

5-5-2000

Hastings Law News 2000 Vol.1 Iss.6

UC Hastings College of the Law

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Recommended Citation

UC Hastings College of the Law, "Hastings Law News 2000 Vol.1 Iss.6" (2000). *Hastings Law News*. Book 251.
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Hastings Law News

If There is to be a Hastings Community, the Students Must Have a Voice

Pax Vobis Cum

FAREWELL

First Graduating Class of the 21st Century

- See Page 3



Professor Lind toasts Sandro Tuzzo at the Third Year Champagne Reception

EYE ON ASUCH



By John Hembickson,
ASUCH President

Your newly elected ASUCH representatives, including myself, have been spending a lot of time with our predecessors while trying to get a handle on the projects requiring on-going attention for the upcoming year. However, the primary objective is to wrap up as much as possible and move forward in the upcoming year.

Outline Bank: We are currently soliciting outlines for your classes! We will credit you with an outline of your choice for a submission. SIC drop or email your outline to asuch@uchastings.edu.

Over the summer: Want to know what you have to look forward to when you come back next fall? Here is a "to-do" list the staff is working with:

Tower Elevators: Service is NOT going to be cut from floors 2-7, as that was someone's idea of an April Fool's prank. The real situation is that work on the tower elevators will commence around December 2000 (give or take a month), and the elevators will go out of service one at a time, with no floors blacked out. This is a BIG project and will take many months to complete.



RACE JUDICATA

The Third Annual Race Judicata was held at Golden Gate Park, April 16, 2000. Thanks to all the volunteers and runners who helped raise \$4000 for the Tenderloin Community School.

Dining Commons: Currently, building services is going to test and evaluate new lighting in the dining commons. Additionally, there is a chance that they will add more electric sockets and computer terminals.

Skyroom: Unfortunately, at the time of this writing the day-to-day availability is still up in the air. However, the skyroom is and will be available for reserved reception type events. Contact the SIC office if you have any questions or would like to reserve the skyroom for your event. As a tower resident and skyroom aficionado, I am going to continue to lobby for increased general use

Intellectual Property: This is another project that will continue throughout next year. The ASUCH task force working with this issue made a comparison of highly regarded intellectual property schools and is still drafting a proposal for the implementation of greater intellectual property courses and an intellectual property concentration. Although this project may continue into the summer and bleed over into next year, this is one of the projects we are working to wrap-up. Additionally, we are trying to implement an exchange program with USF, however this is s-l-o-w in becoming a reality. Keep watching here for updates.

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ASUCH

continued from page 1.

Childcare: A lot of effort and attention has been given to replacing the currently childcare provider (Wu Yee). The current status is that Student Services is in the final stages of negotiation with another provider. The new provider offers: Part-time care (not just full time), both infant and toddler care, potential subsidies for Hastings students (still ironing out the wrinkles in that), and drop-in care available to enrolled children. Hastings students will be given a priority. More information will follow as it becomes available, or contact myself or Judy Chapman in Student Services for more information.

Technology: As previously reported, there was an ASUCH task force on technology. The task force is reinstating a Technology Roundtable to solicit input from all departments of the college.

Outline bank: Long story short, the ASUCH outline bank sucks. That isn't news to most of you. The office is closed most of the time, and new outlines are piling up. We had the unfortunate happenstance of a vacancy recently, and with finals coming up there has been no hardy soul coming forward to assist. All I can suggest for now is to slide a note under the ASUCH office door, or SIC drop or email a class representative, and request that they contact you. I think you'll find us pretty responsive to requests. Also, if you are looking for a recently submitted outline, you can bring your own copycard and make a photocopy right there. **LOOKING FORWARD:** We want to put these online, so they can be downloaded freely and without being at the mercy of the ASUCH office being open. To this end, please submit new outlines in electronic form - email is probably best. I have some gracious volunteers to help out over the summer with the scanning and posting process. This is something that we are going to spend the better part of a day or two doing, and would welcome some assistance. If you want to help for a day (lunch provided!), please email me.

There has been a lot of student activity, both on and off campus. Last week, a group from Clara Foltz went to the women's shelter on Mission under the guidance of Allison Schutte. I was fortunate enough to attend, and was able to assist in typing up résumés for women in transition. This is the type of activity that doesn't take much time or preparation on our part, but can make a huge impact in the community - especially for just one person. My thanks to Allison, and since she is graduating this year, I hope that there are other community outreach/service opportunities for Hastings students in the upcoming year.

Questions? Comments? Ideas? Gripes? Kudos? Email - hendricj@uchastings.edu.

Thank you,
John Hendrickson
ASUCH President



THE INTERNET BUSINESS CORNER

A new column emphasizing Internet business news

By Holly Pranger, 2L

Have you ever heard a story about some guy who started an Internet company or got pre-IPO stock in a company and is now a millionaire? Of course you have. Have you ever thought about starting a dot com but then brushed off the idea because you are too busy with law school and don't have the time, don't have the money or don't even know where to begin?

Even with the hi-tech market as volatile as it has been lately, the Internet is not going anywhere and there is still a ton of money being poured into Internet startup companies. While it is not an easy thing to do, you can start your own Internet company while you are in law school. There are two guys here at Hastings who have started successful Internet companies while attending law school, Bob Buch (3L) and Michael Stajer (1L).

Bob Buch started FreeRider.com while he was in his second year of school at Hastings, and the company has recently been acquired by NetZero.com for 1 million shares of NetZero stock. In November 1998, Bob and a friend of his from UCLA came up with the idea for a free Internet Service Provider (ISP) over some beers in a hotel room in LA. Bob's friend, Ryan Cunningham, is a software programmer and he wrote their first demo for an on-line video player for television commercials while Bob researched and wrote their business plan for supporting the costs of the free ISP with on-line advertising.

Through friends, they were able to raise some seed money to get it all going. A short while later, they hooked up with a well connected agent in L.A. who took them on a mini road show around the studios to raise a half a million dollars. With that, they opened an office in San Francisco and started building their technology. About this time, Bob and his partners realized the free ISP space was becoming too crowded, so they re-wrote their business plan, sidelined the free ISP idea, started focusing on a b2b technology play and changed the company name to AimTV. Without even having their technology fully developed, they met with the top people at NetZero, a leading free ISP, and in that first meeting started talks for NetZero to buy them out. The deal included job offers with NetZero for the key people at FreeRider. While FreeRider's key tech people, their CEO and some of the marketing team went on to work for NetZero, Bob decided to concentrate on other ventures and finishing law school.

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STUDENT LEADERS HONORED

Champagne Reception - April 6, 2000

From left to right, back row: Juan Victoria, Colin Gallagher, Paul Cosca, Gina Bertolini Front row: Dean Martinez, Allison Schutte, Stephen Brundage, Jennifer Rappoport, Peter Burns



INTERNET

continued from page 2

During the one year from idea to sale Bob never missed a beat with school, sitting for all of his exams and set to graduate with the rest of the 3L class next month. When I asked Bob what his plans are after law school, he said that his focus has changed as result of this experience. Before starting FreeRider, he was set on being a corporate lawyer to the Internet start up world. He worked for Heller Ehrman White & McAuliffe in Menlo Park during the summer after his first year and later hired that firm to represent FreeRider as outside counsel. Bob did a lot of the in house legal work for FreeRider, but figured out that he liked the business aspect much better. "I probably won't practice law," Bob admitted, "but I still think it is valuable to be skilled in a trade." He and his old partner, Ryan, have now started an incubator company to help other start ups evolve into funded companies, and Bob said that he will definitely look for other opportunities to start another company after he sits for the CA Bar.

Starting his company just before starting law school, Michael Stajer (1L) is the founder and creator of Winecommune.com, an on-line wine auction. Michael's site allows people to auction wines from their own personal wine collection at no charge to the seller or the buyer. The highest price fetched for a bottle on Michael's site so far has been \$13,000.00 for a 1900 Chateaux Margaux. The site is currently the leader in the free wine auction market, hosting about a thousand auctions at a time and surpassing even Yahoo.com and Ebay.com.

Michael, a wine enthusiast, launched Winecommune.com in July 1999. He said he started the site because, "I saw wine being auctioned off on Yahoo along with Beanie Babies, and I thought wine is special and should have a place of its own." In order to get Winecommune going he wrote the first version of the software that powers the auction and then had to auction off his own personal wine collection. Since July 1999, he has steadily grown his registered user base to over 3,000 users, he has financial backing and the press (most recently Forbes Magazine) is taking notice of his site.

When asked what he would say to a law student thinking about starting an Internet company Michael said, "If you have a great idea for a site, the Bay Area is the best place to get it going. This place is just crawling with resources and financial backers. What a better time in your life to risk everything then when you have nothing. Even if my company had failed, I will still be a lawyer."

If you have an idea for an Internet start up company, experience in Internet business or an interest in knowing more about this growing area, please feel free to email prangerh@uchastings.edu.

Holly Pranger is starting an Internet venture group here at Hastings. Next school year, this group will function as a networking and support group for those interested in going into business.



Professor Kuehl Schiller was elected by the Class of 2000 as Outstanding Professor.

Shown here with Adrienne Nelson 3L.

Sheila James Kuehl to Speak at Commencement



By Tawni Olson 3L

Sheila James Kuehl, chair of the Assembly Judiciary Committee of the California State Assembly, will address Hastings 323 Juris Doctor Candidates, at the 119th commencement ceremonies held on Sunday May 21st.

Hastings Class of 2000 is privileged to have a speaker of Ms. Kuehl's caliber and diverse background give the commencement address. As a renowned attorney, politician, professor and civil rights advocate, Ms. Kuehl serves as an inspiring example of success after law school.

Ms. Kuehl was known in her youth for her portrayal of the irrepressible Zeldia Gilroy in the Television series, "The Many Loves of Dobie Gillis". Today, Ms. Kuehl is better known for her work as a pioneering civil rights attorney, law professor and the first openly gay or lesbian person to be elected to the California legislature and she is also the first woman in California history to be named Speaker Pro Tempore of the Assembly Judiciary Committee.

During her tenure in the Assembly, she fought for legislation relating to children, families, women and domestic violence. Prior to her election to the Assembly, she was a law professor at Loyola, UCLA and USC Law Schools and co-founded the California Women's Law Center.

Ms. Kuehl has been recognized by *George Magazine* as one of the 20 most fascinating women in politics. *California Journal* named her 1996 "Rookie of the Year" and in 1998 Ms. Kuehl's peers voted her the most intelligent and honest Assembly Member in the 1998 *California Journal* ballot.

Remarks will be given by

Class of 2000 Valedictorian,

Adam Halpern,

Class of 2000 student speaker,

Joan Podolsky,

Professor John Diamo, d

and Dean Mary Kay Kane.

PONIES

By Christian Refsell, 3L

I am a 3L who is disappointed with the choice of gift that my class will present to the school. There were things that I could have done about this. I could have served on the committee that made the decision. I could have written the committee a letter, or spoken before them, or I could have voted. But, I did none of these things, and the class gift has been chosen.

Still, I am a Hastings student, so I will gripe about it. Gripping about decisions I could have participated in making, but chose not to do so, is the Hastings way.

Just down the block, at Wild Awakenings, hangs a painting that captures the experience of Hastings far better than any other artwork that I could have possibly not been involved in choosing. The painting to which I refer hangs above the self serve counter. Every day, as I add cocoa powder to my café au lait, then put a lid on my paper cup. I look at this painting. I reflect upon my experiences here at Hastings. Four ponies, bridled to a contraption that forces them to walk in a never-ending circle, stare back at me.



"Ponies" by Stephen Weber

Other 3Ls, take heed. Buying "Ponies" and presenting it to Hastings is the best gift that we could possibly give. We could hang it right across the hall from the Records Office, or perhaps Fiscal Services. Frankly, there are so many appropriate locations from which we could display "Ponies," that it ought to rotate every month or so, through the same three or four locations, forever and forever. Later generations of students would view the painting, and like those poor ponies doomed to forever walk in circles, they would have a clear picture of all of those who had walked before them.



Jon, Brett and Ferlin



Trina and Michele



Samantha, Kevin, Erin and Laurel



Deborah, Professor Wang and Allison



Jessica and Allison



Rebecca and Noam

Stopping by the 'Loin with a Weakened Bladder

By Vince Carter 3L (with apologies and possible future reparations to Robert Frost)

Where 'Loin this is I think I know
He hasn't made probation, though
He will not see me stopping here
To wet his door as pee I go.

That'll there must think it queer
To publicly display my gear.
I stay and give a little shake
To make sure that the tube is clear.

The bums all have a patsied shake
From drinking Sterno by mistake.
The only other sound's the creep
Who mumbles on for no one's sake.

The 'Loin is smelly, dank and deep.
Over lakes of urine I leap
And cardboard find before I sleep
And cardboard find before I sleep.



Catherine



Ansar and Vince



Shamy, Aaron and Richard



Max et al.



April and baby Alex

James, Scott
and Randy

YOU DID IT

Robert Frost's words tweaked by
Tawni Olson '3L.

Give yourself a hand, a pat on the back
and thumb your nose at all the
naysayers...

Some said it couldn't be done,
but you, with a chuckle replied,
perhaps that is true, but you wouldn't
be one to say so 'til you tried.

You buckled down with a hint of a grin
which faded at times - you'll admit it.
But after three years you earned a J.D.,
Yes, by golly - you did it.

Shanny
and GabrielleMarj
and Chris

Bait 'n' Switch

By Colin Gallagher, 3L



I look forward to the last edition of the *Law News* with some sadness, not unlike what Marisleyxis Gonzales and the rest of the Miami relatives felt last Easter weekend when the INS broke the door down and took Elian away: there goes my free platform. Now nobody will listen to me. Like Marisleyxis, Lazaro and the rest, I'll have to get a job and get over my former celebrity status.

But while I still have a platform to speak from, I'll make opportunity of it to voice criticism where it is needed. Particularly of the Hastings faculty committees in charge of awarding fellowships and prizes.

For example, the William J. Reigger Essay Competition in International Law was announced in the Hastings Weekly for three weeks and was open to all Hastings students to enter. I was the only person to enter the contest, submitting an essay on judicial recognition of same-sex relationships in other common-law jurisdictions. (A modified version of the essay appeared in the March issue of *Hastings Law News*.)

Despite the rules of the contest saying that financial need was a factor in awarding the Reigger Prize, (and believe me, my financial need is great) the faculty committee decided not to award the \$1000 Reigger Prize this year. This was even though Hastings has an International Law concentration with fourteen faculty members who presumably could have encouraged their best students also to enter the contest as well.

After receiving a terse letter informing me of the committee's decision, I requested an explanation from Dean Martinez, but none has been forthcoming. Since my conversation with the Dean, I have learned that this is not the only instance when a faculty committee has decided not to award a prize or fellowship even though there are student applicants for those prizes or fellowships.

For example, I talked with a third-year student who was the only applicant for the Stephen M. Cone Fellowship last year. Her proposal for the \$2000 summer fellowship was a project that would address how Hastings's Legal Writing and Research Program could better address the needs of students with learning disabilities. Her proposal was also denied, and the Cone Fellowship was not awarded that year.

This may sound like sour grapes, but these decisions by the responsible faculty committees indicate that Hastings values conformity rather than research or writing on controversial or unpopular topics. It is disappointing that these committees would decide that the funds should remain in a bank account rather than going towards student work that pushes the envelope.

In response to the *U.S. News & World Report's* annual rankings of the law schools, Dean Kane recently lamented to the Recorder that, in position #32, Hastings enjoys less alumni and donor support than better-endowed private schools do. (Ignore the fact that eleven of the law schools ranked above Hastings are public schools.) Yet why would any donor give to a scholarship at Hastings if he or she were not guaranteed that the money would actually go to the students? It's not as though most of the recipients actually receive a check anyway, because the awards are applied against any outstanding student loans, and usually the lower interest loans at that.

Of course my disappointment is not as great as Marisleyxis and the rest of the wacky Miami clan in discovering that they couldn't string Janet Reno along for just a little while longer. But when graduation comes, I will be relieved to leave Hastings. It should be a bitter-sweet occasion, but it's time to move on and forget.

LETTER FROM THE EDITORS

Joan Podolsky and Tawni Olson

"We have a newspaper?" This was a common response when we put out our first issue last semester. Not only do we have a paper now but *Hastings Law News* dates back as far as 1966. Prior to that *Voir Dire* served as the students voice. We hope that the paper will continue for many more. Best wishes to the staff next year.

"One cannot unite a community without a newspaper or journal of some kind." - Ghandi

LETTERS TO THE EDITORS

Thanks for another fun issue of the *Hastings Law News*. I am a big fan of campus papers. If there is any way, other than advertising, that the Admissions Office can help you, please let me know.

Best regards,
Kip Darcy
Director of Admissions

I've been meaning to write and say THANK YOU for resurrecting a student newspaper. It has been a very gaping hole around campus not to have one - journalists keep administrators on their toes! (Yes, I was a student newspaper editor in my college days...) There have been some student editors in my time at *Hastings* who have been reviled... but they were doing their job, and keeping the pot boiling. And we certainly have had our share of things that needed saying in all the years.

I hope you can get some of the 1Ls and 2Ls to carry it on.

Marsha Cohen



Dean Martinez getting "piced" on at the Law Revue 2000.

San Francisco 1982

McKeon v. Hastings

Court Orders College: Provide More Housing For Tenderloin Displac

by Jeffrey Loudon

In an unprecedented ruling handed down by San Francisco Superior Court Judge John Dearman on April 9, Hastings has been ordered to provide 375 additional units of "comparable" replacement housing to poor and elderly tenants who moved out of residential hotels purchased by Hastings to make room for a planned Law Program.

Events leading up to the lawsuit began in 1972 when Hastings undertook a series of purchases of residential hotels in the Tenderloin. By 1974, the acquisitions included the Ramo Apartments on McAllister St., and the Adelphi Hotel on Laguna St.

Student Draft Statistics A Low Body Count -- So Far

BY BILL KRANZ
Although students who have opted to attend Hastings in the middle of their careers will have a low body count, it will not be statistically impressive.

realizing the true situation. The majority of students will "opt out" after the first of the year. Students are just being re-interviewed. They are receiving induction notices from the law draft call date.

Hastings Wives Club 1903

The Hastings Wives Club was organized in 1903 to provide a better understanding of the law school and the part a law student's wife plays in their post-graduate.

APARTMENTS FOR RENT ALTA PROPERTIES

No Fee
Children Welcome
2 & 3 ROOM APARTMENTS
\$75 to \$100
Others from \$100 to \$200

Vol. 15, No. 5

INTERVIEW BIAS BRINGS SANCTIONS

Along with other blatantly racist statements, one of the interviewees dismissed Title VII and the EEOC guidelines promulgated thereunder as "bureaucratic" and "contention expressed by the law

AVERAGE "RECEIVED TO PRACTICE IN SAN FRANCISCO"

EXPENSES Jerome Marks 11/70

Stationery and supplies	\$ 48.00
Postage	27.00
Secretary's salary	850.00
Rent	300.00
Xerox copying	22.00
Telephone	75.00
Memberships	25.00
Travel	110.00
Entertainment	48.20
Library	10.00
Business gifts	10.00
Delivery service	10.00
Malpractice insurance	40.00
Miscellaneous	35.00
Total	\$1610.00

Move to Trailers

Rugby offers 'cerebral contact'

4/11

WHATEVER HAPPENED TO TIMELY NOTICE?

By Uduak Oduak, 2L

Timely notice is one of the most important cornerstones of the law. This concept is introduced in our basic Civil Procedure course and is reiterated throughout our law school years. However, this concept mysteriously disappeared in the recent visit of 19 prominent African women dignitaries to Hastings. What African women? This was my response when I heard of their visit.

According to a reliable source, these women informed a Hastings official a week and a half in advance that they would be visiting Hastings. That information was never conveyed to anyone until the weekend before the event. The Black Law Students Association was not contacted but the Hastings official did contact Clara Foltz. Although Clara Foltz, the feminist legal organization, was put on short notice, they managed to put something together for the visit. They even made an announcement in the Hastings weekly a day before the event. So what's the big deal? The big deal, is that the event was on Tuesday but the student body and faculty was informed the Monday before the event. (Keep in mind that some student

depts especially second and third years do not have classes on Mondays). More importantly, opportunities were foreclosed for both Hastings students and faculty to discuss possibilities of study abroad programs in Africa with these women. (Need I remind you that Hastings study abroad program is not limited to Europe!)

These women were Attorney General for Appellate Courts, Ministers of Justice and Legislation, Justices and Head of Legal Departments, Commissioners, Magistrates, Partners in Private firms, Lawyers and so forth. Even Chief Judge Patel at the Federal Court for the Ninth Circuit recognized the importance of this visit and planned accordingly.

Hastings is committed to diversity, exchange of ideas, creativity and networking. It also prides itself on having an International Law concentration for its students. To be consistent with its stated commitments, it is crucial that students and faculty be informed of important visits like this in a timely fashion. Failure to do so hurts students who could have benefited and leaves them with the question, "whatever happened to timely notice?"

Hastings Law News

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

Editor-In-Chief
Executive Editor
Contributing Editors

Jean Podobsky 3L
Tawni Olson 3L
Holly Pranger 2L, Uduak Oduak 2L,
John Hendrickson 2L, Vince Carter 3L,
Colin Gallagher 3L, Christian Reffel 3L

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, but anonymous letters will not be printed. Advertisements are accepted at the address below. Rates upon request.

Hastings Law News
200 McAllister Street
San Francisco, CA 94102

From Dialogue Comes Truth

UPCOMING EVENTS

In case you forgot:

- Finals - BEST OF LUCK
- Mother's Day - Sunday May 14th
- Commencement - Sunday May 21st
- Father's Day - Sunday June 18th
- Summer Break - not soon enough



Visting Professor slated to join Hastings community next fall.



WELCOME CLASS
OF 2003!

Class of 2000**Coutreys
Contact List**

This partial list of graduating 3rd years includes those who voluntarily responded with their:

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