



SECTION ON

CLINICAL LEGAL EDUCATION

Reply to: Roy T. Stuckey  
U.S.C. Law School  
Columbia, S. C. 29208  
(803) 777-2278

TO: Section Members  
FROM: Roy Stuckey, Newsletter Editor  
DATE: May, 1981

This Newsletter is a forum for the exchange of points of view. ~~Opinions~~ expressed here are not necessarily those of the Section and do not necessarily represent the position of the Association of American Law Schools. AALS Executive Committee Reg. 12.4(c).

SECTION DUES ARE OVERDUE

This will be the final Newsletter mailed to people on the old membership list. If you haven't paid your dues for 1981, do it now. (Please use the enclosed membership form which is attached at end of this newsletter.)

MEMBERSHIP LIST

Those persons who had paid their dues before May 1, 1981, are listed below. Future Newsletters will try to update the roster as new members are added. Please make sure your name and those of other clinical teachers at your school are on the list, or will be before the next Newsletter.

Gary Anderson  
Univ. of Tennessee

William M. Greenhalgh  
Georgetown

Richard Perna  
Univ. of Pennsylvania

Stephen B. Bright

Susan Kovac  
Univ. of Tennessee

Daniel A. Pozner  
Cornell Legal Aid

Evelyn O. Cannon  
Univ. of Maryland

John Levy  
William & Mary

Arnold I. Siegel  
Loyola Marymount Univ

This is a forum for the exchange of ideas for the Section and does not necessarily represent the position of the AALS.

John J. Capowski Univ. of Maryland	Suzanne Reilly Univ. of Pennsylvania	Barry Strom Cornell Legal Aid
Vance L. Cowden Univ. of South Carolina	Jack L. Sammons Mercer	Frank S. Bloch Vanderbilt Univ.
William R. Eleazer Stetson Univ.	Peter Simmons Rutgers	Frank A. Bress New York Univ.
Guillermo Figueroa Univ. of Puerto Rico	Walter W. Steele, Jr. Southern Methodist Univ.	Beatrice S. Frank
Stuart J. Filler Univ. of Bridgeport	Claudia Angelos New York Univ.	Peter T. Hoffman Univ. of Nebraska
Kenneth S. Gould Univ. of Arkansas	Mary-Lynne Fisher Loyola Law Clinics	Carol B. Liebman Boston College
Danine P. Geske Marquette Univ.	Robin A. Masson Cornell Legal Aid	Roy T. Stuckey Univ. of South Carolina
Carrie Menkel-Meadow U.C.L.A.	David Binder Univ. of California	Isaac Borenstein Legal Services Inst.
Melvin C. Cole Univ. of Puget Sound	Alan Kirtley Univ. of Puget Sound	Kenneth G. Mason De Paul
Ceil Misles-Reinglass	Howard M. Rubin De Paul	Jenifer Schramm Univ. of Puget Sound
Stacy Caplow Brooklyn	Randall D. Schmidt Univ. of Chicago	James J. McGovern Univ. of South Carolina
Mark C. Weber Univ. of Chicago	Jane Johnson Tulane Law Clinic	Prof. Donald H. Beskind

BYLAWS INTERPRETED/NOMINATIONS SOLICITED

In the bylaws adopted by the Section at San Antonio (see previous Newsletter, p. 6) Article IV, Section 2, Nominations By Petition allows petition nominations "for an elected position on the executive committee." One possible interpretation of this language would have precluded nominations for the Chair by petition, but cochairpersons Judy Potter and Dean Rivkin have avoided possible confusion by ruling that the Chair is one of the elected positions on the Executive Committee and subject to nomination by petition.

The Section's Nominating Committee hopes to have its work completed by late summer. A Chairperson-elect and two members of the Executive Committee (two year terms) will be elected during the AALS annual meeting in January in Philadelphia. Please submit nominations to the committee's Chair: Susan Kupfer, Harvard.

#### STANDING COMMITTEE APPOINTED/MEETS

The AALS Committee on Clinical Education has been appointed: Kenneth Penegar, Tennessee (on leave at Harvard 1980-81), chair; Paul Boland, UCLA; William Greenhalgh, Georgetown; Michael Meltsner, Northeastern; Gary Palm, Chicago; Judy Potter, Maine; David Ruder, Northwestern; Harry Subin, N.Y.U.; and Tom Shaffer, Washington and Lee.

At its initial meeting on May 6th, the Committee generally discussed the success of the workshop held at the A.A.L.S. meeting in San Antonio, the regional conferences which were held within the last year and the upcoming fifth annual Clinical Teacher's Conference to be held at Samoset Resort, Rockport, Maine. There were also discussions of the McKay Committee Report and concerning the need to rectify the current exclusion of line clinicians from positions in the Legal Education and Admissions to the Bar section of the A.B.A.

The Committee stressed the importance of and encouraged section members to utilize the clearinghouse for teaching materials and methods. The Committee also recognized a need to resurrect the annual survey of Clinical Legal Education which was formerly compiled and published by C.L.E.P.R.

The next meeting of the committee has been tentatively scheduled for October 2, 1981.

#### COMMITTEE SOLICITS SYLLABUSES

As reported in the February, 1981, Newsletter, the Section's Teaching Materials Committee (Norm Stein, chair; John Barkai; Bea Frank; Richard Newman, and Elliott Milstein) is urging all clinical teachers to send it copies of our course syllabi, including a description of assigned readings as well as the simulations and videotapes we're using. (If you don't have time to put together the entire package, send whatever parts are handy.) Mail to: Professor Elliott Milstein, Office of Clinical Programs, Washington College of Law, American University, Massachusetts and Nebraska Avenues, N.W., Washington, D.C., 20016. Questions? Call Elliott at (202) 686-2629.

### SUMMER CONFERENCE PLANS ANNOUNCED

The Sixth Annual AALS Clinical Teachers Training Conference will be held at Samoset Resort, Rockport, Maine from June 20-26, 1981. This conference has become the most important annual event for clinical teachers, and the five previous gatherings had a great deal to do with the marked improvement in the quality of clinical legal education that occurred during the past few years. This year's conference will again help us keep up with the rapid pace of changes in clinical teaching methods, materials, and ideas.

Program and registration information has been distributed by the AALS. If you need a package, contact Jane LaBarbara, Assistant Director of the AALS, (202) 296-8851. The conference faculty will be: Dean Rivkin, Tennessee, project director; Elliott Milstein, American; Paul Bergman, UCLA; Gary Palm, Chicago; Eva Nilson, Boston University; Mark Schoenfield, Northwestern; Evelyn Cannon, Maryland; Susan Bryant, Hofstra; and Roy Stuckey, South Carolina.

New information: among the special programs being planned which were not included in the original schedule: (1) Sunday night: Jack Himmelstein, Columbia, will discuss his Project for Humanistic Education in Law; (2) Monday night: Gary Goodpaster, California-Davis, will show a documentary film about the work of his clinic students; (3) Tuesday morning: Bea Moulton will discuss the intellectual history of The Lawyering Process, and her current project with the Legal Services Corporation (new training materials).

Plan ahead for ground transportation: The resort will provide free transportation to the conference site from the Rockland airport. However, it will cost most people \$60-100 more each way to fly into Rockland instead of Portland.

There are a variety of ways to get from Portland to Rockport (Samoset) about a 1 1/2 hour drive. The Portland Limousine Service will make four trips to Samoset on the day of arrival at \$25.00/person (one way.) If interested, call Mark Bernstein by June 10th [207/773-5500] and let him know your flight #'s and arrival/departure times. His schedule is flexible, but tentative departure times are 10:15, 1:45, 3:15, and 5:00. Additional trips after 5:00 will cost \$75.00/person!

Hertz, Avis, and Budget (and others?) are in Portland and you may want to check their rates. If you want to make arrangements to share a car, the AALS will help by including a list of conference participants when it mails the final conference information.

TITLE IX STILL ALIVE

The three million dollars still remaining in the Title IX (Clinical Legal Experience) appropriation have not been cut from the budget and are given a two thirds chance of ultimate survival. John Kramer, Associate Dean for Clinical Programs at Georgetown, has mailed more specific information to law schools.

Although there are still several bureaucratic hurdles, it is expected that grant applications for 1981-82 will be made available around the third week in May. There will then be a forty-five day period in which to submit the applications which will make it late August, at least, before even tentative grant awards can be announced.

TITLE XI CONFERENCE HELD/RESOLUTION ADOPTED

More than one hundred people attended the conference for Title XI recipients at American University on March 13 and 14. The programs at the meeting were diversified and exciting. The tone for the conference was set by the initial speaker, David Barnhizer who outlined the challenges facing clinical educators and urged us to fight back against those uninformed educators who accuse clinical programs of having weak intellectual content and unqualified faculty, and of teaching incorrect values and ideas.

Dave called on us to do more to educate other faculty members about the central purposes and unique value of clinical education. If our existence within the education community is to be not only accepted but also given appropriate recognition, it will happen because we provide unique experiences which are important to the overall educational mission of the law school. Among our most important contributions are that clinical students are forced to synthesize multiple components of their previous law school courses, and they are able to do so in a forum that fosters independent creative thought and combines problem solving, motivation and action.

Stephen Pepe, Michigan, and Robert Condlin, Maryland, followed David's presentation and discussed the state of the art about teaching negotiation. Bob's long-awaited article is being published in the Maryland Law Review (Vol. 40, p. 1).

Dr. Donald Bigelow of the Department of Education addressed the conference and urged clinical teachers to keep pushing ahead with innovation and not overreact to temporary setbacks and failures which are to be expected in any progressive

movement. He stated that legal education is way ahead of other areas in graduate education which are not developing new ideas or techniques. Dr. Bigelow indicated that looking to medical schools as a model would be a mistake and that we've got to keep experimenting with what seem to be better ways of teaching law, keeping what's good and discarding what's bad. The essence of his message to us is to clarify the long range goals we wish to achieve and to keep looking ahead for better ways to reach them.

John Kramer reported on the likelihood of continued federal funding, Rod Jones provided some practical ideas about drafting grant proposals, and Elliott Milstein discussed the new proposed Title IX regulations. The participants concluded the first day of the conference in small group discussions about the relationship between the criteria used in the granting process and high quality clinical education.

The highlight of the conference for many was the banquet on Friday night. Congressman Neal Smith of Iowa talked about his continuing support for clinical legal education and for the Legal Services Corporation, and he discussed his views of the proposed budget cuts. During the evening Bill Pincus was presented a silver tray, with an appropriate engraving thanking him on behalf of the clinical teachers of this nation for his dedicated work on our behalf.

On Saturday, the focus turned to the power struggle now taking place over the control of legal education, with emphasis on those issues affecting clinical education. Joe Harbaugh presented an overview of the administration of the ABA and AALS and the interrelationship of the numerous committees which have an interest in legal education. Judy Potter reported on current activities within the AALS Section on Clinical Legal Education and the Standing Committee on Clinical Education; Bill Greenhalgh talked about the ABA; and Roy Stuckey discussed recent state judicial and legislative activities which could affect clinical legal education on local levels.

The floor was then opened for discussion about the proposed amendments to ABA accreditation standard 302(a). Although the participants did not reach agreement on whether the ABA should impose specific curriculum requirements on law schools or whether clinical education should be mandatory, the following resolution was adopted over only a few dissenting votes:

We support the principle of giving increased attention to professional skills instruction which is embodied in the proposed amendments to 302(A), but we are concerned that adoption of Section 302(A)(III) would force some schools to abandon client representation clinics in favor of less expensive instructional methods if they must provide professional skills instruction to all law students. Client representation clinics are the superior vehicles for teaching professional skills, and we feel they perform essential functions in the process of legal education. Therefore, if proposed accreditation standard 302(A)(III) is to be adopted, it should first be amended to include client representation clinical programs specifically among its requirements.

The resolution has been submitted to the ABA for its consideration.

KEY BISCAIYNE GROUP MEETS/NEW 302.a AMENDMENT PROPOSED  
TO ABA

Following the Title XI Conference in Washington, the Key Biscayne Group met to discuss possible actions that would enhance the long term health of clinical education.

The committee which was created at San Antonio to investigate the feasibility of forming a separate organization for clinical teachers (Gary Palm, Gary Laser and Peter Hoffman) reported that it was in the process of drafting a letter to a foundation which had said it would try to help locate new funding sources for clinical education. The letter will explain the current needs of clinical educators and try to project where clinical legal education is going during this decade. A report from the committee about new funding sources and the possibility of an independent organization for clinical teachers is expected to be ready by the AALS Annual Meeting in Philadelphia.

A new committee was formed to draft a substitute amendment to the ABA's proposed amendment to accreditation standard 302.a. (Alan Kirtley, Puget Sound; Gary Laser, Chicago-Kent; Dean Rivkin, Tennessee; Bob Seibel, Drake; and Peter Smith, Maryland.)

The following letter was drafted and circulated among all clinical teachers whose addresses were readily available. In all, one hundred fifty-two clinical teachers endorsed the letter which has been submitted to the ABA over their names.

We are a group of clinical law teachers who meet from time to time but without any formal organization. Accordingly, we address this letter to you as concerned individuals and not on behalf of any institution.

We have discussed the proposed changes to the American Bar Association Accreditation Standard 302(a). While we have not yet reached a consensus as to the extent to which the ABA ought to impose specific requirements on law school curricula, we are united in the belief that if the existing standard is changed, the new standard should include specific reference to client representation as an instructional method. We therefore respectfully request that the proposed amendment to § 302(a)(iii) be changed to read as follows (our additions are underlined and deletions bracketed):

302 (a) The law school shall:  
(iii) offer [training] instruction in professional skills [,] through client representation and simulation, including trial and appellate advocacy, counseling, negotiation and drafting; and

In support of this change we provide the following Commentary.

Commentary: An ABA Standard for Approval of Law Schools mandating instruction in professional skills, if established, should specifically require the offering of such instruction through client representation clinical courses. Simulation instruction in professional skills is an important, but intermediate, teaching tool. In fact, most clinical courses employ simulation instruction as initial preparation for client representation. Simulation exercises and courses are lacking, however, in their failure to provide students the full and rich learning experiences to be gained from representing actual clients in the role of lawyer. In clinics, students not only learn, but experience the subject matter of professional skills and responsibility under the supervision of faculty attorney/teachers.

The above amendment offered to the proposed Standard will not present an undue burden for law schools, as most have client representation clinics as part of their existing curriculum. The amendment will insure that all law schools will offer students exposure to the mode of skills instruction most likely to result in competent client representation by graduate lawyers.



ABA AND CLINICIANS TO MEET IN NEW ORLEANS

The ABA could become one of the strongest supporters of clinical education. This year's ABA annual meeting in New Orleans (August 5-13) will provide an opportunity for clinicians to begin encouraging that support by becoming more involved in ABA activities. A significant number of clinical teachers are already planning to be in New Orleans. To encourage even more to attend, a clinical teachers' meeting is being planned which will coincide with the ABA meeting. Co-hosted by the law schools of Tulane and Loyola, the program will feature informative presentations and allow clinical teachers to coordinate their activities during the ABA meeting.

PART ONE of the meeting will be on Friday, August 7, 1981 at Tulane Law School. A tentative schedule has been set:

9:00 - 9:30 a.m.: current developments.

9:30 - 10:00 a.m.: floor open for questions/discussion.

10:00 - 11:30 a.m.: classroom teaching techniques with emphasis on use of videotapes - Ken Gould and/or Norm Stein.

11:30 - 12:00 a.m.: review of new teaching materials.

12:00 - 1:30 p.m.: lunch

1:30 - 4:00 p.m.:

A. special program for new clinical teachers will address questions and problems of that group.

B. planners and participants of part two of the program ("How law schools are teaching lawyering skills") will meet to finalize plans for that presentation.

PART TWO.

The ABA Section of Legal Education and Admissions to the Bar is being asked to provide space during its agenda in New Orleans for a presentation by clinical teachers about skills instruction. If the ABA doesn't set aside this time, the program will be held either at Loyola or Tulane, probably during the afternoon of Sunday, August 9,

Although the details remain to be worked out, the idea is to put together a presentation that will begin the education of the lawyers and judges who are unaware of the extent of our efforts in professional skills instruction. The program might focus on modern curricula for skills instruction, either by selecting those being used now at some schools or by designing new alternative models. A second possibility is to demonstrate the techniques, materials and equipment being used. Obviously, this sort of program will be valuable to clinical teachers, even if the ABA doesn't include it in its agenda.

If you are interested in helping present any of the programs or if you know of new teaching materials, please communicate with Roy Stuckey.

Accommodations: You can find a room through the ABA meeting department, but the hotels' included in its block are relatively expensive. Some alternatives are:

(1) Parkview Guest House, 7004 St. Charles Avenue, zip code 70118 (504/886-5580). Within walking distance to Tulane or Loyola, it's a 25 minute streetcar ride to downtown where most ABA meetings will be held. Recently remodeled/European style (some shared bathrooms) \$23-35 per day plus \$6 for double/ includes Continental breakfast.

(2) Columns Hotel, 3811 St. Charles Avenue, New Orleans, LA 70115 (504/899-9308) near Garden District, a small hotel with 22 rooms. The rates per room for 1 or 2 persons are \$20, \$25 of \$30 for rooms with hallway bath, and \$35-\$40 with private bath. University and downtown are 15 minutes from hotel. Rooms scheduled for restoration but serviceable.

(3) Creole House, 1013 St. Ann New Orleans, LA 70116 (504/524-8076) In French Quarter near A.B.A. meetings. Average rates \$25.50 - \$39.50. No guarantees but suggest by Tulane.

(4) Fulton House, 1133 Chartres New Orleans, LA 70116 (504/522-0570) In French Quarter near A.B.A. meetings. Average rates \$34.00 - \$40.00.

(5) If everything is full, call Jane Johnson at Tulane (504/861-3601). She will try to locate other hotels (and she can give camping information, if you're interested).

JOIN THE ABA and its Section of Legal Education and Admissions to the Bar. To be able to vote in Section elections you must have joined by June 1, 1981 so don't delay. Membership forms are in all ABA Journals and the rates are very low for new lawyers. Section membership is \$10.00. One or more clinical

teachers are expected to be up for election to offices in the Section and your support will be needed.

REGISTRATION: There is no registration fee for the clinical teachers meeting, but there is a need to know how many are coming. Xerox and send the form below to: Jane Johnson, Tulane Law Clinic, 7031 Freret Street, New Orleans, Louisiana 70118.

Registration for New Orleans  
Clinical Teachers Meeting  
(Part one on Friday, August 7th.)

\_\_\_\_\_  
Name

\_\_\_\_\_  
Address

\_\_\_\_\_  
Phone

\_\_\_\_\_  
School

\_\_\_\_\_  
Where staying in New Orleans

Do you plan to attend the new teachers program in afternoon? \_\_\_\_\_

List any topic you would like to be discussed during the meeting: \_\_\_\_\_

EXCLINICIAN PROPOSES UNION

One purpose of the Newsletter is to promote the exchange of ideas among clinical teachers. Letters and comments will be published when space permits and the editor's opinion is that they express original ideas or may affect the development of clinical education. Publication does not indicate any opinion of the content by the editor, the Section or the AALS.

Samuel H. Liberman, a former clinician at Washington University School of Law in St. Louis, has asked that the following letter be published.

The clinical law movement must take a more militant approach if it is to have any lasting effect on the legal profession.

The difference between traditional law teachers and clinicians have little to do with methods or substance. It boils down to a question of values. Traditional law teachers still treat law school primarily as a process of removing from their students any sense of ethics, individuality or professional responsibility, for the purpose of turning over "pure legal minds" to the wealthy and powerful interests in our society. Clinicians on the other hand stress the development of true professional responsibility which includes a fair accommodation of the client's needs and the lawyer's integrity and need to exist as a Professional person rather than a non-person.

The discrimination against clinical teachers, viewed in this light raises a vital question of academic freedom. Every time we sit idly by in the case of denial of tenure or tenure opportunity to clinical teachers, exclusion of clinicians from faculty decision-making, and the like, we reinforce our own second class status. Aside from the damage done to our own self-esteem, we have let down the students, the universities the profession and the public by our docility. The degradation attaches to our ideas as well as to us.

Instead of trying to protect the meager breathing space bought for clinical programs by CLEPR, clinicians must challenge the prevailing presumptions of law school education, including the phony "Socratic method", the use of fear as the main incentive to learning, the curricula, the examination process, the incapacity of law school teachers, the tenure system, the denial of academic freedom in hiring and promotion, the "hired gun" theory and the pomposity and pretentiousness which has corrupted the whole profession.

In order to do this, clinicians are going to have to organize a national union with branches at each Law School. We must be prepared to walk out whenever necessary to file law suits and to take grievances to the University and, the AALS, the ABA the local bar associations, the legislature and the Congress.

Mr. Liberman's address is: South Brooklyn Legal Services Corporation B, 105 Court Street, Brooklyn, New York, 11201. Tel. 212/855-8003.

#### RESEARCH REPORT ON INTERVIEWING RELEASED

A report, "Assessing Clinical Skills In Legal Education: Simulation Exercises IN CLIENT INTERVIEWING," has been published by the Educational Testing Service in

Princeton, New Jersey. Prepared for C.L.E.P.R. and E.T.S. by Donald L. Alderman, Franklin R. Evans, and Gita Wilder, the study's "results suggest the appropriateness of simulation exercises as measures of clinical skills in legal education and the possible interplay of clinical experience to particular fields of law. Differences in law students' scores on the simulation exercises also seem to indicate the impact of clinical legal education in promoting the development of professional skills beyond academic legal knowledge."

In essence, the study found "successive, significant increases" in scores on interview simulation exercises among four response groups: undergraduate prelaw students; law students without any direct client experience (emphasis added by editor); law students completing programs of clinical legal education; and law professors and attorneys.

#### MONTANA SEEKS INFORMATION ON FEES

The Law Clinic of the University of Montana School of Law wants to establish criteria and procedures for charging clients on a sliding fee schedule based on their ability to pay. If you charge clients a fee in your clinical program, Montana would appreciate receiving any written procedures or criteria you use as well as a current fee schedule. Send to: Noel K. Larrivee, Law Clinic, School of Law, University of Montana, Missoula, Montana, 59812. 406/243-5955.

#### EXOTIC EXPERIENCES

Burning out? Tired of the routine? If so, then follow the lead of three clinicians who've found relief.

John Barkai, Hawaii, spent three weeks during the Christmas break in Papua New Guinea teaching cross cultural mediation to local magistrates.

William T. MacPherson, New Mexico, spent two months in the Philippines last spring acting as a consultant on clinical programs and legal aid programs to the Philippine government.

Don Peters, Florida, has been awarded a senior Fulbright - Hays scholarship to teach next year in the area of clinical legal education at the University of Malaysia Law School.

TRANSITIONS: Caliph Johnson has been named acting dean at Thurgood Marshall School of Law. Larry Ritchie and Mike Geltner have left Georgetown and opened a law office in Washington, D.C. Paul Boland will leave UCLA to accept an appointment by Governor Brown to be a Superior Court Judge in Los Angeles. Rick Urbina, Howard, has been appointed by President Reagan to the U.S. District Court for the District of Columbia. Bob Seibel, Drake, will be a visiting professor in the clinical program at Maine next year. Hugo E. Martz is leaving Valparaiso.

### JOBS

DRAKE UNIVERSITY SCHOOL OF LAW. Seeks applicants for a full-time, tenure track position as Executive Director of Clinical Programs and Asst./Assoc. Professor of Law for the 1981-1982 academic year. The position requires administrative skills, and administrative and supervisory experience is preferred; the position also entails teaching responsibilities, which may include Legal Ethics and Professional Responsibility, Legal Interviewing, Counseling, and Negotiation, and/or Trial Advocacy. Serious consideration will be given for the following qualifications: prior teaching experience; significant trial experience; and a strong commitment to clinical legal education. Salary is competitive, and rank is dependent upon experience. Members of minority groups and women are encouraged to apply.

Contact: Professor Davis S. Walker, Drake University Law School, Des Moines, Iowa 50311.

THURGOOD MARSHALL SCHOOL OF LAW may still have openings for a director of clinical legal education and for a tenure-line professor to teach and supervise clinical students as well as to teach non-clinical courses. Contact: Caliph Johnson, Acting Dean, Thurgood Marshall School of Law, Texas Southern University, Houston, Texas, 77004. 713/527-7112.

### INFORMATION NEEDED

1. State legislators, judges, and bar admission authorities have been taking an increasing interest in legal education, particularly in the area of professional skills instruction. While their activities may seem to be a local concern, some national trends may be developing which should be monitored by all clinical teachers. The next Newsletter will attempt to survey state action during the past few years. Please help by letting me know what's been happening in your part of the country.

2. The demise of C.L.E.P.R. and Pepperdine's Clinical Law Reporter created a shortage of places where articles of interest to clinical law teachers can be published. While some articles are suitable for traditional law review consideration, many others are not designed for law review treatment (except in special issues such as the Cleveland State Law Review Symposium - see attached flyer).

If you know of any publication that might be interested in articles about clinical legal education or related topics, please let me know so the information can be published in the Newsletter.

#### CHAIRPERSON'S MESSAGE

During the last year, the involvement of clinical legal educators in the politics of legal education and the bar has heightened dramatically. We have made our voices heard in the higher councils of the AALS and the ABA and have seen the creation of new bodies (e.g., the AALS Standing Committee) designed to deal with the special concerns of our evolving discipline. We have organized to influence the ABA's accreditation process, lobbied to ensure the survival of Title IX, and participated with the bar and the judiciary in forums concerned with lawyering competence. Members of our community have continued to achieve special recognition. Joe Harbaugh of Temple was elected to the Executive Committee of the AALS; Mike Meltsner and Howard Glickstein have been appointed Deans of Northeastern and Bridgeport respectively; and Rick Urbina of Howard and Paul Boland of U.C.L.A. have been elevated to the bench. We are sure there are many other achievements we have omitted.

The rapid pace of these activities at a national level has been as exhilarating as it has been exhausting and distracting. In the long run, the benefits of our organized efforts must ultimately redound to each of us in our institutions and communities. The hard work ahead of us is to continue to educate our colleagues about the nature of our work and its meaning in the progress of legal education. We must continue to win awards for outstanding teaching -- as David Binder of U.C.L.A. and Jerry Black of Tennessee have done recently -- and begin to share the rigor of our field within the University at large. Until this hard work is

accomplished, our activities at the national level may only create a shaky superstructure of committees, campaigns, and conferences. We hope that the activities of the Section will help nurture this essential work at our Law Schools and ultimately strengthen not only clinical education, but all of legal education. We welcome your continuing assistance in this enterprise.

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College of Law  
1505 W. Cumberland Avenue  
Knoxville, TN 37916  
Phone: (615) 974-2331

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University of Maine  
School of Law  
246 Deering Avenue  
Portland, ME 04102  
Phone: (207) 780-4376

XM/R



MEMBERSHIP IN SECTIONS

There are now 47 active AALS Sections. Membership in the Sections is no longer automatic for those listed in the Directory of Law Teachers as teaching given subjects. Under the new rules established by the AALS Executive Committee on recommendation of the Committee on Sections, for faculty at AALS member and ABA approved service fee paid law schools and Canadian Associates, section membership will be determined by indications on forms for inclusion in the Law Teachers Directory or by writing the national office. Only faculty at AALS member schools and Canadian Associates may vote and hold office in AALS Sections. Although there is no general participation fee, in cases where a Section has elected to charge dues, membership will be contingent on payment of dues.

Those who are not on the faculty of an AALS member or ABA approved service fee paid law school will be assessed a fee for participation in Sections as associate members. The following fee schedule is in effect: \$10.00 to join 1 section; \$20.00 to join 2 sections; \$25.00 to join three to five sections and \$5.00 to join each additional section. The revenue this produces will go into a general Section fund.

Section memberships are for one year beginning on July 1 and running through June 30 of the following year.

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Listed below are all of the current sections. Please indicate those in which you wish to participate and have not so indicated on the 1979 Directory of Law Teachers form. Mail directly to the national office.

- |  |   |
|--|---|
| <input type="checkbox"/> Administration of Law Schools     | <input type="checkbox"/> Law and the Arts               |
| <input type="checkbox"/> Administrative Law                | <input type="checkbox"/> Law and Economics              |
| <input type="checkbox"/> Antitrust and Economic Regulation | <input type="checkbox"/> Law and Education              |
| <input type="checkbox"/> Aviation and Space Law            | <input type="checkbox"/> Law and the Humanities         |
| <input type="checkbox"/> Business Associations             | <input type="checkbox"/> Law and Medicine               |
| <input type="checkbox"/> Civil Procedure                   | <input type="checkbox"/> Law and Psychiatry             |
| <input type="checkbox"/> Clinical Legal Education          | <input type="checkbox"/> Law and Religion               |
| <input type="checkbox"/> Commercial, Contract and Related  | <input type="checkbox"/> Legal History                  |
| <input type="checkbox"/> Consumer Law                      | <input type="checkbox"/> Legal Writing, Reasoning and   |
| <input type="checkbox"/> Community Services                | <input type="checkbox"/> Research                       |
| <input type="checkbox"/> Comparative Law                   | <input type="checkbox"/> Local Government               |
| <input type="checkbox"/> Conflict of Laws                  | <input type="checkbox"/> Maritime Law                   |
| <input type="checkbox"/> Constitutional Law                | <input type="checkbox"/> Mass Communications Law        |
| <input type="checkbox"/> Creditors' and Debtors' Rights    | <input type="checkbox"/> Minority Groups (dues \$15.00) |
| <input type="checkbox"/> Criminal Justice (dues \$10.00 -- | <input type="checkbox"/> Native American Rights         |
| <input type="checkbox"/> faculty at AALS & ABA service     | <input type="checkbox"/> Prelegal Education             |
| <input type="checkbox"/> paid; \$5.00 -- Assoc. members)   | <input type="checkbox"/> Professional Responsibility    |
| <input type="checkbox"/> Economics of Legal Education      | <input type="checkbox"/> Property                       |
| <input type="checkbox"/> Environmental Law                 | <input type="checkbox"/> Remedies                       |
| <input type="checkbox"/> Evidence                          | <input type="checkbox"/> Taxation                       |
| <input type="checkbox"/> Family and Juvenile Law           | <input type="checkbox"/> Teaching Law Outside of Law    |
| <input type="checkbox"/> Graduate Studies                  | <input type="checkbox"/> Schools                        |
| <input type="checkbox"/> International Law                 | <input type="checkbox"/> Teaching Methods               |
| <input type="checkbox"/> International Legal Exchanges     | <input type="checkbox"/> Torts-Compensation Systems     |
| <input type="checkbox"/> Jurisprudence                     | <input type="checkbox"/> Trial Advocacy                 |
| <input type="checkbox"/> Labor Relations Law               | <input type="checkbox"/> Women in Legal Education       |

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

FACULTY MEMBER AT: \_\_\_\_\_

Fees for faculty at ABA approved non service fee paid and faculty at non ABA approved schools and others:

- \$10.00 to join 1 section
  - \$20.00 to join 2 sections
  - \$25.00 to join 3 to 5 sections
  - \$ 5.00 to join each additional section
- Please enclose check or money order

Clinical Legal Education Section dues are \$15.00 for regular membership (faculty at AALS and ABA approved service fee paid law schools) and \$10.00 for associate membership.

Total Remitted: \$ \_\_\_\_\_

Mail to: Jane LaBarbara, Associate Director, AALS, Suite 370,  
One Dupont Circle, N.W., Washington, D.C., 20036.



# CLEVELAND STATE LAW REVIEW

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## *Symposium on Clinical Legal Education and the Legal Profession*

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In the 1970's the Council on Legal Education and Professional Responsibility (CLEPR) generated a driving force which spurred the growth of clinical legal education. The Council provided funding and guidance, strengthening an educational movement which sought to integrate a practical skills training component into legal education. Clinical education programs sprang from societal concerns about legal competency and ethics. These concerns still exist, indicating that clinical legal education, rather than being in an advanced stage, is still in its incipiency. The Cleveland State Law Review has invited some of the nation's leading judges, legal scholars and practitioners to explore the future of clinical legal education, and comment on some pressing issues in the areas of legal competency and professional responsibility. The symposium will commemorate the work of the Council on Legal Education and Professional Responsibility and its effect on the legal profession. The symposium issue includes:

Prefatory Remarks by:

ROBERT L. BOGOMOLNY, Dean  
Cleveland State University School of Law

WILLIAM PINCUS, President  
Council on Legal Education for Professional Responsibility, Inc.

JOHN M. FERREN, Associate Judge  
District of Columbia Court of Appeals

ROSE E. BIRD, Chief Justice  
Supreme Court of California

HOWARD H. BAKER, JR., Senator  
United States Majority Leader

DOROTHY NELSON, Judge  
Ninth Circuit United States Court of Appeals

LOUIS M. BROWN, Professor of Law Emeritus  
University of Southern California

ROBERT B. MCKAY, Director  
Aspen Institute for Humanistic Studies

(over)

- WARREN BURGER, Chief Justice  
*The Role of the Law School in the Teaching of Legal Ethics  
and Professional Responsibility*
- EDWARD J. DEVITT, Chief Judge, United States District Court  
for the District of Minnesota  
*Why Don't Law Schools Teach Law Students How to Try Law Suits*
- NORMAN REDLICH, Dean, New York University School of Law  
*Professional Responsibility of Law Teachers*
- STEVEN H. LELEIKO, General Counsel and Chief Administrative Officer,  
South Bronx Development Office  
*Love, Professional Responsibility, The Rule of Law, and  
Clinical Legal Education*
- EDGAR CAHN, Former Dean, Antioch School of Law  
*Clinical Legal Education From a Systems Perspective*
- RALPH S. TYLER, Assistant Professor of Law  
ROBERT S. CATZ, Professor of Law  
Cleveland State University School of Law  
*The Contradictions of Clinical Legal Education*
- ROBERT M. HARDAWAY, Professor of Law, University of Denver School of Law  
*Student Representation of Indigent Defendants and the Sixth  
Amendment: On a Collision Course?*
- STEPHEN WIZNER, Adjunct Professor of Law  
DENNIS CURTIS, Director of Clinical Studies  
Yale Law School  
*Here's What We Do: Some Notes About Clinical Legal Education*
- CARRIE MENKEL-MEADOW, Acting Professor of Law, University of  
California at Los Angeles School of Law  
*The Legacy of Clinical Education: Theories About Lawyering*
- ROBERT L. CLARE, Jr., Partner, Sterling & Sterling, New York City  
*The Need for Continuing Legal Education*
- H. RUSSELL CORT, Professor of Law, Antioch School of Law  
JACK L. SAMMONS, Assistant Professor of Law, Mercer University  
*The Search for "Good Lawyering": A Concept and Model for  
Lawyering Competencies*
- FRANK MUNGER, Professor of Law, Antioch School of Law  
*Clinical Legal Education: The Case Against Separation*
- W. NOEL KEYES, Professor of Law, Pepperdine University School of Law  
*Approaches and Stumbling Blocks to Integration of Skills Training  
and the Traditional Methods of Teaching Law*
- JOHN L. BARKAI, Associate Professor of Law, University of Hawaii  
School of Law  
*A New Model for Legal Communication: Sensory Experience and  
Representation Systems*

The symposium is scheduled for publication in late Spring. For a copy please write to the Cleveland State Law Review at Cleveland-Marshall College of Law, Cleveland State University, Cleveland, Ohio 44115 or call at (216) 687-2336.