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University of South Carolina School of Law Students

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GAVEL RAPS

THE FORUM OF THE LAW CENTER COMMUNITY

Volume 6, Number 4

May, 1986

Candidates Address Issues In Special Legal Forum

By Lee Plumblee

U.S. Representative Carroll Campbell, former Winthrop College President Phil Lader, and representatives of Lt. Governor Mike Daniel and former Circuit Court Judge Frank Eppes participated in a Forum at the Law School on April 1.

The debate, sponsored by the Legal Forum Committee as a part of the Law Week activities, focused on the issues of education, economic development and the disposal of chemical and nuclear waste in South Carolina.

All of the candidates recognized the need for more foreign investment in S.C. Each Candidate also pledged support for Governor Richard Riley's Education Improvement Act and promised to take steps to phase out the dumping of waste, whether chemical or nuclear, in the state.

Campbell, who has the Republican nomination for governor, focused on the state's progress in attracting business, both from other states and abroad. Citing figures that show a much less attractive tax rate than those of other southeastern states, Campbell pledged to make the tax structure of South Carolina more conducive to foreign invest-

ment. Campbell also said that every precaution must be taken to insure the continued progress of South Carolina's public education system, including maintenance of the E.I.A.

Lader, also focused on the need for foreign investments, but said that the state's primary concern was in educational improvement, a goal which Lader stated, was fundamental to making S.C. attractive to foreign and domestic business investors. Lader said that his experience as President of Winthrop College and his background in the private sector would enable him effectively to initiate and maintain the requisite educational and economic development necessary to make South Carolina competitive with her sister states.

Lader also claimed that his legal education allowed him to evaluate constitutionally conceivable methods by which to phase out the dumping of all types of waste in South Carolina.

Bob Coble, Mike Daniels' campaign manager, spoke for the Lieutenant-Governor, who was unable to attend the debate. Coble stressed Daniels' track record as Lieutenant-Governor in the areas of education, economic development

and waste disposal. Cobb pointed out Daniels' support for the Education Improvement Act when it was before the state legislature, as well as Daniel's initiative in establishing programs to improve adult education and literacy. Coble also focused on Daniel's representation of South Carolina before foreign and domestic business investors and claimed that this experience would allow Daniels to contribute substantially to attracting industrial development to the State. Coble also said that Daniels had continually supported Governor Riley's attempts to limit and eventually prohibit the dumping of waste from other states in South Carolina and would continue to do so as governor.

Circuit Court Judge Frank Eppes' son Frank addressed the assembly in the absence of his father, who was attending a previously scheduled fundraiser. Eppes, stated that his father, like the other candidates, would take affirmative steps to ensure economic and educational progress in South Carolina, and to decrease and eventually abolish the in-state dumping of out-of-state waste. Eppes, also said that the former judge was committed to attracting to South Carolina the Northeastern "Rust Belt" industries that are migrating south. Eppes added that his father was concerned with the revitalization of the state's textile industry, an issue which, he claimed, the other candidates had largely overlooked.

The younger Eppes said that his father also was a proponent of the Education Improvement Act, but that the Eppes Administration would seek a more "inclusive" method of education. Including evaluation of teachers which would focus on classroom performance as well as performance on standardized tests. Eppes also stated that his father saw vocational education as an important factor in promoting foreign industrial investments and would work to develop superior vocational programs in South Carolina.

Approximately 150 people attended the forum and the brief reception which followed.

Process For Selection Of New Deans Outlined

The resignation of Dean Harry M. Lightsey, Jr. clearly surprised many in the U.S.C. Law School community. Now that Lightsey's departure is a fact, few people are aware of the process through which a new dean will be selected. The process, according to Associate Dean John Montgomery, is fairly complex and will probably not be completed until the summer of 1987.

At present, University Proctor Francis Borkowski is in the process of assembling the 11-member search committee. Four of these committee members have already been selected by the Law School Faculty. They are Professors Nathan Crystal, John Freeman, Thomas Haggard, and Martin McWilliams. Proctor Borkowski has been given a list of six or seven other faculty members from which he will choose two to serve on the search committee. Borkowski will also select four members of the committee from outside the law school. When Dean Lightsey was chosen, three of

these committee members were prominent members of either the South Carolina Bar or the judiciary and the fourth was a member of the University community. It is anticipated that similia members will again be chosen. Finally, the U.S.C. Student Bar Association will select one member of this committee.

Once it has been formed, the search committee will advertise that the position is open and begin to screen applicants. From the applicant pool, the committee will invite several, probably five or six, candidates to the campus for interviews. These interviews will take place next year.

After the interviews, the faculty will vote on whether or not to recommend that the various applicants be considered for the position of Dean. In order to be recommended, an applicant must receive the approval of two-thirds of the faculty. Proctor Borkowski will be given a list of at least three recommended candidates. The University administration will choose the new dean from this list.

According to Dean Montgomery, this process was designed in an effort to insure that the most capable possible candidate is selected. In all probability, the new Dean of the Law School will be worth the wait.

Raymond Award Winner Announced

The selection committee for the Anthony Raymond scholarship has selected Ivey "Pug" Starks as the first recipient of this award. The scholarship was created to honor Anthony Raymond, who graduated from the School of Law in May, 1984, and died last year. Mr. Raymond overcame his considerable physical disability, including periods of pain, to complete his studies, and was a highly respected member of his class. The award is to a student who "best exemplifies the qualities of Anthony Raymond including his courage, determination and strong and dedicated advocacy of the rights of disabled students." In addition to his solid academic record in both undergraduate study and in the School of Law, Starks has worked for the South Carolina Protection and Advocacy for the Handicapped.

Contest

The Editorial Board of the *Gavel Raps*, desperate for filler as exams beckon, submits to its readers a list of 10 of the finest films ever made as selected by Editor-in-Chief, Frank Eppes. The first person that can give a brief plot description of each of these films is entitled to a steak at Vella's Deli or lunch at Sandy's.

THE LIST:

1. Casablanca
2. The Warriors
3. The Pope of Greenwich Village
4. Spring Break
5. California Dreaming
6. Once Upon a Time in America
7. Cannery Row
8. Grace Quigley
9. The Coca-Cola Kid
10. Oxford Blues

A Message From The President

By John McCants

Let me first say that I look forward to serving you next year as President of the Student Bar Association. It should be a good year. As for this year, let me thank Frank Eppes and others for taking the time to work on *Gavel Raps*. Your help is much appreciated. There are many other people to thank as well for their good work and time, but I could not possibly include them all in this column. So let me say thanks to all who have helped out and participated in the Student Bar Association this year.

We have completed the com-

mittee selection process and have posted the results on the wall next to the S.B.A. bulletin board. We appreciate it if you volunteered your time and will be in contact with you as to what your committee fully involves. If you did not sign up, you are certainly welcome to join a committee. The committees do take quite a bit of time and work, so if you find that you have time, please do not hesitate to contact the chairman and lend a hand. It would be appreciated and would help next year run smoother. Until next year, good luck on exams and have a good summer!

"The Famous Final Scene"

The dream comes more often now, it's always the same... A smoke-filled Thursday night at the Rockaway Athletic Club. The speakers play nothing but Springsteen. We've just won an unprecedented 17th game. It's 1:30. The moment is frozen in my mind. I'm lining up the 8-ball to win number 18, *Backstreets* is playing, near the end, where Bruce says "And we swore, forever friends..." I look down and first I see the wing-tips, then the grey flannels. They grab me roughly by the arms, march me to the front. As they toss me out the front door, the Maturity Police scream - "Enough Education for you Eppes, get out in the world and be productive," then mercifully before I hit the concrete, I wake up.

As I close out the last year of my formal education, I have a confession to make; I LIKE SCHOOL. I am fortunate to have parents that are willing to support me and encourage me to study instead of getting a job, but even without that, the eagerness with which my classmates await the future is a

little foreign to me. In school, you go to class, but you can miss a lot (20% is one whole day a week) and it's OK. Maybe you don't ever take your 20%, but in the back of your mind you know you can. You can't even tease your mind with that idea when you work. In school, if you mess up, it's your own loss. Nobody else loses a \$200,000 verdict or goes to jail. It's a good place to see all the weird stuff that goes to court without ever having to face the pain the actual protagonists feel. Yes it's fantasy land in many ways, but we're all going to have plenty of reality without sprinting up to it before it's ready for us.

Also, in school, I get to write this newspaper, and, whether ya'll like it or not, — I do. It is nice to play around with what I rightly or wrongly think of as humor. Also, we do occasionally print things of legitimate interest and that's neat too.

I'd like to thank everybody in the school, especially Karen Rogers, who appointed us, for giving Lee and me the chance to run this Tabloid. By the way,

the Senior Will idea bombed. Next year though, maybe the *Gavel Raps* can have a "personals" column. What with the first Amendment and all, the possibilities are endless.

So, while everybody listens to 3L stories about how great it's going to be to get out of here, remember that at least one person wouldn't mind staying a day or two longer. At the same time, I expect the real world will be at least as entertaining and probably more rewarding, but I have a feeling that every now and then we're all going to wish that today's big problem was whether to go to Corporations or to slip over to the Winner's Circle for some iced tea.

3L's Outlast Faculty 126-125

The Annual 3L vs. Faculty Basketball Game was held April 14 at the Carolina Coliseum. The capacity crowd was treated to a fine show of athletic talent as both sides did their best to take it to the opposition.

The students, led by storming Norb Cummings, burst out to an 8-4 lead in the early going. After shedding Alan Medlin's chicken feet, the faculty was able to tie the score at 16. It was nip-and-tuck until the end of the first half as Coaches Cowden and Cummings liberally substituted. Amongst the early stars were "Sunshine Bob" Felix who's outside shooting almost forced the 3L's out of their zone, "Big D" Hubbard who's "drive and shoot" style is comparable to that of Larry Bird, the children of both referee John Montgomery and Hubbard, as well as Marshall "The Prince" and Beth "Sweet-Pea" Settle for the 3L's.

The halftime festivities featured a dunking contest which was won, as expected, by Frank Eppes who was allowed to use a chair because all 6'10" guys should be able to jump higher than the Sunday paper at least once in their life. Also of note was the patented Alan Medlin "Constructive Dunk" which placed Medlin 2nd in the event.

The second half provided surprises too. Howard Stravitz, attired in easily the ugliest shorts ever created, became the defensive force in the game and his scrappy play enabled the faculty to pull to a tie with 1:32 left on the clock. A series of very controversial calls down the stretch led to a melee on the court with four seconds left and the game apparently ended with the 3L's ahead. The faculty has vowed revenge, but whether it will be taken this spring or in a rematch next year remains to be seen.

PROFESSORIAL PROFILE

S. Alan Medlin

Above is a recreation of the self-portrait S. Alan Medlin suggested as the only proper profile he should have. While his repeat selection as "Professor of the Year" for the second straight year provides enough evidence of his teaching ability, a few facts should be known.

Education: Johns Island High School, U.S.C., U.S.C. School of Law.

Expertise: Trusts and Estates, Real Estate Finance.

Quote: "Watch out for Mack trucks on the way back from graduation, otherwise you may have spent too much time studying."

Drink: Motor Oil (From Interview March 30, 1986).

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An Interview With The Fat Man and Ultra Vires

By J. B. Goode
A line in The Ultra Vires' new single says of legal education:

It's the ultimate enticement, it's the Law School Blues."

This line, perhaps more than any other words could convey,

epitomizes the reasons why this unusual rock and roll - litigator combo does what it does, both legally and musically.

"We got into rock and roll and law school because we wanted to meet girls, make tons of money and change the

world," says the Fat Man himself. Lounging on a seven-foot sofa, the bespoken guru of this band takes a long swill from a Budweiser. Though surrounded by an almost tangible cloud of financial potential, the Fat Man still lives the life of a college freshman. A stereo blasts Jerry Jeff Walker from speakers set on cinder block bookshelves, and empty Dominoes pizza boxes are interspersed among dirty socks and T-shirts on the living room floor. The new color television is set, perpetually, on M-TV and never goes off since the Fat Man misplaced the remote control among the clutter.

"The TV ain't between the couch and the bed, the couch and the bathroom, or the couch and the 'fridge," he says. "If I don't find that remote control, this channel might never be changed."

Indeed, the Fat Man has an unparalleled reputation for laziness, a reputation which he almost willingly encourages. However, it takes only a few hours of talking with this unique chap to learn that his wheels are always turning, between catatonic sips of beer at 3 a.m. He's what corporate American hungers for in the 1980's, the consummate "idea man."

His ideas have brought this group from the relative obscurity of up-state South Carolina to playing before a packed U.S.C. Law School lobby and knocking them dead. The band, which consists of, along with the Fat Man on drums, bassist James (Jay) LaFunk Roget, Guitarist/Lyricist Duke "Wordman" Eppes, and Guitarist/Lead Vocalist Elvis "Guitar" Plumblee, has been together,

on and off, since the middle seventies when they met in high school in the rural, and now almost mythical, town of Travelers Rest, South Carolina. After a few years of playing country/blues tunes in honky-tonks and truck stops throughout the Tri-City area (Travelers Rest-Tigerville-Rocky Bottom), the Fab Four went their separate ways in 1979 to attend college.

"We always knew we'd get back together," says Eppes, a 6'10" hulkster with a gap-toothed grin and easy manner. "We all wanted to be Lawyer-Rockers since we were kids. College was just a necessary evil."

Eppes, himself, has proven to be walking dichotomy. On the one hand, he is a cultural influence, the "roots" of the band. His lyrics sometimes resound with a plaintive cry of a down-home tort lawyer whose getting just enough slip-and-fall cases to make ends meet, a feeling reflected in the following words:

"Gimme a Pabst Blue Ribbon Debutante to keep me warm tonight,
With her name stamped in her leather belt, her hair peroxide white.
She may be kinda flashy and dumb;
She may not own a dress,
But I'll bet she loves my home in downtown Travelers Rest."

(from "Pabst Blue Ribbon Debutante," C.J.S. Records Copy. 1984, reprinted with permission, all right reserved).

On the other hand, Eppes is the sensitive introspective sort who views law school and

music as a mere medium through which to seek that "greater ultimate truth." During a recent artistic summer sabbatical to New York City, Eppes lived among the poets of Soho and Greenwich Village, searching for that perfect form of epic/lyric verse. Yet, the "home-boy" Eppes was ever present, even in the Big Apple, leading Eppes to visit Brooklyn, the home of the Real Dodger's and of the poet-rocker's hero Duke Snider (for whom Eppes is named).

Then there's Jay LaFunk Roget. Formerly the only member of the band who could get a date, the bassist-Law Review Editor is now the only married Ultra Vire. But his status doesn't interfere with the rapport that has always existed between the band members.

And Roget can lay down the rhythm. His family's musical roots trace back to the Creole/Cagan Blues of the Louisiana Delta, where his great grandfather, harmonica great Jeremiah "Mouthbone" LaFunk, forged the Bayou classic "Don't Be Com'n Round Here Expecting Me to Love You and Your Crocodile Too."

Roget says he now aspires to become a grammy award winner and a senior partner at the law firm of Boyd, Knowlton, Tate, Finley and Roget. "I always wanted to be just a little more famous than Mouthbone," he says.

"I'm just a legal rock and roll slave," says Guitarist/Vocalist Elvis "Guitar" Plumblee. Perhaps this statement explains why Plumblee turned down a scholarship to the Julliard School of Music to pursue law school and rock stardom. If Eppes provides the art, if Roget supplies the rhythm, if the Fat Man embodies the concept, Elvis contributes the sweat and blood, the rock and roll "mania" of the Ultra Vires.

"When I was a little kid, maybe seven or eight, I was watchin' TV one day, and the Mike Douglas Show was on. They had Chuck Berry on there. I think he was making some kind of comeback effort or something. Anyway, he really broke down on "Johnny B. Goode" and "Roll Over Beethoven." Man, I was all over the living room, bunny-hoppin' from sofa to lamp post to chair. It was like something took hold of me at the belly-button and turned me inside out.

"Then, Perry Mason came on, and I watched Perry walk right up to the witness stand and just destroy some poor murderess until she broke down in tears. I tell you man, the way he impeached that babe almost made you wet your pants! He was awesome. That night I told my Old Man that I was gonna

(Continued on Page 4)

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WELCOME LAW STUDENTS!

Loggin' Lobby Time

By the Jury Stalker

Yeah, I got your votes. Yeah, I counted them, that is, I counted all the ones with names on them. Not one of the ballots that sought to do away with "Loggin' Lobby Time" had a name on it. I cannot imagine why, therefore, I am back for one more edition. The problem is, there's not a lot happening that I feel like writing about. For example, Beattie has a steady and he's not near as entertaining to talk about. Susie won't let me write about her and Kelly's beach trip. A.B. just frankly knows too much about me for me to write about his life. Robbie and "Wild Bill" are getting married. All year I've searched for stuff on Mary Gordon, Zeva, Showell, Shawn, Rusty, Leland, Darcy, Inez, Dennis, Wally, Claire, Leon, Elbert, Peyre, Erna, Marshall,

Mubarak, and Bryan. There's nothing there. Either they lead very clean lives or they've got the best kept secrets in the law school. Sure there's people like that in every class, but they'll be around next year and we'll take care of them then, OK Knox?

Because of this, I have to give a few awards. The selection committee, myself, Billy Clyde Puckett, Marvin (Shake) Tiller, and Angelo Desilva have selected these recipients of the following awards:

Coach of the Year — S.B.A. Coach Pug, "I Can Do Something Dean Can't" Starks
The Ultimate Power in the School Award — Col. James A. Berry

The Persons Most Likely to Cheer You Up on an Otherwise Miserable Day — The Image

Makers

The "Most Missed" Award — Helen Gullick

Best Dressed — Marshall Prince, Karen Rogers

Most Likely to be Out on a Weeknight — Robert Hill and Elyn Chaum

Least Likely to be in School Award — Bubba Cox and Laura Campbell

Most Athletic — Miles Weaver

(He goes to a lot of athletic stuff)
Most Time Spent on I-26 — Mike Hill

Most Likely to Succeed — Harry M. Lightsey, Jr.

Latest Tax Filing — Molly Poag

Scott Skiles Sportsmanship Award — Ron Tryon

The Award for the Person most likely to spell "Usually" correctly — Tom Moran.

The Ultimate Place — The Rockaway Athletic Club

Anyone Interested In Working On Next Year's Gavel Raps Contact Lee Plumblee

Searching For Truth

(Continued from Page 1)

be a Rock-and-Roll Lawyer. There was no questioning it. It was a revelation."

Elvis still performs as though something had "grabbed him at the belly-button and turned him inside out." He's been known to hang around after a 4-hour concert and play two or three hours with members of the road crew, then go home and read a Burkhard Property assignment."

We asked Plumblee why he would subject himself to the rigors of law school, since he now could easily pay the bills off of record royalties.

"Hey man," he replied, "If you want to sing the 'Law School Blues,' you've gotta live

the life."

The group is planning a 1987 S.C. tour to promote a new album, "Blonde hair and Wiplash: The Perfect Woman," which is now under production.

Eppes and Plumblee also are rumored to be appearing as guest performers on new video to be released by Bruce Springsteen and the E Street Band sometime next summer.

So what other aspirations do this talented group have? What lies ahead for the Ultra Vires?

"Well," smiles the Fat Man as he hoists another brew, "We would like to have our own 'Miller' commercial."

Ask

Dr. Ruth



Dr. Ruth Westheimer/King Features

Reprinted from *The State*, Sunday April 27, 1986

Q. Is it normal for a male to lose his sex drive during law school?

A. Absolutely. No statistics, but it is generally known that law students, medical students and other professional school students practice delayed gratification, setting their sexual desires aside to pursue hard-to-win academic goals.

Perhaps the phrase "practice delayed gratification" sounds too much as if a stern decision has been made and adhered to. What happens more often is that, being caught up in their arduous schooling, their minds and energies are totally absorbed, and for the time being they forget sex almost entirely.

This does not harm their future sexuality.

Senior Hooding & Graduation Procedures

The following is an unofficial summary of all the things Seniors need to know about the Hooding Ceremony and graduation.

The Hooding Ceremony:

President Holderman, Provost Borkowski, Dean Lightsey and Dean Randall will all participate in the hooding ceremony May 16, as well as other Law School Deans and faculty. This will begin at 1:30 and should conclude by 3:00 p.m., as there will be no principal speaker. There is no limit to the number of family or guests who may attend the ceremony if the weather is fair and it is held on the Horseshoe. No invitation will be needed.

Fair Weather Plan:

Graduates are asked to meet at 12:45 p.m. at Drayton Hall, in the Education Building on Sumter Street, across the street from the west entrance to the Horseshoe, with caps, gowns and hoods. Cards with your names on them will be on the seats, in alphabetical order. Please remove your card and hold onto it! Don your gowns and caps and take your seats (hoods should be carried over your left arm). The academic procession will leave Drayton Hall at 1:15 p.m. and proceed across Sumter Street to the east end of the Horseshoe.

Rainy Weather Plan:

The ceremony will be held in the Law School Auditorium. Guests will need a ticket if the ceremony has to be held in the Auditorium. Each 3L will be allowed two guests. The graduates will assemble in Room 135 at 12:45 p.m. As far as is alphabetically possible, names will be taped to the seats in the classroom. The last part of the alphabet, please stand around the sides and back of the room, and Dean De Fiori will line up the processional of the graduates.

Graduation:

The University Register advises that further specific information on the Graduation ceremony on May 17 should be mailed about the 1st of May. This will include the information that you need to assemble in the Elephant Room at the Coliseum at 8:45 a.m. and be in the regalia and in your assigned seats on Arena of Coliseum by 9:00 a.m. The seat assignment will be included in the May mailing. All candidates for Doctoral Degrees (including law graduates) will be able to leave the Coliseum ceremony at the designated time mid-way through the program. This will be at the musical interlude after the conferring of the honorary degrees and the speeches. The reception for law graduates, their families and friends will be held in the Law School lobby immediately thereafter. Law degrees will be given out at a platform at the entrance to Law School.

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