Nichols, and Carol Weiss.

*Second year evening:* Pat Carroll, Ralph Jones, Scott Mahood, Ramona Paradise, William Smith, and Michael Ruppert.

*Third year day:* Bob Bonthius, Warren Enders, Gary Gilmartin, Lenny Kamlet, Joe King, and Shirley Smith.

*Third year evening:* Michael Belcher, Betty Pinkney and Hillary Taylor.

*Fourth year evening:* Russell Boncho, Ronald James, and Mabel Jasper.

## Women's Conference Views The Uses Of Power

By Carol Vlack

"Where is it leading us, this procession of educated men?" Virginia Woolf asked in her book *Three Guineas* in 1938. In 1975, the year of the woman, as pronounced by the U.N. in its observance of International Women's Year, the tables are turned so one may ask, "Where is it leading us, this procession of education women?"

The CSU Convocation for IWY held at Trinity Cathedral on Friday, October 24, began with an academic procession of both educated men and women. Thirty-three institutions of higher education in Northeastern Ohio were represented in various hues of doctorate robes. They were gathered to honor six women recipients of Distinguished Service Recognition awards, and to hear former Congresswoman Martha Griffiths.

Ms. Mareyjoyce Green, associated professor of sociology at CSU, and coordinator of the plan for Woman Studies, introduced Ms. Griffiths. Ms. Green commented, "The ERA is a monument to Martha. She saw it through the house two times. In her 20 years in Congress, Ms. Griffiths sponsored much legislation for women which has affected all of our lives, as she was the person responsible for adding the word 'sex' to the Civil Rights Act of 1964."

Ms. Griffiths explored the aspects of how American laws treat the wife. She claimed that "in the fight for women, there is no one who would profit more than the wife. The laws do not protect her at all... A law does not protect the family because it does not protect women. A woman must understand there is no guarantee that the marriage will remain a marriage...Husbands don't come with a guarantee that they will live forever, that they will support the wife, or that they will not abandon the family...."

Specifically, Ms. Griffiths examined the ways the tax system deals with wives. "In the matter of the husband who dies, even if married

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## ... Library Budget (from page one)

open 24 hours a day during finals week and vacation hours will also be shorter, Wolfe said.

There will also be fewer jobs available in the library for law students this year. Last year the library spent \$31,000 employing students who worked about 9,500 hours. The library currently is budgeted to spend \$25,000 for about 7,800 hours of student work. Wolfe said more undergraduates (who receive \$2.50 an hour) will be hired for jobs such as reshelving but that he will continue to hire only law students (who receive \$3.25 an hour) to work behind the circulation desk.

"I believe we owe an obligation to law students to help them through school and we will continue to hire as many as we can," he added.

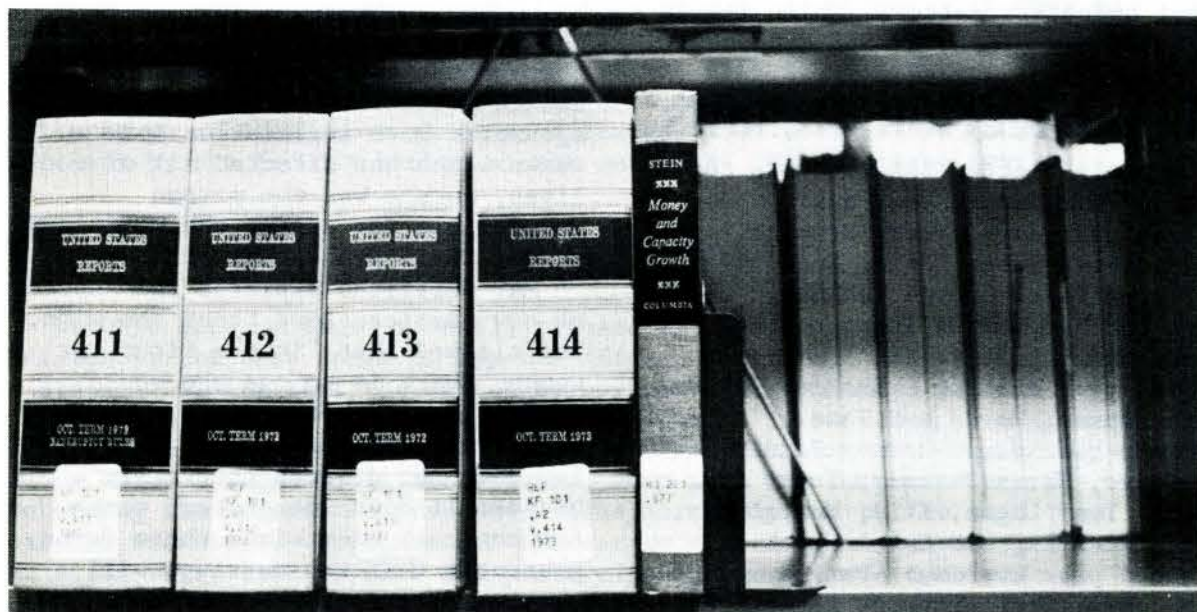
### Still Hopeful

"I'm hopeful we can get some additional money to reinstate cancellations and buy new titles," Wolfe said. He said Dean Cohen is making efforts on the library's behalf and added, "he's a very good library supporter."

Dean Cohen said one potential source of additional funds may lie in what for budget purposes are termed "vacancy savings," which presently could accrue from the salaries of now-departed professors Culp and Douglas and former Dean Craig Christensen. These monies have not yet been allocated and he intends to ask University officials to apply them to the library budget.

One bright spot in the tragic story of the library budget is the \$50,000 gift Cleveland-Marshall's alumni have given the library. The gift is to be spread out over three years and, even though it is to be used only for the purchase of Ohio materials, Wolfe said it is very helpful to the library. He also said that the library has received gifts, from individual alumni, families of alumni and friends of the college, of private collections which have been very useful, especially in replacement.

(Next issue: A comparative analysis of law libraries locally and nationally and their effect on a school's reputation.)



## ... Women's Conference (from page three)

for forty years and the wife had helped earn the life savings, the wife inherits this savings with tax. Yet, if the savings were given to a church or a school, there would be no tax." Therefore, she reasoned, the law forces wives to pay inheritance tax on money she helped to earn and save.

In discussing wives who work, Ms. Griffiths explained that wives' salaries only serve to increase the family's taxable income. Often, this puts the family in a higher tax bracket and if both parties are drawing roughly the same income, this means they will pay a higher tax than if they were divorced and filed separately. She concluded that "the tax system certainly doesn't promote working wives."

To the young women in the audience, Ms. Griffiths proclaimed the importance of acquiring the skills, ability and experiences to have a career of one's own. She advised women to take a look at how the laws treat them, and to take the initiative to change those laws which discriminate against them.

In closing, Ms. Griffiths left the audience with these thoughts:

If you want to commit your life to Human Justice, you must look at the inequities for the position of women in society...

If you look at how the law treats women as human beings, you must realize the struggle ahead for equality...

If you look at the institutions of America, and the family is the oldest of these institutions, you will see that the members of the family are not equally protected.

If you seek power, seek to be just and to give every person a chance.

Perhaps this is where the procession of educated women will lead us.

### Moot Court Regional Begins Here Today

Cleveland-Marshall will be one of twelve law schools from Ohio and Michigan that will be participating in the 1975 Region VI Moot Court Competition. Oral arguments will be held in Cleveland on Thursday, November 5, Friday, November 6 and Saturday, November 7. Thursday's and Friday's arguments will be heard in the Common Pleas Courthouse at 5:00 p.m. and 7:30 p.m. The final round on Saturday will be at the Federal District Courthouse.

The other Ohio teams are Ohio State, Cincinnati, Dayton, Toledo, Ohio Northern, Capital, Akron and Case Western Reserve. The teams from Michigan are Wayne State, University of Detroit and Detroit College of Law.

Cleveland State's Moot Court team will be represented by Leslie Brumbach, Jim Dacek, Dennis Lager, Steve Mitchell, Mike Murray and Jim Samuels. The competition is open to the public.

## Notes & Briefs

### MOVIES

CSU Film Society  
And Now For Something Completely Different Nov. 7  
Deliverance Nov. 14, 15

Call 687-3800 for further information.

CWRU Film Society  
A Woman Under the Influence Nov. 8  
The Rain People Nov. 11  
Hearts and Minds Nov. 15

CWRU IMAGES OF WOMEN SERIES  
Suddenly, Last Summer Nov. 9  
My Fair Lady Nov. 16

Call 368-2463 at CWRU for entertainment information.

### SPECIAL EVENTS

Arthur Kinoy's speech to the National Lawyers Guild here, to be followed by workshops, has been rescheduled for Saturday, Nov. 15, in Room 201 of the Main Classroom Building, 1:30 P.M. Open to all.

Erich Eichhorn, M.C. Aud., 7:30 p.m. Nov. 9

Moot Court Regional Competition  
Nov. 5 and 6, 5:00 and 7:30 p.m. at the Common Pleas Courthouse.  
Nov. 7 at the Federal District Courthouse.

### GENERAL

#### Bookstore Hours:

Mon., Tues., 8:45 a.m. - 8:00 p.m.  
Wed., Thurs., 8:45 a.m. - 6:00 p.m.  
Fri. 8:45 a.m. - 4:30 p.m.

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## Class Switch OK'd

The administration has again yielded on its no-transfer policy, in permitting any of the students in Professor Leroy Murad's criminal law class to transfer into another section.

The decision is the result of a conflict between Murad and ten members of the class who early in the quarter sought to transfer but were denied permission by the administration. During the past several weeks, Murad openly and repeatedly criticized these persons to the class. Finally, a petition was circulated around the class by one of the students, expressing support for Murad's teaching competence.

Interim Dean Hyman Cohen told *The Gavel* that "the morale of the class and the fragile faculty-student relationship have been jeopardized" by the petition, and thus warranted a blanket permission to transfer for reasons identical to the extending of permission recently to the LCOP students in Sam Sonenfield's property classes.

Cohen further said that he is generally "reconsidering the no-transfer policy. There is no reason for machine-feeding students into courses."

According to Assistant Dean Gale Messerman, only one transfer request has been received so far from the Murad class, which she believes is due to the fact that the opportunity has come half-way through a one-quarter course.