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January 1994

# January 1994 Docket

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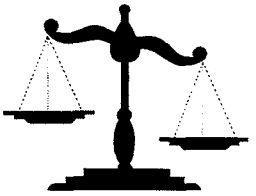
# The Docket



Vol.2 No.4 *A Publication of the Student Bar Association, Georgia State University College of Law* January 1994

## FROM THE DEAN...

Let me take this occasion to welcome each of you back for the second semester. The halls of this College are much too quiet for me while you are vacationing, and I welcome the heightened sense of energy and activity accompanying your return.

As you know, Professors Kadish and Maleski were not able to resume the full range of their activities as quickly as we had hoped. The pace of their progress was very difficult to predict, and we wanted these highly valued colleagues to be able to resume their usual schedules as soon as their physicians permitted them to do so.

Ultimately, Professor Kadish needed to request a leave of absence for this semester. We are very fortunate that experienced adjunct professors will be filling in for him. Bruce Harvey, a noted local practitioner, will teach Advanced Criminal Litigation; Palmer Singleton, who is associated with the Southern Center for Human Rights, will teach Criminal Procedure II. Dean Stephens will serve as the Acting Director for the Litigation Program, with the experienced assistance of Vickie Brown and Sarita Collins.

Professor Maleski plans to offer a specialized seminar on Georgia Products Liability Law. Visiting Professor Frank Vandall from Emory Law School will teach the basic Products Liability course. Students in Prof. Vandall's course will have the first opportunity to use the published version of his new casebook in this field. Professor Vandall had been scheduled for a reduced teaching load (and an opportunity to make significant progress on his research) at Emory this semester before we urgently requested his assistance. We especially appreciate his willingness to respond to our needs under these circumstances.

***continued on p 2***

## FROM THE OVAL OFFICE

Happy New Year, and welcome back for Part II! A former student told me during my first year of law school that if I could just get through RWA, it would be *smooth sailing* for the rest of my years in law school. Now, as a third year student preparing for the Bar, I must take issue with the veracity of that declarant! (He lied!!!) Not only am I not sailing smoothly, I have capsized and I'm flailing about in the high seas, surrounded by sharks!

Since we've entered the final countdown to the big quiz, I want to remind you of certain important dates. First, I'm sure you're all aware that in addition to the application for fitness to take the Bar, there is also an application for the Bar itself. This is a separate form, and it was due (postmarked) **January 7**. (oops!) If you failed to mail, the penalty is a stiff $275! (Sounds punitive to me!) Note however, if you mailed the application for fitness late, you may have an extended deadline for your actual application for the Bar. Check the date indicated on the letter "congratulating" you on your "fitness." (Personally I've never felt less fit in all my life!) The next important date is **February 1**, when all transcripts are due. If you miss this one, the penalty is not stated, so assume the worst! Then, assuming you have not been thrown out for failure to generate paperwork, the actual Bar exam is **February 22 & 23**. Then comes the most important date of all, **February 24**, THE DAY AFTER THE BAR! That's when we all go home and take a nap, cloaked in the smug presumption of success, because WE go to Georgia State; therefore, WE ALL PASSED! Then we get up and quickly cram the enjoyment of a "spring break" into the remaining four days. Take heart though, I'm convinced that when we come back, the storm will lift, the sharks will dissipate, and it really will be *smooth sailing*! GOOD LUCK!

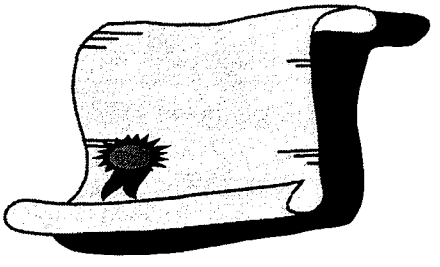
Before I return to the Rule Against Perpetuities, I have a few quick thoughts. First, to all professors who gave up their lunch hour (or happy hour for the 5:00 group!) on Thursday to meet with students and discuss class scheduling concerns, THANK YOU! It was a good chance for faculty and students to exchange ideas, and I hope it will set a precedent for future cooperation between the students of our school and the dwellers of the high fortress. As Paul Vignos aptly stated during the 12:00 discussion, "the success of our school depends on the success of the students and the success of the professors." That success cannot happen if we do not work together.

I hope everyone received their copy of the 1994 student directory in their mailboxes. Use it and don't loose it! We have no extra copies. If you did not receive a copy, see your SBA Senator. (The burden of proof is on YOU to prove that you did not receive it!)

Due to the overwhelming demands of our clients, we are in need of books to sell in the SBA book store. If you have any extra books sitting around (whose contents you have already mastered), please bring them in. We can convert those dust collectors to CASH!

One more thing - the VITA volunteer notebooks are in the SBA office. If you plan to work with the VITA program, please stop by and pick up your notebook TODAY!

Lesli Seta, SBA President



*continued from p 1*

I know that our need to make last-minute scheduling revisions has been inconvenient for those of you who were affected by these changes. I can assure you that Dean Stephens, who has had the primary responsibility for negotiating these complicated arrangements, has tried very hard to maximize the number of needed courses for you. He and I decided that the benefits of making these courses available outweighed the costs of asking you to reconsider your academic options. We hope that you can understand the complexities of the context in which we were trying to plan and appreciate your willingness to be flexible in making your course selections.

In our Academic Services office, Charles Gilbreath and Tricia Rackliffe have also had to face the challenge of making a series of scheduling and registration changes effective. Their generous responsiveness is typical of the reactions we have received from our faculty and staff as we have tried to respond appropriately to Professor Kadish's and Maleski's illnesses. Both Mark and David have asked me to convey to you their continuing deep appreciation for your messages of support throughout the fall semester. We will forward any further written messages to them promptly if they do not pick them up routinely. Just leave them at the fourth floor receptionist's desk.

For those of you who are beginning your Bar Review preparations, please accept our good wishes for your success in that effort. I know how distracting that challenge can be and hope that your juggling of multiple responsibilities does not become too exhausting. For the rest of you, I hope that the late winter months provide valuable extra-curricular, as well as more routine academic, experiences!

Marjorie Girth

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## The Federalist Society
### for Law and Public Policy Studies

will meet Wednesday the 19th at 12:00 noon in room 325A.

## Student Trial Lawyers Association

### Congratulations to the 1994 Mock Trial Spring Teams

3L Attorneys
Tony Del Campo
Bonnie Ellis
Rebecca Grant
Richard Griffin
Steve Johnson
Kelly Mathews
Devon Orland
Brett Pinion
Julie Pomerantz
Lesli Seta
Janice Ward
Dan Whitworth
Cindy Zebrowitz

2L Attorneys
Christine Koehler
Tracey Moore
Karen Morgan
Jonathan Pope
Paul Vignos

2L Witnesses
W. Charlton Allen
Rhonda Byers
Charles Conklin
Molly Lee
Hobart Hind
David Marmins
Dawn Petruschke
Kent Webb

Many Thanks to all competitors and witnesses who helped make this year's competition a success. Also, thanks to Greg Stokes, Stokes & Klinger, for speaking to interested competitors before the mini trials. Mr Stokes introduced his workshop with thoughts about the theory of the case; then outlined opening, close, direct and cross examination techniques.

### THE DOCKET

The Docket encourages all students to submit articles for publication. Please submit all work on 3-1/2" disks with work saved in any format. Drop boxes are located in the SBA office and Brenda Cornelius' office (152 UL). Disks will be returned.

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John A. Creasy, Jr.
Editor

## DO YOU NEED A SUMMER JOB? ARE YOU INTERESTED IN VOLUNTEERING FOR A PUBLIC INTEREST LAW ORGANIZATION? WOULD YOU LIKE TO GET PAID TO DO IT?

If you are interested in learning more about the summer fellowships the **Public Interest Law Association** awards, please come to one of the meetings on **Tuesday, January 18th** at **12:00pm** and **5:30pm** in **room 232.** We will discuss the upcoming auction (how we raise money for our fellowships!) and how you can get involved in organizing it. If you cannot attend, you can call Kirsten Cook (928-1251) or Christine Koehler (413-5998) for more information.

It's important to get involved in the fellowship process now and help out with the auction because your participation counts!

**PUBLIC INTEREST LAW ASSOCIATION**

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## Christian Legal Society

The Christian Legal Society will meet for nominations of new officers Wednesday, January 19th at 12:00 noon in room 144 and at 6:00pm in room 231. Elections will be held at the same time and place on January 26th.

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## Delta Theta Phi

Delta Theta Phi is selling Sweatshirts & Long-sleeved T-shirts!!

The fraternity will be taking orders through January 21st for sweatshirts and t-shirts. Pay in advance and the shirts will be delivered in early February. If interested, either slide a note under Room 226 with your name and phone # or stop by the table set-up outside room 170.

Michael Bowers, Georgia's Attorney General, will be on campus in early February to speak. More details to follow.

Additionally, on February 4th, all students and faculty are invited to join

***TAKE THE WALK, NOT THE WAIT***

***Extensive Law Supplement Section***

***Bring this ad and get 25 % OFF Any Law Supplement/Study Aid***

**THE GEORGIA BOOK STORE**

fraternity members as we assist in packing meals at "Project Open Hand". Tentatively, we plan to work from 5:30-8pm and then hit a nightspot in Little Five Points. Please put a note in box #514 with identifying info if interested in participating, and you will be notified by a member of the fraternity.

Finally, Delta Theta Phi plans to initiate its new members in early March. Rush is on-going and anyone interested in joining should put the same note in the same box.

Thanks and have a great semester!

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## Phi Delta Phi

Congratulations to Melissa Pershing on being chosen the recipient of a free Georgia Bar Review course, sponsored by BAR/BRI and Phi Delta Phi.

Please watch for announcements about Ethics Week in the spring and other upcoming activities. Good luck to everyone on their studies and to those taking the Bar exam in February !

## GSU LAW REVIEW

### - Get this:

by Paul Vignos

Introducing the single best short reference to the Georgia materials in the GSU LAW Library:

**Researching Georgia Law,**
**9 Ga. St. U.L. Rev. 585 (1993)**

**Nancy P. Johnson and**
**Nancy A. Deel,**

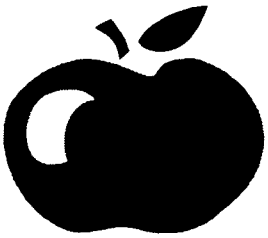
Co-authored by our Head Librarian, Nancy Johnson, and our Reference Librarian/Computer Coordinator, Nancy Deel: this best quick research guide is aimed at us -- and attorneys and paralegals who don't yet know there way around the Georgia materials. It covers the entire range of Georgia legal research. It is in depth introduction to the available library resources both here and in larger law libraries in other institutions. As a reference tool, it reminds occasional researchers of resources we typically overlook.

Notes of particular interest:
historical background of Ga. Const. and OCGA;
Lexis and Westlaw hints;
Proper citation format as required in the OCGA:
different from BLUEBOOK rule!!;
statutory cross reference research;
legislative history research;
administrative research;
caselaw research;
topical practice books and
leading references in substantive areas from administrative law, thru landlord-tenant, thru wrongful death.

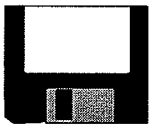
Organized with many headings for quick reference.

Available from our classmates in the law review room at no charge.

Everybody who plans to stay in Georgia needs one.



## IBM PC and Compatible Lexis commands you wish you knew:



by Paul Vignos

**Browsing through cases and statutes - Cases:**

To Browse through the cases your search found, enter .CI (the dot command to list cases by cite). The page down key moves you consecutively through the list. Alternately you can simply enter a number and Lexis will screen the case that corresponds to that number. This "pick a number" feature works even if you are in the Kwick, Full, or Segment formats and looking at a case.

Moving through each case screen by screen takes awhile. A better solution is to use the dot command for next page followed by a number indicating how many pages to skip. Similarly the dot command for previous page will back you up. Do not insert a space between the dot command and the number of pages you wish to move or the Lexis software will simply move forward one page.

.NP5 <enter> moves you 5 pages forward
.PP3 <enter> moves you 3 pages backward

In FULL format (dot command .FU) there are two other ways to browse through your cases. If you know exactly the page you want, you can follow the star paging system and move to that page by entering P followed by the number of stars (***) corresponding to the reporter system page you need and then the number page you want to screen. The case style complete with star paging code is visible at the top of each screen for reference.

For example in the case Carter v. State, the case style is:
260 Ga. 575, *; 398 S.E.2d 21, **; 1990 Ga. Lexis 452, ***

P*576 <enter>
P**22 <enter>
P***4 <enter>
all take you to the page on which Carter's testimony about the incidents leading to the death of a child are reported.

If you are not in the full format, you may speed up the process by entering:
.FU;P*576 <enter>

Alternately you may move ahead several pages by simply entering a star and the number of pages you wish to jump followed by the page down key.
*3 <page down>
NOTE: If you are in the Lexsee service and you mistakenly hit the <enter> key after *3, you will be returned to a blank screen - losing your Lexsee case. Apart from being obnoxious, this could cost you serious dollars on a pay per search basis.

**Browsing through Statutes:**

When in the statutory sections of Lexis, the Browse feature lets you move beyond the precise sections selected by a search or LEXSTAT (LXT) command. Type B to enter the Browse feature and then move screen by screen through the sections.

To move from section to section use .ND (dot command for next document) or even .ND immediately followed by a number to indicate just how far you want to move.

If you start in OCGA 36-1-1 and want to move to OCGA 36-1-5 simply enter B to browse and then enter .ND4 to jump ahead four sections.

The next page command also works; however, many statute sections are only a page or two long.

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## MLK and The Law

Monday was the national celebration of the birth of Dr. Martin Luther King, Jr. Perhaps more than anyone we can think of, Dr. King represents the intersection and interrelationship of Law and Public Policy.

What we today accept as legitimate Constitutional rights were only constitutional ideals in his time. It was The Law, as it existed, that he fought against.

Not just a rebel advocating change, Martin Luther King's commitment to nonviolent resistance eventually helped bring about a realization of his vision for America, an America who's laws reflect the ideals of its constitution.

Because of his example the legal foundation of the society he dreamed of was laid. Because of the character and courage of Martin Luther King we all live in a freer America.

## FROM THE OFFICE OF STUDENT LIFE...

**BULLETIN BOARD CHANGES**

There have been a few changes made regarding the location of items to be posted on bulletin boards in the College. The Trader Board (items for sale, roommates, etc.) is located on the second floor over the lockers by the lounge. A new board that will only have information for educational opportunities, writing competitions and scholarships/fellowships is located on the third floor directly across from the Assignment Board. The Specialty Boards will still include Admissions, Career Placement and Library for information pertaining to those areas. All other bulletin boards are General Boards for information about meetings, special events, etc. A reminder that all items must be approved in the Office of Student Life (152 UL) two days prior to posting. Also remember that nothing is posted on the walls, doors or windows in the College.

**COLLEGE OF LAW EVENTS DIRECTORY**

Beginning in January, the directory located in the first floor lobby area will have a monthly calendar of College of Law Events and information on locations and times of the activities for the week. We hope this will help not only the law students but visitors coming to the College.

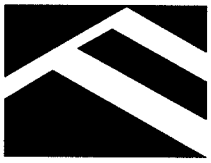
**ORGANIZATION MEETINGS**

Rooms 231 and 232 will be reserved for organizations to hold meetings from 12-1pm and 5-6pm Monday - Friday. These rooms will be reserved in the Office of Student Life (152 UL) **not** at the 4th Floor Receptionist Desk. The reservations will be first come first served only. As in other room reservation requests for organizations, they must be reserved at least two weeks prior to the meeting. If your organization is planning a speaker, larger rooms can be reserved.

**NEW FORMS**

There are new forms that will need to be

completed to post items on bulletin boards, stuffing student mailboxes and reserving organization meeting rooms. They will be available in the Office of Student Life and at the 4th Floor Receptionist Desk. If there is not someone in the Office of Student Life, leave the request and attached information at the 4th Floor Desk.



### ADVANCED PLANNING

A reminder of the necessity of planning your special events, programs, travel and meetings well in advance. Not only room reservations for the College but travel and food arrangements using Student Activity Funds must be made at least two weeks prior to any function. This policy will be enforced.

### CASH ADVANCES

Because of the full daily schedule of the Office of Student Life and strict policies regarding Student Activity Funds, it will no longer be possible for cash advances to be received by organizations. Any items or food purchased will be reimbursed as usual.

### COLLEGE WORK-STUDY PROGRAM

Any law student that is receiving financial aid is eligible to participate in the College Work-Study Program. There are positions currently available in the College of Law. If you are interested and would like additional information, please contact Brenda Cornelius at 651-1922 or Linda Lawrence in the Law Library at 651-2478.

### UPCOMING EVENTS

February 3
Mayor
Bill Campbell
10a.m.
Mayoral Address
Urban Life
Auditorium

February 9-11
BLSA Heritage
Bookfair
9a.m. - 7p.m.
West Exhibit Area

## LOST IN THE LIBRARY

The Law Library maintains a Lost and Found closet where we store items turned in to the Circulation Desk. If you have lost any-
thing in the general area of the library (locker, lounge, rest-
rooms, or library), you should always check with the Circulation Desk, as the item may have been received by them.

Following is a brief list of items now residing in the Lost and Found closet:

The Frat (screenplay) was on hold for Bonnie Wright but was never claimed and was them relegated to "the closet".

A gray notebook containing notes on Real Property.

A blue notebook containing notes on Legal Bib and papers with the name Brandon Kelley.

A green spiral notebook containing notes on Legal Methods.

A white folder with RWA notes and papers with the name John Bellus.

A red folder containing notes on Investment Services Directive and some copies in German.

A wedding band.

Various keys and one pair of sunglasses.

Various textbooks, if you've lost one, come by and see if we have it. You will need to know the name of the book, as none of them have a name in them.

A calculator. Please identify by brand.

A pair of gloves.

A REMINDER: Label all books, notebooks, and anything else that lends itself to labeling, with your name and a phone number where you can be reached. This will help anyone who finds something of yours and will dramatically decrease the amount of time it is "lost".

## SPRING PROGRAMS FROM YOUR CAREER PLANNING OFFICE

LEGAL CAREERS CIRCUS
Saturday, March 12, 1994
First Floor 9:00 a.m.-12:00 noon

*If you can only attend one program, make it this one! Network with attorneys in a variety of practice areas and settings, attend panel discussions, and access loads of information about career opportunities for law students and lawyers. A real three-ring circus of career information!*

JOB SEARCH SKILLS WORKSHOP
Thursday, January 20, 1994
Career Planning Office, Rm. 145
4:00-6:00 p.m.

*Put together your resume and cover letter, and discuss interviewing techniques.*

VIDEOTAPED PRACTICE INTERVIEWS
Tuesday & Wednesday, January 25-26,
Career Planning Office, Rm. 145
10:00 a.m.-6:00 p.m.

*Advance registration required - DEADLINE FRIDAY, JANUARY 21, 1994. Practice interviewing skills with graduate volunteer interviewers, and review and critique the tape of your interview.*

NETWORKSHOPS
Thursdays, February 3 & 17, 1994
Career Planning Office, Rm. 145
3:00-5:00 p.m.

*Utilize computer resources to develop a network target list, and practice informational interviewing and contact-calling techniques.*

LEGAL PRACTICE VIDEO FESTIVAL
Mondays, February 7-March 21,
First Floor Lobby
5:00-6:00 p.m.

*Watch videotaped panel discussions of attorneys discussing the practice of law. Topics include criminal law, environmental law, tax law and others!*

***MORE on p 7 !***

# GSU Bookstore

"Serving the Atlanta Law Community"

## January 1994 Specials:

**25 % Off**

**LAW REFERENCE STUDY GUIDES with this coupon**

Does not apply to textbooks or software.
Coupon good through 2/4/94.

**GSU College of Law notebooks**

**Buy one, get one free**

with this coupon
$2.79 value.
Coupon good through 2/4/94.

*NEW AT THE BOOKSTORE:* "LEGAL-EZE" Software! LEGAL-EZE was developed in 1989 to help law students decrease their study time and improve their grades by helping them organize their notes. The LEGAL-EZE database allows students to organize briefs by case name, date, class, subject, and source (i.e. Hornbook). Available in either DOS or Windows.

***WE CAN SPECIAL ORDER ANY BOOK FOR YOU!***

# GSU Bookstore

Located on the Third Floor of the University Center
Open Monday through Thursday 7:30 AM to 7:30 PM;
Friday 7:30 AM to 5:00 PM; Saturday 10:00 AM to 2:00 PM
(404) 651-2155

MENTOR MEALS
5:00-6:00 p.m. Room 144

Discuss career-related issues with graduates. Scheduled mentor meals are:
Women Monday, February 28, 1994
Minorities Monday, March 7, 1994
Non-traditional Students Wednesday, March 9, 1994
*Watch for upcoming information about our new **Career Mentor Matching Program**!*

TAKE THE INFORMATION HIGHWAY TO EMPLOYMENT
Wednesday, March 2, 1994 Room 230
5:15-6:00 p.m.
*Learn how to use Lexis and Westlaw career resources to find employment.*

SUMMER SUCCESS
Room 230
Thursday, March 24, 1994
3:00-4:00 p.m.

*Graduates, hiring partners and recruiting coordinators discuss strategies for succeeding in your summer clerkship.*

To Be Announced:
CURRICULUM PLANNING WORKSHOP
BAR EXAM REVIEW
TRIAL VIEWING EXPERIENCE
And OTHERS...

*Watch **your mailbox** and **the Docket** for announcements about future programs!*

Career Planning Office Spring Semester Hours: Mondays & Wednesdays
8:30 a.m.-7:00 p.m.

Tuesdays, Thursdays & Fridays
8:30 a.m.-5:15 p.m.

On-Campus Interview: Governor's Intern Program

The Governor's Intern Program will interview students here on Thursday, February 10, 1994. The Governor's Intern Program places non-graduating students in summer jobs in courts, state agencies (including prosecutors' and public defenders' offices) and non-profit organizations throughout the state. Interested students should complete an application and submit it, along with a resume, by Friday, January 28, 1994. Please come by the Career Planning Office (Room 145) to apply.

Career Planning Office Spring Semester Hours

In order to serve the needs of both day and evening students, the Career Planning Office will be regularly open the following hours:

Mondays and Wednesdays
8:30 a.m.-7:00 p.m.
Tuesdays, Thursdays and Fridays
8:30 a.m.-5:15 p.m.

Additionally, the office will be open on Saturday, March 12, 1994.

If you need to access the office or staff at times other than our regular hours, please call 651-2062 to arrange for an appointment.

Current job listings are placed on reserve in the law library whenever the office is closed, and can be accessed by presenting a current student i.d.

Atlanta Bar Association
Minority Clerkship Program

The Atlanta Bar Association sponsors a Minority Clerkship Program for first-year full-time and second-year part-time law students. Students who are selected work in Atlanta law firms for the summer. A detailed information sheet was placed in your mailbox. If you are interested in applying, please come by the Career Planning Office. **The application deadline is Thursday, January 20, 1994 at 5:15 p.m.**

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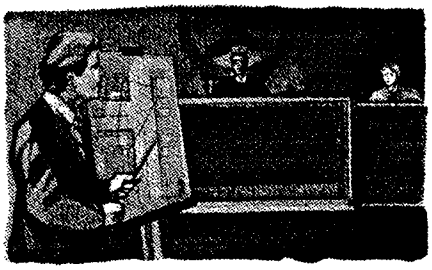
## WHO SAID...

"A wise and frugal government which shall restrain men from injuring one another, which shall leave them otherwise free to regulate their own pursuits of industry and improvement, and shall not take from the mouth of labor the bread it has earned- this is the sum of good government."

Send answers and suggestions for future WHO SAIDs... to The Docket (SBA Office & 152 UL).


**SUMMER LAW STUDY in**
**Dublin**
**London**
**Mexico**
**Oxford**
**Paris**
**Russia-Poland**
**San Diego**
FOREIGN LAW PROGRAMS
SCHOOL OF LAW
UNIVERSITY OF SAN DIEGO
5998 Alcalá Park
San Diego CA 92110-2492
University of San Diego



**Let us help you present your case.**

We will provide everything you need to present your case clearly and professionally.
**10% OFF ENTIRE ORDER**
Bring this ad into the Kinko's listed and get 10% off your complete order.
Not valid with other offers. One coupon per customer.
Good through March 31, 1994.
**kinko's**
Your branch office
Open Monday - Thursday 7:30am to 11:00pm, Friday 7:30am to 6:00pm, Saturday 9:00am to 6:00pm, and Sunday 12:00n to 8:00pm
5th Floor, Pullen Library, Georgia State University
681-3955

# #1

Live Lectures at GSU

Outlines and Reviews for all three years of law school.

Best Price: $665*

*Plus a $55 refundable book deposit.

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GEORGIA BAR REVIEW