THE NEW DEAN

Appeal

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Special assistance and Sincerest Thanks: Acting Dean D.G. Boshkoff
The Secretarial Pool

February 11, 1972
in this one....

editors... Garrettson, Clancy....

contributors-in-chief... Fruchwald, Pugelso, Zohn, Fischer, Lobus, Allsberg, Garrettson

Burgerhead J.

The appeal has come out. Plaintiff critic, inter alia, has shown that it is very late, having come out almost a week after the Commercial Transaction grades. Though he notes approvingly that Dr. Warren and John Lobus are still contributing he accuses the rag of naivety. Why not then change the name? After all, every law school paper has a catchy legal title, such as "The Gavel", "The Court Report", "Socratic Sacket", "Brie" or "The Chicago Tribune". Why not a simple, non-legal name like the Indianapolis Star, or the Bedford Stuyvesant or a Right and Name like Rap Tap, or Sudd Crud, or T.S., or Zs., or Roy, or Then, or Poof? Every rationale seems to point this way. However we have decided that common law precedent, reliance, and inertia are often better guided, and the name is the appeal.

Note well the article by Fruchwald and Abrom. Also note the appealing article on new editors and contributors. Also note the lack of excerpts from other periodicals that bear repeating. Especially note the lack of an alumni report. This is because our Alumni editor, a recent grad and a lawyer with one of the large, prestigious collection agencies in Indianapolis sent in the following report which resulted in his termination:

"A.M McCLOSKEY, '71, of the Bloomington extension, is now an Honor and living at home with his wife and three children. DICK BOYD, '71, taught Contract and Constitutional Law last semester. LADD, HIM'S, '45, is no longer mayor of Evansville and would appreciate hearing from friends....."

If anybody would like to be alumni editor, pass 82 hours with a 2.0 average, send a self addressed envelope to me, and take a Research seminar. Your name will not be given to a soliciting agency.

Next issue (two weeks):

"Ibile's Fables: the Gables Turns the Tables"

"Nostalgic: Upperclassmen Look at Root Court"

"@# and Howard Hughes Today?"

"and a Jonathan Swift---" Too Many Lawyers: Should We 'At Some Freshmen'"

"J.D. a JUDY GRIEU expec..." I wrote Spiro's Seminar Research Paper."
SEARCH COMMITTEE REPORT

BY MIKE FRUEWALD

Back in November, you will remember, one of the items on the petitions presented to Chancellor Carter in the wake of Dean Harvey's resignation was a request for student participation in the process of selecting a new dean. One reason for this request was, I presume, that students wanted to be kept informed on the progress of the search as well as to have some input into the decision. Partially as a result, Carolyn Abro:n and I were appointed by the Chancellor to be members of the search committee and we have been participating in its functions for over a month now. However, the editors of THE APPEAL, in the tradition of responsible journalism, have reminded me of my duty to provide some feedback to my student constituency and have given me the opportunity to make this brief report on the search committee.

The committee has twelve members. Professor Stanger is the chairman, and along with Carolyn and myself, the other members are law professors Nolan, Popkin, Sherman and Tarlock, Professor Donnell of the Business school, Professor Schuessler of Sociology, Judge Eschbach of the Northern District of Indiana, Mr. Thomas Lofton of Baker & Daniels in Indianapolis, and Mr. William Gordon of Gordon, Glenn, Miller, Bendall, and Branham in Huntington.

The process of selecting a dean has to be somewhat complex and indirect. A man of the caliber we want will not be pounding on the door or reading want ads. He has to be gone after. The first step of the search committee, therefore, has been to find out who we want. This is being done by: first, soliciting recommendations from our faculty and other persons who have broad knowledge of the legal education world, and second, by following up on the most promising candidates by building dossiers of information and evaluation on them. These preliminary tasks have been delegated by the full committee to the seven law school members. Details of the process further down the line have not yet firmed up, but probably the handful of most outstanding candidates will be invited to visit the Law School and eventually a recommendation will be made to the Chancellor.
The criteria established so far by the committee are very broad: experience and interest in legal education plus and age of approximately 55 or under (to allow a reasonable tenure). Although these terms are non-exclusive and persons from outside the law school world have been and are being considered, most nominees have naturally been law professors and deans. Understandably (I hope) many elements of the selection process must be kept confidential, particularly the names of people under consideration. This is basically to preserve sources of honest evaluation and to prevent embarrassment of those not finally chosen.

Candidly, input from Carolyn and myself in the present nomination-information gathering stage has not been great. This is not the fault of the committee—our views are solicited and listened to—but rather because we have not had much to say. As students, we can, of course, make independent evaluations of the scholarship of any particular individual. We do not, however, have access to our own sources of information and data important in the selection of a dean such as availability, temperament, and career goal, administrative skills, and teaching ability. My initial informal discussions with several students indicated that my ignorance on these matters was probably widely shared and therefore nominations from students would not generally be promising. Since that time I have received several nominations from students which did retain at least some supportive background data and have passed these on to be discussed by the committee. Therefore I welcome and comments or nominations from students who do have knowledge about a particular law school which might be a source of talent, or knowledge of other attributes in addition to scholarship. (I include in this last statement comments about any of our own faculty which you feel should or should not be considered as potential deans.)

Carolyn and I are willing to discuss the dean selection with interested students at almost any time.
PHI DELTA PHI NOTES

Officers for 1971-72 were elected in November. They are:

Magister -- Phil Zorn
Vice-Magister -- Dave Stewart
Exchequer -- Bob Budesa
Secretary-Historian -- Jim Slothower

These men and Tom Shriner, Kevin McGrath, Pete Bullard, and Rob Smith, make up the fraternity executive committee, whose task it is to plan and organize activities.

Tenative plans for this semester include the showing of a film on the medico-legal aspects of autopsy, with an accompanying lecture by Dr. Anthony Pizzo, Monroe County Coroner; a visit to the Indiana Supreme Court to hear oral arguments, and a student-faculty picnic, hopefully involving another softball game, assuming the faculty is up to it.

Hopefully in the offing for next fall are a trip to Churchill Downs for a day with the ponies, and a community service project.

Formal rush will not be held this semester, however, anyone interested in finding out about prospective membership is cordially invited to contact any members of the fraternity for further information.

P.A.D. NOTES

Phi Alpha Delta elected new officers on Monday, Feb. 7th. They are:

Justice -- Gary Hansen
Vice-Justice -- Warren Gibson
Treasurer -- Barbara Kelly
Clerk -- Nina Hatfield
Marshall -- George Bewley
Parliamentarian -- Fred Schull

Installation of the new officers will be Monday night, Feb. 21st at 8:00 p.m. in the faculty lounge. All PAD members are invited.
The Demurrers scotch and water club met Friday, January 28th, at Nick's. Big surprise and so what. After a three day campaign of extorting money from innocent bystanders in the Grand Foyer & Mill Around the law school, the demurrers were sufficiently fat to provide three, count 'em, three pitchers of beer at the meeting. The big drawing card was an announcement that Patrick Baude was going to speak on the Freudian implications of something or another. Later, someone went up and asked Mr. Baude if he was nervy enough to back out even though he had not yet agreed to come. We don't know what he replied, but he did come, which goes to show you that Stan Schwartz, the dues-paying faculty member of the club, is the most effective muscle the club ever had. So effective was he that he dragged Mr. Pratter along to on the false promise of free beer or something.

Mr. Baude spoke briefly to everyone's relief. "The Freudian implications of calling the parole board the adult authority is that there are nine members." That is the full text of his remarks.

Steve Sherman then got up and read the initiation speech for Mr. Fatorous, who had not yet arrived, and initiated Mr. Pratter. For this infraction Steve Sherman will be publicly stripped of his lifesaving and woodcraft merit badges at the next meeting.

Mr. Halpert, a past B.O., was given $10.00 to print new membership cards. Although he came to the meeting to monopolize Patsy Conroy's time, he was last seen boarding a bus for Mexico---alone.

Professors Sherman and Fatouros came after I had made my usual dignified departure, disguised as a sack of ice.

Elections will be held next meeting before all the charter members graduate. So what?

yours,

THE BROODING OMNIPRESENCE
CARREL #41
If anyone took a poll of the law students to determine which course was the most offensive, freshman moot court would undoubtedly come out on top. This is unfortunate. Moot court offers a valuable experience in research, organization, legal analysis, and oral argument. However, the negative attitude toward moot court exhibited by most students makes one believe it was a worthless waste of time in a barren field wholly unrelated to law.

Almost everyone avoids the second year moot court program (or does not know of its existence) especially in view of its non-accredited nature. However, it offers a golden opportunity to improve the legal skills necessary to a good attorney through adversary competition (if not from opposing counsel, then surely from the judge, Mr. Baude.) Certainly, the Sherman Minton Moot Court Competition is a more scholarly approach to oral argument, culminating in an 8-team tournament in April against Cincinatti, Ohio State and Kentucky law schools. No brief is required.

The selected case always hypothesizes an actual case of national importance. This year it is a take-off of the Lieutenant Calley trial, with due process in military law and freedom of the press the vital issues.

Mr. Baude will shortly post a notice for interested second-year students to meet. If at all interested, go. It's a rewarding experience.
As you might have noticed, the latest issue of *The Appeal* has taken on a slightly new format. This is the result of many hours of painstaking work by the editorial staff of *The Appeal*, who project that within three weeks, *The Appeal* will have a circulation equal to that of the National Geographic.

In order to compensate for the many hours per day spent working on new ideas for each issue, the editors of *The Appeal* have been forced to eliminate themselves from many other law school activities, such as being on the Law Journal and clerking for Supreme Court Justices in their spare time. Furthermore, the work load has been reflected in the inability of the editors to find suitable employment, although one editor does report having some success negotiating employment as a cab driver in Miami.

If *The Appeal* is to continue furnishing the same, concise up to the minute reporting that it has in the past, the staff must be expanded drastically. Positions are now available for reporters, fiction and humor writers, editorial writers, typists, members of a growing think-tank, and for two or more girls who aren't doing anything on Saturday night.

It is felt that *The Appeal* offers a forum for aspiring legal writers easily the equal of the Law Library Bulletin Board, and *The Appeal* is willing to accept any contributions similar to those which might be found in such places, with the minor exception of Popeye Cartoons.

*The Appeal* offers many fringe benefits. It serves as a magnificent excuse to parents concerned about grades, or the lack of grades. Ask any of the present staff about the now famous staff parties, held weekly in Nassau and Ellettsville.

Anyone wishing to either contribute, or to join the staff, may find one of the editors at their carrels. Many choice editorial positions are still available. Be smart. Buy now.
PRE_ENROLLMENT

OR

HOW I LEARNED TO STOP WORRYING AND STAND IN LINE

The I.U. Law School took a firmer hold on it's total of "Bureaucratic King Of The Campus" by initiating a new processing procedure called pre-enrollment.

While all the other 31,500 I.U. students register once at the field house, the law students get the honor of lining up three separate times. They must think this is an Army Post.

Pre-enrollment was to cure all the ills suffered by enrollment (the one at the Law School) (that is) No necessity for early arrivals on enrollment day, no closed seminars to seniors, no waiting for books till mid-semester, and everyone would know well in advance what courses they'd be taking.

Instead, students waited in line at pre-enrollment (which was conspicuously placed the week prior to exams.), then waited in line at enrollment for drop-and-add (because "open" courses like Remedies and Wills had to bump tens of students, who by the way had no problem getting in to them.) Books were not absent from the bookshelves as usual, it was worse. One student got books for one course out of five, and is still waiting for two of them. A required text for Military Law, according to the bookstore, is likely to arrive in mid-August. Seniors got their choice of seminars (But is it necessary that three of the research seminars relate to International Law? And by the way, isn't it interesting that Mrs. Parsloe, who isn't a lawyer, teaches more courses than anyone else?) And no one knew what they were in until they enrolled anyway.

Well, maybe we need an ante-pre-enrollment to cure the new ills, or maybe a seminar taught on enrollment made a required course for the administration.
Dear Sirs;

I am being followed nearly every minute by the Fascist Agents of The Board of Trustees, from whose offices I have stolen the following information. I expect to be apprehended very soon, and I'm more afraid of what those guys might do to me than I ever was of J. Edgar. I probably wouldn't have had the nerve to pull off another heist so close to the other one, but I read that peachy article by Marilyn Zilli in Common Sense and headed straight for my lock picking kit. As soon as this gets published, I'll turn myself in to the S.L.S. Long live freedom and Gable's coffee.

yours,
Daniel Ellsberg

THE LAW SCHOOL PAPERS

by Daniel Ellsberg

The recent excitement concerning the resignation of Dean Harvey led me to do some prolonged investigating in the offices of the Board of Trustees. After a few short gours using my portable laser beams to burn open secret filing cabinets, it became apparent to me that Dean Harvey never really resigned. The truth of the matter is that he was murdered by members of the Indiana Bar Association, driven insane by too many years of trying to interpret the Burns Statutes, and led astray by false rumors that Dean Harvey was the leader of a group attempting to have all future statutes translated into Zulu for the sake of clarity.

The exact circumstances of Dean Harvey's death are still somewhat a mystery to me, although there is some evidence to support the contention that the late Dean was tortured to death by being forced to listen to recorded excerpts from the now defunct Casebook on Legislative Drafting.

With Dean Harvey dead, it became necessary for the insurgents to find a successor who possessed all the qualifications which their group believed in. These qualifications, as listed in a top secret document, included a familiarity with
all areas of the law except those which bear any relation to legal practice outside of the state of Indiana (and preferably only legal practice south of Indianapolis), a true feeling for law students, particularly those who happen to be white Anglo-Saxons with short hair who support the Constitution as interpreted by the Chief of Police in Washington, D.C., and most important, a great deal of experience in the art of extracting large sums of money from unsuspecting law students. After G. Harold Carswell turned down the appointment, the insurgents sent out a questionnaire to all members of the Bar in Indiana asking them who it was that they admired most in the state. The answers were evenly divided between "Mommy" and "Daddy", so this tactic was also abandoned.

From this point on, the records become even more vague as to what has transpired. It does appear that a successor to Dean Harvey has been picked. The records show that the name of this person has been leaked to two law professors, Mr. Schwartz and Mr. Tarlock. Both of these men are presently being watched by the board of trustees, who only last month uncovered a plot to leak the name of the successor through a secret code contained in their grades for the second semester. This is suggested as an explanation for the delay in posting these grades.

There is, however, one very unusual document still remaining in The Law School Papers. It consists of a record of payments made to someone named "Mabel." While the last name of this person is not disclosed, the records show that payments were regularly made to the Gables Restaurant. The owners of that restaurant report that someone by that name was in their employ but has disappeared. Beyond that, they refuse to say anything.

When the name "Mabel" was mentioned to Prof. Tarlock and Prof. Schwartz, their faces turned pale, and both made the excuse that they had to go back to looking for some lost exam papers.

I ask you to draw your own conclusions.

yours in violent revolution,

Danial Ellsberg
THE REHABILITATIVE OF THE ELECTRIC CHAIR

by George Drain, M.D., Ph. D., Notary Public

"The moderate application of electricity, it is strongly maintained, has a great effect upon the human system, and just how far it may cure or mitigate diseases no one can tell with certainty."  
American School of Magnetic Healing v. McNulty  

Punishment for criminal acts, as any law student knows, can serve four purposes: prevention, deterrence, retribution, and rehabilitation. Capital punishment is generally thought to serve only the first three of these goals. However, a careful analysis reveals that capital punishment, particularly the electric chair, serves all four.

The preventive value of capital punishment is readily apparent to those with brains enough to look. In Indiana, for instance, no man who has gone to the electric chair has ever committed another crime—not even a misdemeanor. This one hundred percent effective rate has prompted some law enforcement officials to seek legislation which would impose this penalty on crimes which have a high rate of recidivism, such as shoplifting. It is a statistic that opponents of capital punishment find difficult to refute.

The deterrent value of capital punishment has been questioned by many legal experts. The contention by opponents that it has little or no deterrent value may have some validity with respect to the other methods of execution. However, the "chair", as any electrocution buff knows, causes considerably more discomfort to the criminal. It is an experience that involves screaming and writhing amid the sometimes unpleasant odor of burning flesh. Any person who has put his finger in a light socket would have second thoughts about committing a capital offense. It should also be noted that all forms of capital punishment have been found to have an overwhelming deterrent effect upon the person executed.

The electric chair is the ideal implement for retribution. Not only does it allow society to vent its righteous wrath and indignation, but it also provides a rather interesting diversion.
The enjoyment and satisfaction that society derives from sending a man into the next life is exceeded only by the thrill of being there to watch the criminal wriggle with every jolt of electricity.

We have always recognized the effectiveness of the electric chair with respect to the above purposes. However, we never recognize its rehabilitative value. Electrocution rehabilitates the criminal both physically and spiritually. In order for the criminal to be rehabilitated he must realize that he has done wrong, and most important, he must be sorry. When they start to attach the electrodes to his legs, he will be sorry as hell. The remainder of his life, although not lengthy, will be spent contritely. Although the physical benefits can be enjoyed for only a short time, they should not be overlooked. Electrocution has been found to be very effective in curing acne and straightening unruly hair.

The true goal of rehabilitation is to make the criminal useful to society. Although it is difficult to conceive of how a capital offender could ever again be useful to society, I believe that electrocution may be the way. With a mere twenty cents worth of electricity, society can convert a worthless criminal into valuable fertilizer or landfill material. Some homemakers have found that they can be converted into novel hat racks or coffee tables. The uses to which rehabilitated criminals can be put are limited only by the imagination. Of course, as many opponents of capital punishment argue, there will be some lasting negative effects upon the offender, but who is to say the criminal is not a better man for it???

Like this issue?? Want to contribute? Like to see your grades improve drastically? Like to be a success with girls like The Appeal editors? Join the staff of the Appeal and see how many ways it can change your life.........