Spring 1988

1988 CSLife (Spring)

Benjamin N. Cardozo School of Law

Follow this and additional works at: https://larc.cardozo.yu.edu/cardozo-life

Part of the Law Commons

Recommended Citation
https://larc.cardozo.yu.edu/cardozo-life/35

This Book is brought to you for free and open access by the Publications at LARC @ Cardozo Law. It has been accepted for inclusion in Cardozo Life by an authorized administrator of LARC @ Cardozo Law. For more information, please contact christine.george@yu.edu, carissa.vogel@yu.edu.
Burns Institute Established

The Jacob Burns Institute for Advanced Legal Studies, established last month with a generous gift from Cardozo's Chairman of the Board, will be "the centerpiece of the school," says Dean Price.

"Once again, Mr. Burns has shown us his wisdom and his vision by establishing what will become the lynchpin in Cardozo's pursuit of advanced scholarship and academic research."

The Institute will allow Cardozo's faculty the time and funds to pursue research and writing; it will support scholarly symposia, conferences, and lectures; and it will stand as an attraction for scholars of national repute to visit Cardozo, and for students of extraordinary academic ability to attend Cardozo.

"Through its resources, the Jacob Burns Institute will enable Cardozo to become a drawing force for outstanding and creative legal scholarship, dealing with issues that significantly affect society and thus greatly benefit the world of legal thought and education," said Associate Dean Richard Joel. "It is an essential step towards gaining national recognition for Cardozo as a school of academic distinction."

Currently, the Institute is funding the Jacob Burns Scholars program, which draws gifted students with great potential to Cardozo.

"It's important to realize that research is essential for educators," said Dean Monroe Price. "Cardozo's faculty is extraordinarily diverse — bringing advanced degrees not only in law, but also in literature, philosophy, anthropology, government and history, to name a few. They bring a broad scope to Cardozo's classrooms. Encouraging faculty research will yield not only scholarship, but better teaching. Active research bears fruit in the classroom."

The Institute's future academic endeavors include:

- The International Faculty Seminar in Evidence and Litigation which will take the lead in conducting national and international scholarly interchange on the implications for the law of evidence of a number of philosophical theories as well as the advent of new computer technology.

- Free Speech and National Security, a project currently underway at Cardozo, will result in the development of course work as well as the publication of a book.

T. Boone Pickens to Speak at Heyman Seminar

T. Boone Pickens, Jr. will speak at Cardozo on April 20th's Heyman Seminar, part of an ongoing series of seminars sponsored by Cardozo's Samuel and Ronnie Heyman Center on Corporate Governance. His subject will be "Returning Competitiveness to Corporate America."

Pickens has earned widespread recognition for his role as a shareholder advocate and corporate activist, as well as praise for his management and entrepreneurial skills. He is currently General Partner of the Mesa Limited Partnership, and is also Chairman of United Shareholders Association.

The seminar will be held at Cardozo, beginning at 7:00 p.m. on Wednesday, April 20th. For information on attending, please call (212) 790-0310.
New Associate Dean Appointed

Suzanne Last Stone has been named Associate Dean for Academic Affairs.

In announcing the appointment, Dean Monroe Price said “Suzanne brings an important blend of scholarship — both in the legal field and in the humanities — and practical experience at the bar to Cardozo’s students and faculty. She is an important resource for us.”

Stone earned her J.D. from Columbia University Law School, where she was writing and research editor of the Columbia Law Review.

She graduated summa cum laude from Princeton University and went on the graduate study at Yale University as a Danforth Fellow in Religion and Classical Civilization before entering the legal field.

Stone was law clerk to Judge John Minor Wisdom of the United States Court of Appeals for the Fifth Circuit, and was associated with the New York City law firm of Paul, Weiss, Rifkind, Wharton & Garrison, where she worked in the litigation department. She is a member of the New York City Bar Association Committee on Federal Courts.

Her main scholarly interests are in the areas of procedure, federal courts, and conflict of laws.

IOLA Grant to Cardozo

Training in the legal problems of the elderly for law students across the metropolitan area will be increased this summer under a special grant to the Cardozo Bet Tzedek Legal Services Clinic.

The $10,000 grant, from a unique entity called the Interest on Lawyers Accounts (IOLA) Fund of the State of New York, is in recognition of the need to offer those new to the legal field specific instruction in areas of importance to the elderly, such as the law of Medicare/Medicaid eligibility, Social Security, and other health and housing issues.

“This is a way of helping overloaded legal services offices, and private law firms, offer their young associates familiarity with issues that could have major impact on the lives of their clients,” says Toby Golick, Cardozo Bet Tzedek’s director.

Under the grant, Cardozo will offer a series of lectures (“probably brown bag lunches”), and will also host a group of IOLA Fellows, law students who will receive stipends to devote their summer to the needs of the elderly poor.

“We are pleased that this fund, representing the legal profession, will make it possible for interested students to help this population who so desperately need advocates,” says Golick.

IOLA is a fund which lawyers may voluntarily join. Its income is generated from lawyer’s accounts which hold monies for very short periods of time.

Moot Court Team Moves On To Finals

For the second straight year Cardozo and Syracuse represented our region in the finals of the National Trial Competition in Texas.

Cardozo’s National Moot Court Team excelled in the regional qualification competition. The three-member team of Robyn Grabelsky, Isaac Jaroslawicz, and Bob Lippman reached the final round and participated in the national competition. Isaac Jaroslawicz was also selected as Runner-Up Best Oralist.
The Important Role of Adjunct Faculty

One strong aspect of Cardozo's teaching is its ability to draw on the legal community of New York to provide excellent instruction in courses that supplement the offerings of the faculty.

This spring, for example, the Controller of the city of New York, several judges, professors from Columbia University and the University of Pennsylvania, and a group of highly respected practitioners—all are enriching the Cardozo curriculum.

"The adjunct faculty program allows us to do what few law schools in the country can do," says Dean Price. "We can combine providing time for scholarship for our faculty while accommodating the needs of a modern student body for variety in academic offerings."

"Because of the adjunct program, Cardozo has depth in areas such as entertainment law, health law, and areas where the riches of the full-time faculty can fruitfully be supplemented, as in international law and corporate and business law."

In addition to the adjunct faculty, Cardozo involves the New York bar in the teaching program of the law school through the Intensive Trial Advocacy Program and the research and writing program for first-year students.

This year, adjunct faculty have included:

**Hon. Thomas Aquilino, Jr.**  
*United States Court of International Trade*

**Peter L. Berger**  
*Levisohn, Lerner & Berger*

**Jutta F. Bertram-Nothnagel**  
*Stephen Breitstone*  
*Morgan, Lewis & Bockius*

**Elliot Brown**  
*Brown & Dobson*

**Michael A. Cardozo**  
*Proskauer, Rose, Goetz & Mendelsohn*

**Katherine T. Cobb**  
*Assistant District Attorney, New York County*

**Robert Z. Dobrish**  
*Hoffinger, Friedland, Dobrish, Bernfeld & Hasen*

**Arthur Eisenberg**  
*New York Civil Liberties Union*

**James Fogel**  
*Assistant District Attorney, New York County*

**Harrison J. Goldin**  
*New York City Controller*

**Janice Goodman**  
*Louise Gans*

**Seymour Hertz**  
*Paul, Weiss, Rifkind, Wharton & Garrison*

**Irving Hirsch**  
*New York County District Attorney's Office*

**Joy Jones**  
*Rogers & Wells*

**Barry L. Katz**  
*Siereff Friedman, Hoffman & Goodman*

**Melvin Kraft**  
*Summit Rovins & Feldesman*

**Martin Levin**  
*Cowan, Levowitz & Latman*

**Robert M. Levy**  
*New York Civil Liberties Union*

**Burton N. Lipshie**  
*Stroock & Stroock & Lavan*

**Lela Love**  
*Jeffrey A. Lowin*

**Gertrud Mainzer**  
*Edwin Earl McAmis*

**J. Ezra Merkin**  
*Jeffrey Mishkin*

*Proskauer, Rose, Goetz & Mendelsohn*

**Rees W. Morrison**  
*Mitchell J. Nelson*  
*Wein, Malkin & Bettex*

**Dennis Rapps**  
*National Jewish Commission on Law and Public Affairs*

**Eric Rayman**  
*Simon and Schuster*

**Daniel Riesel**  
*Sive, Paget & Riesel*

**Michael S. Ross**  
*LaRossa, Axenfeld & Mitchell*

**Stanley Rothenberg**  
*Moses & Singer*

**Richard J. Sabella**  
*Cabill Gordon Reindel*

**Martin Schechter**  
*Brodsky, Lineit, Alman, Schechter & Reicher*

**Steven L. Schwarcz**  
*Sbeamam & Sterling*

**Herbert Semmel**  
*Paul Schechtmam*

**New York County District Attorney's Office*

**Marla Simpson**  
*New York Lawyers for the Public Interest*

**William A. Volckhausen**  
*The Dime Savings Bank of New York*

**Leon Wildes**  
*Wildes & Weinberg*
Three-Day Conference on Hegel

Cardozo's Law Review, and the new Jacob Burns Institute for Advanced Legal Studies, sponsored a three-day conference entitled "Hegel and Legal Theory" from Sunday, March 27—Tuesday, March 29, which drew participants from across the country.

The keynote address was presented by Charles Taylor, Professor of Philosophy and Political Science at McGill University. Other papers presented included:

Why Dialogue? by Bruce A. Ackerman of Yale Law School

Reconstructing Hegel's Civil Society by Andrew Arato of the New School for Social Research

Equality in Contract by Peter Benson of McGill University

The Phenomenology of Spirit and Its Laws by Robert Bernasconi of Essex University

Peter Tillers

Professor Tillers, formerly an associate professor at New England Law School, is teaching "Theories of Evidence" this spring.

A renowned legal scholar, Professor Tillers holds a J.D. and LL.M. from Harvard Law School and is a revisor of Wigmore on Evidence. He has published extensively on theories of evidence, including "Mapping Inferential Domains" in the Boston University Law Review, a paper presented at a symposium he co-chaired on "probability and inference in the law of evidence."

AIDS and the Law

Professor David Rudenstine will teach a two-credit research seminar this Spring designed "to produce a series of original student papers that will be the basis for a publishable monograph on AIDS and the law."

Chinese Legal System

A survey of the contemporary People's Republic of China legal system, including civil and economic law, with emphasis on the international aspects of Chinese law. The course will be taught by Vivienne Bath, who holds a Master of Laws degree from Harvard, specializes in Chinese law.

Hegel and the Crisis of Private Law by Alan Brudner of the University of Toronto

Reciprocity and the Critique of Employment at Will by Drucilla Cornell of the University of Notre Dame

Family Ties: Hegel's Philosophy of Right and Derrida's Glas by Rodolph Gasche of S.U.N.Y. Buffalo

Hegel's Legal Plenum by Cardozo Professor Arthur J. Jacobson

The Law of the Family by David Farrell Krell of Essex University

Hegel on Nationalism, War, and Peace by Adrian Peperzak of the Universities of Nijmegen and Amsterdam

Hegel and the Dialectics of Contract by Michael Rosenfeld of New York Law School

Hegel's Idea of Contract and Property by Peter G. Stillman of Vassar College

The Abstractness of Abstract Right by Ernest J. Weinrib of the University of Toronto

Comments were offered by distinguished faculty from universities coming from across the country, as well as by Charles Fried, Solicitor General of the United States Department of Justice.

The proceedings will be published in a special issue of the Cardozo Law Review.

Copies of the Cardozo Law Review in which the papers and comments will be published will be available for $10. For information, contact Larry Cunningham at the Law Review, (212) 790-0210.

New Faculty Profiles

Jonathan Bush

Professor Bush, a graduate of Yale Law School and a Fulbright Scholar at Oxford, served as law clerk to Judge William H. Timbers of the U.S. Court of Appeals. He has practiced as a trial attorney with the U.S. Department of Justice, Office of Special Investigations (Criminal) as well as serving as General Counsel to the U.S. Holocaust Memorial Council. He teaches legal history, criminal law and procedure, war crimes, and human rights and international law.

New This Spring:

Free Speech and the First Amendment

A research seminar, taught by Professor David Rudenstine, will examine the "interfacing of national security and free speech values from an historical and contemporary perspective."

Theories of Evidence

A seminar focusing on the "process of proof in litigation, rather than on the exclusionary rules," according to Professor Peter Tillers (see profile, this issue.) "A systematic study of proof processes in litigation is just beginning to emerge — the seminar will have an exploratory atmosphere rather than a didactic one. Various models of evidence, inference, and decision-making will be examined, including models and theories found in literature on probability theory, philosophy of science, and psychology."

Mental Disability Law

A study of the "delicate balance between government benevolence and individual autonomy," according to adjunct professor Robert Levy.
Cardozo Entertainment Moot Court Competition: To Focus On “Offensive But Not Obscene” and “Sound Sampling”

Cardozo’s nationally-renowned Entertainment Law Moot Court Competition, which draws teams each year from across the country, was, beginning this year, co-sponsored by BMI (Broadcast Music Inc.). The sponsorship, a unique blending of the entertainment industry and legal education, means that BMI will underwrite the costs of the event and, new this year, the awards, but was not directly involved in the competition. BMI hosted a reception for the competing students and faculty.

This year’s final round judges included Douglas Ginsburg and Alex Kozinski of the Ninth Circuit in California.

“This year’s moot court problem dealt with two important issues,” says Dean Price. “The first addressed the constitutionality of the FCC’s regulation of offensive but non-obscene broadcast programming and language. The second involved a copyright question which will explore the new field of sound sampling, whereby portions of an existing work are electronically altered and incorporated into a new work.”

CSL Moot Court Board students wrote a rap song, especially for the competition, which incorporated language designed to raise questions about these issues.

The competition was held at Cardozo, with the final round on Sunday afternoon, March 20th.

Mediation Clinic Volunteers Among Those Honored at State Supreme Court

Administrative Judge Leonard E. Yoswein presided over a ceremony held last month at State Supreme Court to honor volunteer mediators.

Cardozo was represented by a number of students from the school’s Mediation Clinic, a program which “examines the various methods of dispute resolution and trains future lawyers in the skills and art of negotiation and mediation,” according to CSL adjunct professor Lela Love.

Cardozo students serve as mediators at the Brooklyn Mediation Center, which handles disputes in non-arrest cases where one party has filed criminal charges against another and the parties involved are in an ongoing relationship such as neighbors, landlord and tenant, or boyfriend and girlfriend. The mediation of such disputes frequently achieves creative and durable resolutions to problems affecting communities, instead of exacerbating tensions through the adversarial process.

Cardozo students present for the ceremony included Kathleen Delaney, Dan Drazan, Irene Feldman, Jennifer Gentin, Warren Goodman, Rebecca Holland, Jeanie Milbauer, Shoshana Myerson, Lana Rottenberg, Jenny Skoble, and Susan Williams.
Class of '79

Noemi E. Masliah has opened an office in New York City, specializing in immigration and national­ity law. Paul Labiner is now president of Hudson Valley Planning Corp., a financial services firm in Suffern, N.Y. Steven A. Loewy has joined the Baltimore-based firm of Ober, Kaler, Grimes & Shriver as a partner. He specializes in commercial real estate. Marc Heller is now senior associate (real estate) with Mudge, Rose, Guthrie, Alexander & Ferdon. Larry Dub has established a practice, concentrating in real estate and commercial law, in Pawtucket, Rhode Island.

Class of '81

Charles DeLaFuente, now a reporter for the "New York Daily News", has returned to New York after three years in Washington. Howard F. Strongin is senior associate at Lester Schwab Katz & Dwyer, where he specializes in defense litigation of complex products liability actions. He is also involved as a speaker — on behalf of the Second Circuit Committee on the Bicentennial of the U.S. Constitution and in the Open Doors Program of the New York City Board of Education. Frances Scanlon, associate professor of law at Nassau Community College and adjunct professor in the law and police science department at John Jay College of Criminal Justice, is currently representing the Community Conciliation Center of Flushing where 70 volunteers mediate neighborhood disputes. Harris Tilevitz is Director of Litigation Support at Skadden, Arps, Slate, Meagher & Flom.

Class of '82

Alan M. Kapson has formed a partnership — Belk, Kapson & Ginsburg — specializing in real estate law and litigation.

Class of '83

Helen Irwin is Director of Development for the International Tennis Hall of Fame. Lonnie S. Rosenberg is counsel to the law offices of Aaron Gelbwaks in New York City. Arthur G. Jakoby, formerly of the New York Regional Office of the S.E.C., has joined the firm of Herrick, Feinstein in Manhattan.

Class of '84

Steven R. Sundheim, with Wilson, Elser, et al., is involved in defense of product liability cases for domestic and foreign manufacturers. Wilma Kerner Miller recently opened her own general practice on Long Island, with an emphasis on matrimonial law. Diane Gelon reports that “after receiving my LLM degree from the University of London, London School of Economics, I decided to stay...” She is associated with the firm of Youngstein & Gould, United States Lawyers Resident in London.


Robert J. Greenberg is working as a legal writer in the Trial and Evidence department of Matthew Bender and Company, a law book publishing company. He is also on the faculty of the American Institute for Paralegal Studies, where he teaches a course in trusts and estates.

Class of '85

Dana Belcher, formerly with Helmsley Spear, Inc., is now a partner in the firm of Schriver, Gawrys & Belcher in Middletown, N.Y., where he is specializing in real estate development in booming Orange County.

Class of '86

Steven M. Stepper has opened a general practice in New York City.

Class of '87

Jonathan Justin Greystone is Assistant District Attorney in Philadelphia. Bennet Susser is working in the Products Liability department of the Newark, New Jersey firm of Sills Cummis Zuckerman Radin Tischman Epstein & Gross.

Faculty News

Professors William Bratton, Charles Yablon, and Elizabeth Clark spoke at the annual meeting of the American Society for Legal History, at the invitation of Professor Steven Diamond.

Professor Clark was a participant in a roundtable discussion on “The Constitution, Republicanism, and Women in the New Nation.” The two papers presented under the subject of “Approaches to the Emergence of Modern Corporation Law” were “The New Economic theory of the Firm in Historical Perspective” by Professor Bratton and “Conceptions of the Corporation and Doctrinal Change: The Development of the Shareholder’s Derivative Suite” by Professor Yablon.
Alumni Association Elects Officers

From the New Alumni Assn. President

Dear Graduates:

I wanted to use this opportunity to introduce the new officers and committee chairs of the Cardozo Alumni Association and to ask you to participate in our activities and to help us develop new ideas.

For you history buffs, the Alumni Association reconstituted itself approximately 5 years ago, complete with a new constitution, and held its first alumni wide election four years ago for 40 positions on its coordinating committee. That committee, which meets quarterly and serves as a policy making body, elects at the first meeting each year new officers (President, Vice-President and Treasurer) and committee chairs (fundraising, placement, student affairs, social events, membership and elections, supreme court, and New Jersey.) These committees are the working arm of the association — they planned, for example, the March 16th social gathering recently held at a Soho art gallery; group admissions to the U.S. Supreme Court; the alumni directory distributed a couple of years ago; the mentoring program; and the annual alumni phonathon fundraiser that has successfully raised money for student scholarships over the past three years. (Keep your phones on the hook on April 17 thru 21 for this year's phonathon.)

Hopefully, none of this is a surprise since all events are advertised through periodic mailings which are sent to each alum’s last known address.

We are embarking on one of Cardozo's major milestones — this May Cardozo will have graduated 10 classes of lawyers. The time when we were generally considered graduates of that infant school a few blocks north of New York University has drawn to a close. In light of our coming of age, the school will look to us — its first graduating classes — to help the school achieve its future goals. Involvement in the Alumni Association is one way to offer that assistance. Equally important, the Alumni Association looks to its members for both direction and involvement. We know you want us to hold social events because people come; we know the alums approve of our fundraising because many of you have given so generously. What about other ideas? Do you have any? If so, would you share them. Whether you have ideas or not we want to see you at least at our parties. (How else will your colleagues you don’t have time to call know about the wonderful new job or the billion dollar judgment or transaction you just honchoed or that new baby.)

So for now, I thank all of you who have graciously volunteered your time to be mentors to current students, ambassadors to prospective students and moot court judges to our fledgling advocates. I also thank all of you, in advance, for making our upcoming phonathon, details of which will be mailed to you, the most successful ever. Finally, do not hesitate to call (or write, telegram, etc.) any of us listed above for further information or to volunteer your time or ideas.

Very truly yours,

Randi Weingarten
President, CSL Alumni Association

In addition to Randi Weingarten as President, ('83) Jay Ziffer ('83) will serve as Vice President and Ira Pers ('79) is the new treasurer.

The Committees, and their chairpeople, are:

<table>
<thead>
<tr>
<th>Communications:</th>
<th>New Jersey:</th>
<th>Judy Saunders ('84)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Noel Ferris ('80)</td>
<td>Joe Sullivan ('82)</td>
<td>Barbara Mittman ('85)</td>
</tr>
<tr>
<td>Fund Raising:</td>
<td>Steve Polinsky ('84)</td>
<td>Student Affairs:</td>
</tr>
<tr>
<td>Rosemary Byrne ('80)</td>
<td>Placement:</td>
<td>Helen Irwin ('83)</td>
</tr>
<tr>
<td>Gina Aversano ('85)</td>
<td>Ellen Weissman ('85)</td>
<td>Myles Kahn ('87)</td>
</tr>
<tr>
<td>Membership &amp; Elections:</td>
<td>Karel Turner ('87)</td>
<td>Supreme Court:</td>
</tr>
<tr>
<td>Lisa Presser ('85)</td>
<td>Social Events:</td>
<td>Noah Gordon ('86)</td>
</tr>
<tr>
<td></td>
<td>Cheryl Dresner ('85)</td>
<td></td>
</tr>
</tbody>
</table>

Alumni Events Upcoming

CSL New Jersey Alumni Cocktail Party
April 28, 1988 6-8 p.m.
Cryan's of Caldwell
105 Roseland Avenue / Caldwell, N.J.

Alumni Scholarship Phonothon
April 17, 19, 20 & 21

For information, call: Nancy Kramer, (212) 790-0360

---

Dean's Associates Formed

The newly-formed Dean's Associates is a "support group of alumni and students who have made substantial financial contributions to the school," says Dean Price.

"The group will assist me in utilizing the funds they raise. Uses may include grants to improve the quality of student life, for faculty support, and perhaps for enhanced operation of the Placement Office."

The Dean's Associates, who will each pledge at least $250 to the school each year they are a member of the organization, are expected to reach 100 members.

A reception for the founding group was held at the home of Dean Price in February. Alumni interested in joining the Dean’s Associates should call the Dean’s office, 790-0310.