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Volume 1, Issue 3  
February 4, 2000

# Hastings Law News

If there is to Be a Hastings Community, The Students Must Have a Voice

"Carpent Tua Poma Nepotes"

## SUPREME CELEBRATION FOR SNODGRASS HALL

- Stephen Brundage, 3L

On Monday, January 24, Hastings celebrated the rededication of the 198 McAllister building as the new *David E. Snodgrass Hall*, in honor of former Dean Snodgrass. The ceremonies were marked by addresses to students, faculty, alumni, and supporters including California Supreme Court Chief Justice Ronald George and U.S. Supreme Court Associate Justice Anthony Kennedy.

During a question and answer session earlier in the day, Justice Kennedy gave remarks on the inner workings of the Supreme Court and his view of the process. He also regaled the audience with a few jokes and humorous anecdotes from his tenure as a Justice. Afterwards, he fielded questions from students on topics ranging from gay and lesbian rights to citizen initiated environmental lawsuits.

Later in the day, the two Supremes, as well as Hastings Chair of the Board of Directors Maureen Corcoran, joined

Dean Kane in rededicating the building, as well as recognizing the generous support of friends and alumni.

The day was capped off by an open house, including a demonstration of the new Cotchett Trial Advocacy Center.

The rededicated Snodgrass Hall is the result of a public and private partnership to refurbish the aging 198 McAllister Building.

According to the Hastings' Chief Financial Officer, David Seward, the refurbishment included a seismic upgrade, renovated restrooms, new lighting, and classroom seating.

State money was also used to finance compliance with the Americans With Disabilities Act and asbestos removal.

Private money and college resources were used to renovate the Academic Support Program offices, the Gold Reading Room, a number of small seminar rooms, and the Cotchett Trial Advocacy Center (which should be completed within the month).

All tolled, the project cost 12.4 million dollars, 85 percent of which came from the state.



The new 198 "David E. Snodgrass Hall" January 2000



Justice Anthony Kennedy

## EDITORIAL: S.A.L.S.A. Protests Immigrant Injustice

- Submitted by Hastings South  
Asians Law Student Association

A Berkeley landlord is watching his empire fall before his eyes. Lakireddy Bali Reddy, an immigrant from India, was arrested earlier this month on various charges, including one for "importing aliens for the purpose of prostitution and for other immoral purposes" and another for "encouraging and inducing immigrants to illegally enter and reside in the United States."

Several girls have already come forward and explicitly affirmed Reddy's use of them as his personal sex slaves. Authorities also have evidence confirming that other individuals were brought to the U.S. to work as laborers in Reddy-owned Paisand restaurants around the Bay Area.

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## EYE ON ASUCH

### SKYROOM UPDATE

President Peter Burns, 3L

The biggest complaint over the last few months has been the closure of the Skyroom. So...Here's the deal. With the approval of the ASUCH General Council, I submitted a resolution to the Hastings Board of Directors at their December 1999 meeting requesting 15K for a new employee for the Skyroom.

As the administration still insists someone be present to monitor the Skyroom, and 98% of students surveyed were in favor of such an allocation, this appeared to be the best course of action.

The resolution was tabled primarily because of a disbelief in the accuracy of the 15K figure, even though this figure

was provided by Hastings Director of Personnel via our Chief Financial Officer. The Board requested that ASUCH work further with the administration to develop a plan for the proper usage of the Skyroom.

Dean Kane and Chief Financial Officer David Seward recently agreed to subsidize student organization events in the Skyroom. Student organizations can have events in the Skyroom from Mon-Fri from 6-10pm, as well as lunch or breakfast events. The College will pay for a server and cover the caterer's profit and overhead. The student organization will have to pay for beverages and food at cost. Although alcohol cannot be sold by the glass, admission can be charged to the event. This could be a good fundraising opportunity as well as a great way to enjoy the Skyroom.

On Thursday of last week I submitted a proposal to the administration requesting approval of a plan to open the Skyroom for general use from 1-5pm, Mon.-Fri., staffed by student employees hired and supervised through Student Services in conjunction with ASUCH. The proposal will cost 3.3K for the remainder of the semester, and I believe it adequately addresses the administration's liability concerns.

Students, faculty and staff should be able to bring non-alcoholic beverages into the Skyroom, and ASUCH can stock the service area with reasonably priced snacks. It should be easy to find reliable student employees to staff 2-3 hour shifts, particularly when they can study while monitoring the area and selling an occasional bag of pretzels. Anyone interested in further information, or a copy of the resolution or proposal, please let me know.

On another front, don't have in the outline bank, please drop a copy in the anyone who has a good outline for a class/professor that we ASUCH folder in the SIC area. You can get two free outlines for any outline we don't have. If you were on the ball in a course, please share your knowledge with other students so we can all learn more instead of perpetuating the image of Hastings as overly competitive. Fork over the good outlines.

Best of luck for the year 2000 and please don't hesitate to heckle me or any other ASUCH representative if you have any questions or concerns.

## Hastings Bookstore

### FREQUENT BUYER DISCOUNT CARDS

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continued from page 1.

Many of these workers were given little or no pay, only free room and board in Reddy-owned apartment units.

It is suspected that many more victims exist but are living in fear of deportation and their own safety. Indeed, Captain Miller of the Berkeley police has stated that authorities suspect that the named allegations only constitute "the tip of the iceberg." That such a racket could have continued for so long (and continues) in our own neighborhood is appalling. The movement to support full prosecution of Reddy and to support the victims continues to grow with each passing day. We need your help in fueling this movement. Please get involved in one of the following ways:

- (1) Please discontinue your patronage of Pasand restaurants around the Bay Area.
- (2) Please contribute to a fundraising campaign for the victims of these crimes. Groups which work with battered women in the South Asian community, such as Narika and Maitri, have reported that these monolingual women have retreated into cocoons because of fear. These women face deportation from the INS if they come forward and testify. Thus, your contribution would assist in efforts to reach out and identify further victims.

- (3) Please write letters! Senator Dianne Feinstein (D-CA) is introducing legislation in Congress which, in effect, would provide amnesty from deportation to victims who testify in criminal exploitation cases. If this legislative reform

is not forthcoming, our current immigration laws create a perverse incentive for these women not to testify. We must thus show our support for this legislative proposal. We should also write letters to California Attorney-General Bill Lockyer, the Immigration and Naturalization Service (INS), and Bay Area newspapers.

Rather than splinter at the seams, the Bay Area community must pull together. This is not an immigrant problem, nor is it a South Asian issue. The exploitation of women, girls, and workers occurs every day in every community.

Feroza Chic Dabby, Executive Director of Narika, speaks to all of us when she says: "To the fearful and the victimized, we offer our support and help. To the dead and grieving, we offer our respects. To the abusers, we direct our outrage and condemnation."



## COMPUTER LAW SYMPOSIUM 2000

- Joan Podoisky, 3L

On January 21<sup>st</sup>, COM/ENT hosted the 12<sup>th</sup> annual Hastings Computer Law Symposium. Jonathan Purcell, a 3<sup>rd</sup> year who manufactures his own brainwave analysis equipment on the side, hosted the event. "What impressed me was how fresh everything was." Purcell illustrated this point by describing the actions of guest speaker Richard Allan Horning, chair of the Internet Practice Group at a Palo Alto law firm.

At the beginning of the symposium, Horning held up a T-shirt that had a program for encrypting data printed on the back. Later that day, by the end of the symposium, a ruling had come down that the 10,000 or so T-shirts that had been sold were in fact contraband, and that none of the people who had purchased them are allowed to possess them.

Michael Scott of Perkins Coie, the keynote speaker, pointed out that e-commerce projected to grow from a \$1.4 billion industry to \$1 trillion by 2003. "And I think that's an understatement," said Scott.

Jon Ballon of Finnegan, Henderson took center stage. Arriving from New York 10 minutes before his speech, Ballon, still dripping in sweat, gave an overview of computer litigation issues. Ballon discussed the copywriting of search engine software and other intellectual property. "Telephone directories can't be copyrighted," he said. But, the guy who thought he'd be safe by taking a phone directory off of a CD, and creating a commercial website off of the cd's contents was soon out of business. "The shrinkwrap contract (breaking this seal equals acceptance) had been violated," explained Ballon.

Ballon discussed comparison sites. "If I want to buy a Brita water filter, I can go to biddersedge.com and that site will tell me all of the auction sites that sell it, and for what price. Needless to say, auction sites are upset. They want people to go directly to their site for comparison shopping, so that people view their ads."

Casino websites are no longer out of the reach of the AG by having an offshore server. According to Ballon, New York came down with an opinion that says the crime of illegal gambling takes place where the live player is located.

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## LETTER FROM THE EDITORS

## The Facelift Issue

We are enjoying a new century, a new semester, a better looking newspaper, a better looking school. Until now, the *Law News* has been formatted on Tawni's laptop, with the staff huddled around trying to edit and insert their articles. But those days are gone. We now have our own office down in B21, and our own computer and publishing software. Now, all we need is a dictionary.

The *Law News* receives no money from the administration to provide students with a newspaper. Instead, it is entirely funded by advertisers. Each month, the staff has to go out and scrounge for the \$400 - \$800 it takes to print a free issue for everyone. This paper is the result of students who volunteer their time in between classes. Don't forget to thank them for their dedication.

Along that line, we'd like to thank the administration for a beautiful new reading room and all the recent upgrades. Despite the frequent punches we throw, we feel the administration deserves a big thank you from the students for all that has gone right.

Cheers. Joan Podolsky and Tawni Olson



M. Hagash

## The Gentleman's "C"

- J.H. Kaplan, 1L

Throughout my college years we often referred to the dreaded C grade as the gentleman's "C". More recently, some have re-christened it: the George "Dubbya" Bush "C", yet, the hard partying candidate does not adequately represent the characteristics of the gentleman.

While the "C" connotes abysmal mediocrity, I suggest that this is a deliberately cultivated prejudice resulting from conspiring members of the "B" and "A" groups. In fact, it goes back much further. Remember that kindergarten mantra they called a song: ABCDEFG... and so on? From the age of five we have been programmed to believe that B follows A and C follows B, as if the repeated chanting could repel any recognition of the arbitrariness of it all. Furthermore, we have been told that "A" as a grading symbol designates hard work and intelligence, while "B" is simply hard work, and "C"? Well, that is reserved for the gentlemen. Perhaps you anticipate the fallacy in the ABC approach I am about to draw.

We are using symbols in a linear manner and yet they do not at all represent linearity. The "C", the proud distinction of the gentleman stands for so much more, characteristics one could not possibly place upon the same scale which A and B lie. Yet, academia is insistent: the "C" must stay on a line and furthermore it must follow A and B.

In order to reveal the injustice and potential for misunderstanding when the gentleman's "C" is placed in the company of the A and B, I dare to propose a definition of that ephemeral character the "gentleman".

Some might try to define the gentleman as sophisticated or worldly, the type of man who uses a butter knife even when alone. But, there is a bit of a roguish streak in him as well, and he sometimes bears the characteristics of a cad or a bon vivant. He is a man not just about town, but about the world, and maybe, if you don't blink, you might just spot him in the library.

The point is that, in the otherwise happy and harmonious world of the Hastings grading system, one must not lose sight of the fact that when the honor of a C is bestowed upon one of us it carries the potential of standing for so much more than your specific performance upon an exam. Perhaps it stands for mediocrity but just maybe it stands for a gentleman.\*

\* Don't get your panties in a knot, girls. We've never received a "C". Right? - eds.

## Trial Team Launched

-Stephen Brundage, 3L

You may not be aware of this, but four Hastings students have taken Hastings to new heights in the world of trial advocacy. For the last two months they have been preparing for a national trial advocacy competition. We all know about Hastings' stellar moot court teams, but now we have a budding trial advocacy team to tap into the wealth of talented future litigators here at Hastings.

The four students, Alex Saksen, Judy Shu, Michelle Ayers, and Stephen Brundage, have been practicing every night and weekends to prepare for their first competition at the Chapman School of Law, February 3-5. The competition consists of two preliminary rounds where each team takes on the role of defense in one round and plaintiff in the next. The top eight teams advance to the quarterfinals, until there are only two teams left. Those two teams go on to the National Finals in Dallas in April.

The team is working on a civil trial with a mock fact pattern involving two neighbors pointing the finger at each other as to who shot a teenager vandalizing mailboxes in the neighborhood. The competition is designed to test students in all phases of trial advocacy.

The team hopes that in years to come Hastings will sponsor more trial advocacy teams and utilize the new Cotchett Trial Advocacy Center for practices.

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M. HAYASHI

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MAY BE NOT A  
GOOD TIME TO  
TALK ...

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## WHAT'S HAPPENING ...

The spring semester promises to be a busy one with a variety of activities around campus.

Look for the following events:

*February 17* - Hastings Annual Cabaret! This year the Cabaret will feature "Law Revue", an hour of vignettes, written and performed by students. This is our chance to spoof the professors and law school. We need all talented and talentless students, faculty and staff to showcase their comic proclivity. For more information and to "audition", come to the Law Cafe on February 10 at 5:00 p.m.

*February 18-19* - ABA/LSD 14<sup>th</sup> Circuit Regional Spring Meeting in Napa.

Starting *February 16* - Hastings students provide free Volunteer Income Tax Assistance to area residents.

*February 14 - 18* - Bar Review Sweeps Week.

*February 26* - Public Interest/Public Sector Legal Career Day.

*March 8* - 15th Annual Student Faculty Trivia Bowl

*April 16* - Hastings Race Judicata - Annual 5k/10k walk/run to raise money for the Tenderloin Community School Computer Lab Fund. Check out the race website at <http://home.earthlink.net/~sebrundage/racejudi.htm>

## Hasties

A happy little Hastie for 3L's.

Just 55 Days left of in-class instruction, 14 Days of finals and then GRADUATION !

(Not including weekends.)

Now that should put a smile on your face.

## Security Reminder

A free escort shuttle departs every 20 minutes from the 200 building 5:00pm to 11:00pm Monday through Friday.

## Computer Symposium

continued from page 3

Other hotly contested computer law areas include domain names that are easily confused with another organization's name. Net surfers may be surprised when they mistakenly type in [whitehouse.com](http://whitehouse.com) instead of [whitehouse.gov](http://whitehouse.gov).

Companies often own their natural domain name, along with other versions of it ([Xcompanysucks.com](http://Xcompanysucks.com)). However, when Bally's Total Fitness found a site that sported the company logo with a big *sucks* sign over it, the court said that there was no likelihood of confusion, and the site constituted fair use.

Lawsuits have been filed by big server/browsers like AOL and CompuServe against people sending unsolicited email (spam) because it causes servers to crash.

Spidering is when sites put lines of code that search engines identify. For example, if a 12 year old boy types Playboy into a search engine, he will get a list of 1000's of sites that aren't related to Playboy, Inc. This has spawned a series of lawsuits regarding metatag and keyword encryption.

Keynote speaker Scott stated, "With e-commerce businesses going public within 12-18 months, lawyers are making decisions at a more accelerated rate than ever before."

## RESTAURANT REVIEW -

## BRAZILIAN RESTAURANT OFFERS UNIQUE DISHES

### Café do Brasil

Open for less than a year at the current location, Café do Brasil is not new to San Francisco. Before relocating to Market and McAllister, Café do Brasil was at 7th and Mission for eleven years. Café do Brasil is decorated in green and bright yellow, with a wavy design on the walls, creating an upbeat atmosphere. However, the tables and chairs are set up more like a cafeteria than a café, as the name suggests. Nonetheless, any lack in atmosphere is compensated for by the friendly service.

We tasted two main dishes. The first (and the restaurant's most popular) dish was Paulo's Special (lunch portion, \$6.95). It consists of a black bean dish (a stew of beans, beef, sausage, pork, and onions), collard greens, white rice, farofa (fried yucca), and salsa (made with onions, tomatoes, peppers, cilantro, and lime

juice). The beans were delicious, and the meat and sausage added a hearty flavor to the stew. Collard greens are a Brazilian specialty, as is farofa (fried yucca, which is a grain). The farofa was powdery, and I am still wondering what it was supposed to add to the meal (being a Brazilian food novice, maybe I missed its utility altogether). The side dishes are delicious when mixed together, which is the Brazilian way to eat them.

The second dish we tasted was Carlos' Special (lunch portion, \$7.50). This consisted of shredded chicken, rice, collard greens, and salsa. The chicken was excellent. It was mixed with green bell peppers and onions and had a light, sweet flavor. It was cooked in carrot juice (as are many of the dishes there) and then seasoned with about 16 spices. I also had a Guarana (\$1.75), which is a very sweet berry-flavored carbonated beverage. They also have a Brazilian beer, called Sagres,

for those wanting the full Brazilian experience. Speaking of drinks, there is a *bonus for Hastings students*—mention you go to Hastings and you get a free soda (eat in or take out)!

They also have a lunch buffet for \$7.95. Lunch prices in general range from about \$5.95 to \$8.95. The prices go up to \$9.95-14.95 for dinner. One of the best bargains is the "All You Can Eat Brazilian Bar-B-Que." This is served on Thursdays and Fridays from 5:30 to 9:30 p.m. and Saturdays and Sundays from noon to 9:30 p.m. For \$15.95, you can have the "All You Can Eat" Churrasco Rodizio meal, which consists of marinated sausages and beef that have been grilled.

Café do Brasil also serves a large variety of vegetarian dishes, including corn turnovers, fried bananas, and vegetarian burritos.

**In sum:** Recommended for something different to try.

**Price:** about \$10 per person (entrée and drink)

**Food:** As the waiter described, "very simple" and "everything is prepared fresh".

**Atmosphere:** Bright, festive colors; cafeteria-style seating  
**Service:** Excellent, attentive

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Ya Man, after OCI  
I was at BOB when  
I got my LWR memo  
back in my SIC  
and my DGL...



### Hastings Law News

If there is to be a Hastings community, the students must have a voice.

Editor-In-Chief	Joan Podolsky 3L
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### Editorial Policy Statement

The *Hastings Law News* is the monthly student newspaper of the Hastings College of the Law. Signed opinion articles, when clearly marked as such, represent the opinions the writer and not that of the College or the *Law News*. Nothing in these should be construed as the opinion of the College or any of its officials.

News, feature and opinion articles are accepted from the community at large as well as students, but publication cannot be guaranteed. Prospective opinion writers need to contact the editor-in-chief. The *Law News* welcomes letters to the editor. SIC drop letters to the *Hastings Law News* folder. Letters must be signed and include the writer's phone number. If possible, materials should be submitted on disk, in Word. Long letters may be edited. Requests that names be withheld will be considered, anonymous letters will not be printed. Advertisements are accepted at the address below: rates upon request.

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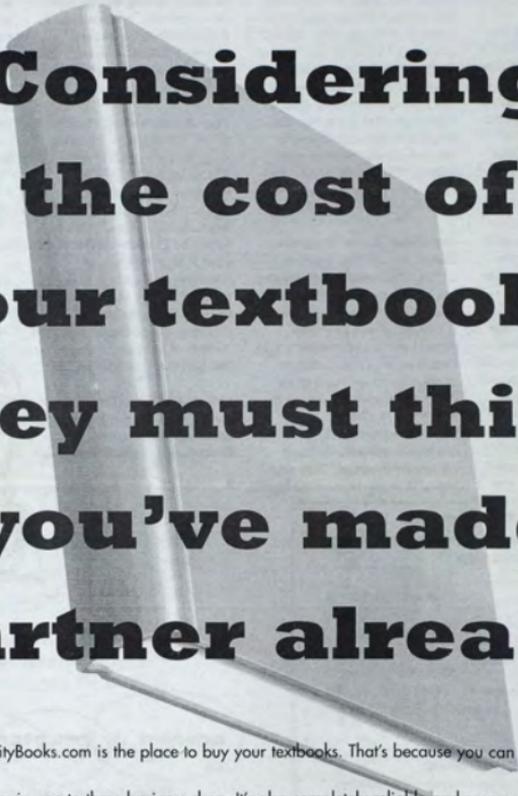
From Dialogue Comes Truth

### COMING IN THE NEXT ISSUE...

- STRIPPERS AND EMPLOYMENT LAW
- DISABLED STUDENTS - QUASHING THE "EXTRA TIME" MYTH
- STUDENTS CONTESTING GRADES
- SECTION FILES: A FIRST YEAR HACKS THE ONLINE GRADES?
- STUDENT SURVEY - "BEST OF HASTINGS AND THE 'LOIN"
- BUDDY, MS. TICKLE AND THE SHARK RETURN
- KEN STARR COMES TO CAMPUS AND SO MUCH MORE...

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