

2006 THE OYEZ

THE ONLY INTENTIONALLY FUNNY THING ABOUT LAW SCHOOL

VOL. 42 ISSUE 4

New lower prices
on grades and cannotes

**NEW
LOWER
PRICE**

TRÄFIKIMPEDER wall divider.
Was \$3,999. See p 294

\$2,999

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Matching end tables \$2,499.
- NOUSE black padded thing \$2,699.



FITS.

c o n t e n t s

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t h e o y e z

our mission

As a self-funded publication, *The Oyez* is a magazine by law students for law students in the finest tradition of satire and critique. The only intentionally funny thing about law school, *The Oyez* isn't afraid to show just how ridiculous law and the law school experience can be. We aim to please, and are pleased to take aim. Latest news and past issues are all available online and in technicolor, visit www.uwindsor.ca/theoyez.



submissions

The Oyez would like to thank everyone who made submissions throughout the year. Keep 'em coming all summer... 'cause if anyone deserves to be made fun of more than your professor, it's your boss.

tenured faculty

Lisa Marie Buccella -- Aaron Collins -- Paloma Ellard -- Catherine Mann -- Alex Procope

sessionals

Jason Beitchman -- Patrick Fullerton -- Simon Lam -- Saman Wickramasinghe -- The Deadly Ninja!

contributor emeritus

-- Ryan Fritch --

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Alex Procope

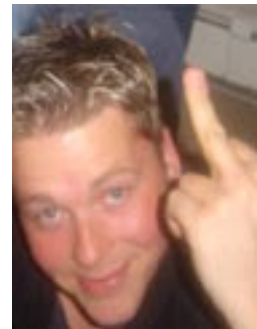
... But you gotta get the hell outta here. Well, maybe possible, maybe, soon-to-be graduates like me start to reflect on what we've learned here. And I've got it down to one simple thing: when reading law, before you open your big mouth, keep reading. Funny thing is, the same lesson can apply to everyone's favourite magazine. So true believers -remember- just when you think someone around windsor law is off the radar ...scratch that thought and keep flipping our pages!

To go out with a bang, we're presenting this issue in giant-sized epic format. And not only have we peppered it with more drug references than any law school publication ever, we give you the astonishing conclusions to all your favourites. Just on time for exams, *The Oyez* is back to light your darkest hour. Adios muchachas y muchachos...thanks for reading.



Moving on up...

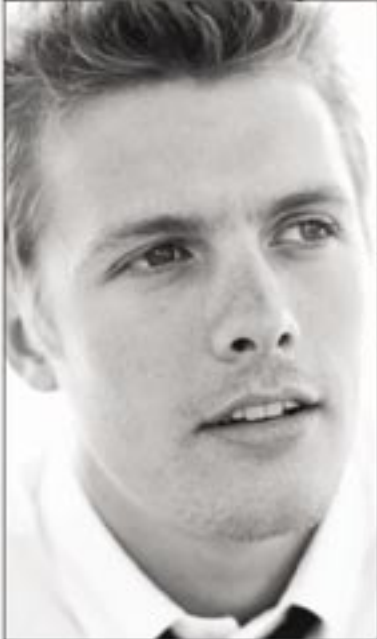
... to Law III. Like approximately 1/3 of the school, I'm finishing Law II. I may have spent a little too much time this year looking at things through the bottom of a pint glass, (and I actually am holding a beer while I write this), but pending exams, I'll be moving on to Law III. I think I speak for most Law II's when I say ... "what the f%\$* happened"? It seems like just yesterday Associate Dean Gold was giving us her fire and brimstone speech about cheating. Now our class will be responsible for the most important positions in the school - the SLS Executive, Committee Chairs, telling Law I's which stalls to avoid in the bathroom. Wow. It does go by fast.



Aaron Collins

On that note, a little something for the years before and after me. To the Law I's - it gets way, way better next year. I promise. To the Law III's - thanks for the cannones, you saved my ass.

Aaron Colli



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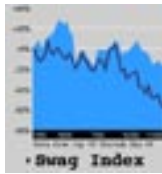


Leadership crisis looms

Year-End audit shows Student Law Society faces political and fiscal uncertainty as Bay St. swag, advertising up by only 150% over last year.



WINDSOR - The Students Law Society teeters on the brink of implosion today as it was revealed that sponsorship from Bay St. firms had failed to sustain its traditionally obscene rate of growth.



“This is an outrage!” muttered a first-year student as she peered into her swag bag on career day. “The Gowlings clock-radio has no calculator, the Aird & Berlis pens are last years leftovers, and this otherwise smart swagbag from Tory’s is vinyl.”

Concern is only expected to increase as the implications of this dearth spread beyond the career day experience. Says Social Orientation 2007 coordinator Paloma Ellard, “we had anticipated giving away a set of Henkel steak knives to everyone who attended the Carbolic Smoke Ball at the end of September. But now it looks like the soup is going to be even more watery than last year.”

Under condition of anonymity, one member of student government professed that they did everything they could to increase corporate sponsorship in the school. “Honestly, it wasn’t for a lack of good ideas. We were totally supportive of changing all school stationary watermarks to mega-firm logos, replacing the windows in the library with stained-glass advertisements, and even using coloured tiles to spell out the name of sponsor firms on the floor of the upper pit area.”

Many students wondered if this was just one more example of how increasingly marginalized Windsor Law is becoming. “Sure human rights were all the rage during the dot-com boom of the late 90’s” offered one third-year student, “but its time to get real and follow the trends. The seven students who keep enrolling in those idealistic feel-good courses are taking seats and prof’s away from perfectly willing students of tax, contracts and securities law. Bay Street is sending us a message to shape up.”

Other SLS representatives from the incumbent executive could not be reached for comment as they were busy returning kegs from their 6-day acclamation party.

Drugs legal for lawyers



OTTAWA - Seeking to “narrow the focus of the drug war to the true enemy,” Parliament passed a bill legalizing drug use for the gainfully employed professional.

“Stockbrokers, lawyers, philosophy professors...aren’t the problem here,” said RCMP administrator Sack Fox at a press conference. “If you’re paying your fees and keeping your yard tidy, we’re not going to hassle you if you come home from a hard day of work and want to enjoy a little pot or blow. But if you’re one of these lazy, shiftless types hanging out on the street all day looking for your next fix, we’re coming after you.”

The new law, which goes into effect May 1, will enable police departments and courts to focus on what Fox called “the real drug offenders.”

“There’s no point going after some cardiac surgeon who needs some speed to keep him sharp,” Fox said. “That’s not what drug prohibitions were intended to prevent. But the destructive drug users-the addict who spends his welfare money on crack,

the street youth smoking a marijuana cigarette-that is something that we as a society won’t tolerate.”

According to Drug Czar Eric Kluster, the legislation should have a positive effect. “As a result of this new law, we expect use of addictive, harmful drugs like meth and heroin-those statistically more likely to be linked with unemployment-to drop,” Kluster said. “Meanwhile, decent people with good jobs can continue their responsible use of milder drugs like E and cocaine in peace.”

Kluster said the new legislation will make it significantly easier to fight the drug war. The nation’s courts will not be clogged with harmless cases like doctors prescribing Vicodin to rich housewives. More money can be freed to build prisons to keep chronically unemployed addicts in jail and off the streets -the only statistically proven method of reducing addict recidivism rates.

“Clearly, a lot of people doing drugs simply can’t handle them,” Kluster said.



“We’ve got to get the drugs out of the hands of these people, and give them back to the weekend user.”

The law, Kluster noted, will also help protect the nation’s poor, who are not as equipped to handle the effects of drug addition as their more affluent counterparts.

“Drugs are addictive, and that’s true whether you’re a ghetto gang member or an educated entertainment lawyer,” Kluster said. “The cold, hard truth is, if the ghetto kid gets hooked, he isn’t going to clean up in a rehab clinic in Palm Springs and maybe even become leader of his country, now, is he? That’s why we need to protect the less fortunate among us with the threat of arrest and incarceration.”

“Sorry if some of my comments are a bit rambly and unfocused,” Kluster Added, “I’m a little high right now.”

Trading Spaces: Law School Edition to air in fall 2006



LOWER PIT - Returning from Reading Break, University of Windsor law students were pleasantly surprised to see the new Ikea branch open in the lower pit and gavel area. It turns out the Faculty of Law had agreed to participate in Trading Spaces: Law School Edition and exchanged renovation projects with the University of Victoria. While Windsor students are mildly pleased with the changes, University of Victoria students are less enthused. One Victoria student noted that “Not only were no changes made at all, but those Windsor kids smoked all our weed.”

Whiteside award renamed

G.O. - Shockwaves rocketed through the school today as it was announced that the John Whiteside Award has been renamed the Mad Tangent Award. Candidates will be sought from those who have successfully and continually sent their lectures into tangent discussions of anything off the instructor’s agenda. While the award committee has been mum about possible winners under the new regime, they did confirm that Mike Galego will get to keep his recent award for online accomplishments.



New rules create mandatory bathroom reading

TORONTO ST. - Bill 141 the Access to Justice Act has received 3 days of second reading debate in the Ontario Legislature. If passed, the Act will expand the public interest regulatory mandate of the Law Society in response to concerns about accountability and efficiency in the legal profession.

Once the legislation is passed, the Law Society will require that all lawyers post their law school transcripts near their desk, in all meeting rooms, and in each bathroom stall in their firm/office. In addition they must send copies of their transcripts along with all correspondence, hyperlinks to digital versions sent with emails will suffice. Also transcripts will be required with every factum and statement of claim/defence, discovery, and motion record submitted to the Court.

During the course of the debate, members from all three parties spoke in favour of the aspects of the act dealing with optimising the practice of law. Judges will get more time to work on their golf game as they know they can simply rule in favour of the party who got the A in the course closest to the issues before them. Lawyers will not have to waste time preparing for those tedious and unnecessary oral arguments.

Commentators have also praised the bill’s provisions for protecting the public interest. “There will certainly be more certainty and predictability in the legal order,” says Sukanya Pillay. “Clients can be confident in knowing that they’ve purchased the highest calibre of justice within their means,” she stated in an open letter to the premier of Ontario.

LSUC bencher Ron Hamburger recognized that those with low incomes may be S.O.L. noting that “people will certainly think

twice about litigation as a means to resolving their disputes.”

Parliament acknowledges that this may be a bit of a problem in criminal law as the crown is not known for having a pay scale attractive to the A students. They are is considering increasing starting salaries, but these details will be addressed in the forthcoming regulations.

A Message from our Sponsors:



Italians breach fiduciary duty

TURIN - Professor Rotman held a news conference yesterday at which he stated his intention to file suit against Italy for breach of fiduciary duty. “The Italians had a Fiduciary duty to the participants in the Olympics, to insure that there was enough snow to ski on. The lack of sufficient climate control was a clear breach of fiduciary responsibility, resulting in dangerous conditions for athletes, who had no control over the circumstances they were subjected to.”

Rotman further added that “Besides, Italy’s claim to the land on which the Olympics were held is tenuous at best. The Byzantine Empire occupied this land in the eight century, casting doubt on any Italian land claims.” Rotman noted that the Guerin decision may or may not be significant, and that Italy may or may not exist, and that the Olympics may or may not have originated in a Japanese fishing colony. Really, it was all very unclear.

Computers to replace lawyers



WINDSOR - This month marks the 10th anniversary of the Soloman Project. Soloman was a computer program that would deliberate upon the facts and evidence of a legal case and deliver a definitive sentence, eliminating the need for juries and radically reducing the role of judges. All witnesses and lawyers would be subjected to voice stress analysis and polygraph telemetry to assure their honesty. Its creators hoped there would no longer be the chance of inequity in the courtroom due to race, sex, religion, or financial standing. The project made headlines, even appearing on CNN, when Soloman had pronounced O.J. guilty.

The Soloman project was never 'officially' instituted, but a corollary program has been instituted right here north of the border (that's south in Windsor). 150 computer scientists and lawyers affiliated with the University of Windsor and specializing in the field of artificial intelligence have announced a "solution to the crisis in Canadian Jurisprudence," the eLawyer 2.0. The program which is intended to perform 98% of a lawyers job has affectionately been dubbed "Eddy."

The program's various functions include letter writing capabilities. A brief demonstration showed that the program is advanced enough to insert



Legal teams of the future?

"tort of egregious negligence" at key points in a letter, and even inserted a thinly veiled threat. Also, once the modem hardware is attached (sold separately) Eddy can spam the entire phone book with personal injury solicitations.

"This'll be great!" says Alan Coholic, a noticeably excited 3rd year student.

"Eddy will ensure we can continue to spend the most of our time sleeping-in and pirating DVDs well into our legal careers."

The ripple effects of this new software are unclear at this point. Analysts have suggested that once the program is sold for public use, the unrepresented client will disappear. Showing similar optimism the Law Society has declared that lawyer ethics will no longer be a problem and disbanded. The LSUC staff has closed their offices leaving a sign up sheet which students can fill in following their call to the bar.

Sources close to the project say the first upgrade will include a voice synthesizer which will automatically alter your voice to sound authoritative-yet-suave over the phone. Pre-packaged voices will include "Sam Bernstein," "Dan Fielding," "Pat Ducharme," "Johnny Cochrane," and the Dean.

Ministry of Hells Angels



OTTAWA - Prime Minister's Office (PMO) announced today the establishment of the new Ministry of Hells Angels, which began servicing the community yesterday. The government decided to establish a ministry specifically dedicated to the collection of the pharmaceutical debts for medicinal marijuana. Since the government made available medicinal marijuana it has been unable to collect from any of the clients. To remedy this problem and make good on election promises to maintain a balanced budget the feds have asked the head of the Quebec Hell's Angels, Remy "the Head" Martin to take over the collection of outstanding debts.

The Head said, "Getting involved in government and performing my civic duty is *tres* important. I always remind my lieutenants it's best to have a politician or 2 in your back pocket." The reputation of the Angel for collecting outstanding debts is well

established. The Head noted that the Angels have always taken an interest in the grassroots economy. "We like to see small business proprietors contribute to the local economy just as much as their larger counterparts," Martin said.

The government acknowledged the apparent contradiction regarding use of the outlaw biker gang to now collect medical marijuana debts. However, PM Stephan "the Don" Harper (as he now refers to himself) noted "It's not personal, it's strictly business." He also suggested that the Hells Angels had a demonstrated longevity in the business world that appears to be on the verge of extinction. "Perhaps we could all learn a thing or two from the Angels about business models and management," said the Don.



Tribunal arbitrators: Spider, Dirty Doyle, Gypsy and Repo

A government official speaking on the condition of anonymity states that the government wants to put the debt collection responsibilities in the hands of an organization who abides by the creed of "f#@k you, pay me."

Doritos stock price bottoms out



BAY ST. - The business world has been rocked as snack food giant Doritos announced it would not be able to meet projected 2nd quarter profit margins. Doritos spokeswoman, Ima Shill, had this to say, "It's like our entire customer base suddenly stopped making midnight runs to the local convenience store for their favourite bag of munchies, I mean, Doritos. I can't explain it."

Mystery gang arrested



OLD CITY HALL - The Canadian community breathed a sigh of relief as news spread of the recent arrests of the members of the infamous Mystery Gang. The four young adults and one dog have been on the lam for decades but were taken into custody yesterday evening following the Crown's filing a multipaged information.

The Indictment contained several shocking charges, including: s.177 Prowling at Night; s.348(1) Break and Entry; s.129 Obstructing a Peace Officer in the execution of his or her duties; s.139 Interference with an Investigation; s.266 Common Assault on three to be named victims. Sources close to the case say Vincent Van Ghoul, Old Man Higgins and Mr. Mondavarious-the spooky island owner are the primary complainants.

A constable close to the investigation and under condition of anonymity stated that the tip leading to the arrest came from Scooby-Doo, a founding and long time member of the gang. He came forward believing that the other gang members intended to initiate his nephew, Scrappy-Doo. The officer stated that Scooby-Doo said the "cruel treatment towards me was one thing but not to my sister's only son. I just can't let my bitch-sister down."

Fred "Freddie" Jones, thought to be the gang leader but not the brains, (Editor's note: Velma is the brains) was irate once informed that the gang's only dog member was the snitch. "Just goes to show that man's best friend stuff is a crock" he told reporters earlier.

After impounding the Mystery Van Crown Attorney Hannah announced later that day he would be seeking to file charges against the Gang for possession and trafficking of controlled substances, alleging that the drugs of choice for the Mystery Gang were marijuana and hashish. The police discovered doorway beads, drug

paraphernalia and 4 bean-bag chairs in the gang's vehicle. The Crown



has also noted that they were considering drug manufacturing and cruelty to animals charges. "We're still not sure what exactly the scooby-snack is, but after reviewing surveillance footage of the gang in action it is clear that the snacks are more than just a doggie breath-freshner," Hannah said.

Old Man Higgins when reached for comment said "It's about time those meddlesome kids finally answered for their high-jinks and interference in my legitimate commercial interests at the haunted amusement park."

Virginia-Stockholm Syndrome linked



ERIE HALL - Psychology students at the University of Windsor released the details of a recent study they conducted at the Faculty of Law. Their study focussed on the psychological attachment of alumni to their *alma mater* and specifically noted that former students of the Faculty of Law seem to exhibit signs of Stockholm Syndrome or capture bonding as it is sometimes known. This disposition is exhibited as a strong bond between captor and captive, even following release of the captive. The Head of Psychology, Dr. H. Stone, noted that law alum in particular demonstrated behaviour akin to this strong bond in their continuing obsession with Virginia Obierski, the academic advisor for the faculty. Dr. Stone noted that the sense of dependency developed during law school seems to be carrying on beyond graduation.

Dr. Stone explained that this dependency developed primarily in students when it came time to select courses for their second year and grew as a fear developed that students

would be unprepared for their legal careers due to their course selection. (Ed. Note: Apparently, they failed to realize that no courses in law school would ever actually prepare you for a legal career.) This stage was said to correlate with the capture stage, whereby Ms. Obierski managed to impress upon law students that she, and she alone, possessed the answers to these concerns, much like a captor convinces the captive that they hold their life in their hands.

Consequently, Dr. Stone noted that many students following graduation, or upon release, continue to seek Mrs. Obierski's advice on matters entirely unrelated to law school, similar to captives maintaining affection or bonds with their captors following release. In these instances, law school graduates continued to consult Ms. Obierski on issues such as what pre-school they should enroll their five year old in or which bank to use to finance their mortgage. One particularly severe case had a former student calling Mrs. Obierski's office seeking advice as to which colour socks to wear on any given day.

When approached with the findings of the study, Mrs. Obierski expressed regret at the effect that her sage advice has had on former law students; "I never realized that this is what all my hard work would come to. It's really quite sad." In fact, the academic counsellor was so dismayed by the manifestations, that she vowed that she would never cause another student to feel like they could rely on her for advice again. "It's for their own good" she said, and even went as far as to suggest that she would stop giving advice altogether: "I'm just going to stop doing it. I know its my job, but it's their life and frankly I can't be responsible for every decision they make, so I'd rather not be responsible for any."

Next Week: Travelling suburban judge makes landmark ruling on admissibility of lawn doo-doo



2006 Moot Wrap-Up



OYEZ OFFICES - Every year Windsor Law participates in the various competitive moots held across the country and even one in the U.S.. This year, was no different, perhaps with the exception that this year Windsor managed to do more than just participate, they managed to win a few awards!

The **Wilson Moot Team** went to Toronto with high hopes and was extremely strong in their contests against Osgoode, UofT, UBC and Ottawa. However, when it came time for the announcement of the teams who had made it to the finals, shock overtook the Windsor team when they learned Osgoode had made it to the finals. The Windsor team had creamed them in round robin competition and team member Melanie Battaglia, immediately exclaimed “WE GOT JOBBED!”

The **Securities Moot Team** however reclaimed Windsor pride, finishing 3rd. After learning that they had not made the finals the team, in true Windsor fashion, headed straight to the bar. By the time they were called up to claim their award at the reception dinner, the team and Prof. Menezes had just about drunk Davies out of house and home. Somehow they found the balance to stumble up to the podium to snatch the plaque out of Justice Feldman’s hands. Way to go guys!

The **Laskin Moot Team** gained the prestigious recognition of having the most inappropriate conversation with the bench. The topic of the moot related to age discrimination of men over the age of forty donating sperm for the purposes of artificial insemination, however, one elderly judge in particular seemed far more interested in the beneficial effects of Viagra. Laskin Mooter Sarah Vokey, unprepared for the off-topic question, stated with a grimace “I kind of felt bad for the old guy, I mean clearly he was asking about Viagra for personal reasons.” Unfortunately, the moot



Denny and Dom consider the first ever moot-team prank, as the Niagara cup winners were out of commission following their victory party

seemed like an inappropriate venue for the topic of discussion. Not too worry, following the competition, Ms. Vokey slipped the inquisitive bench member the phone number of her pharmacist sister for further reference.

The **Ontario Trial Lawyers Association Cup** held at the University earlier this month, used home court advantage allowing Maria Capulong to win best cross examination. Ms. Capulong is definitely one to watch out for in future court room battles, she managed to get one witness to admit to years of tax evasion on the stand, despite the fact that the topic of the moot related to an insurance claim. The trial then ended prematurely when Ms. Capulong’s hard hitting questioning drove her second witness to storm out of the court room yelling: “You want the truth? You can’t handle the truth!”

The **Niagara Team** traveled all the way to Ohio for their competitive moot and yes, Cleveland Rocked, well specifically Prof. Tommy D did when he took the day off from watching his students’ moot in favour of visiting the “Rock ‘n Roll Hall of Fame.” The team was successful nonetheless, as Andrew Sasso was recognized as best Canadian oralist. That’s right...BEST ORALIST. Way to go Pamela.

The **Jessup Team** returned from Ottawa pleased with their performance, however, were disappointed with the fact that they begin their moot preparation in September instead of January and yet receive the same 3 course credit for their work. They have prepared a 25 page factum on the subject and have challenged Assc. Dean Gold and Dean Elman to moot the issue. Winner gets an “A” and 36 credits towards their law degree.

Who is most likely too...

- Most likely to leave law to coach soccer: Mauro Carabetta
- Most likely to leave law and play for Mauro’s team: Salvatore Parlatore
- Most likely to enter politics: Jeremy Richler
- Most likely to run against Jeremy: Andrew Sasso
- Most likely to request that the annual firm BBQ be replaced with a competitive moot:
Heather Hanson
- Most likely to request that her firm follow Heather’s precedent: Kimberly Wolfe
- Most likely not to wear a tie to work: Michael Galego
- Most likely to be married with 2.5 children in 2.5 years: Pamdrew
- Most likely to make partner during articling term: Chris Sunstrum



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TORONTO MISSISSAUGA WATERLOO MONTRÉAL

ALI.G has a chat wiv Tamovich



Ali G: Booyakasha - Professor G indahouse aiii. Big shout out de Windsor Uni massiv.

Ali G: I is here wit big T professa, Aiii.

Ali G: Which 'hoods is you from, where's your stompin' grounds at?

DT: Well I'm from Toronto.

Ali G: You from the streetz, aiii. Big-up Jane n' Finch crew, M & L, booyakasha.

DT: I'm actually from Bayview and York Mills.

Ali G: Aiii. Big up da corner. Checkit so you is a professa of pigs?

DT: Yes...I am a law professor

Ali G: Do you believe in the pigs?

DT: (Silence)

Ali G: What iz you peepin out da window?

DT: (Silence)

Ali G: Checkit, you published a manual recently, de first line says: "The Colour of Just-us is white". The rest of the manual teaches the pigs a lesson on how to target facial minorities proper. Iz you a facialist or a racist?

DT: What?...no...no...it's about racial profiling and policing.

Ali G: Cos, I facially profile allz da time. I'z in dis club and I'z chat up da ladiez dat me finks is up fo it...da sweet honies...I am discriminate.

DT: (Silence)

Ali G: I'z crossing da border, comin's from Londontown, and the border pigs take me clothes off and inspect me.y'a kno, me pipeline...they don't knows to facially profile proper.

Ali G: Does you surmise neurotics being de-crystallized?

DT: Sorry?

Ali G: Should the globalized nations legalize dem, neurotics, erbal redemies?

DT: Yes..I think there are other problems that should come under criminal sanctions much more serious than the minor issue of drugs.

Ali G: Likes wot?

DT: Well corporate crime and

financial crimes for example, corruption, international war crimes.

Ali G: Likes hunting down procedures of weapons of math instruction?

DT: (Silence)

Ali G: Checkit, does you fink all neurotics should be supported?

DT: All drugs, like alcohol, should be de-criminalized or legalized.

Ali G: erbal redemies, 40oz's, noriega, Special K, Crystal method, ice, moroccan chronic, cid viscous?

DT: (Silence)

Ali G: Is you peepin' the spring birds out da winda again. Nah, you's scoping for ya deala, Izn't ya?

DT: (Silence)

Ali G: Does you do dope?

DT: What do you mean? Have I defended drug charges?

Ali G: Both?

DT: Both what?

Ali G: Do you get mashed wit erbal redemies and do you do neurotic charges?

DT: I've defended drug charges and...

Ali G: Blastin', When I'z iz speaking to groups of twelve peoples...all the timez... I say only two words..."not guilty". Defending neurotics charges iz not hard as gettin me armz on some moroccan chronic.

DT: Sorry, you don't understand...I mean I've defended clients invovled in drug charges I've not defended myself.

Ali G: Aiii you defend neurotics charges for others to get the sterling, the cream, the paper fo' the Lex. Booya.

DT: (Silence)

Ali G: Checkit, you does em' both, and you says you wants to the herbalz legalized. But if neurotics iz de-crystallized how is you going to get the money green leather sofa? Wut dawgs is you going to walk so you can live... if the neurotics are legalized then the constabulary can't bed any charges?

DT: I'm a professor now, this is how I make my living.

Ali G: Massive Professa T...

So afta you becomes a professa of pigs you want the erbals legalized...booyakasha, de bling is in the books then.

Ali G: Ave yous eva killed no-one?

DT: (Silence)

Ali G: Ave yous bin to inside?

DT: No I have never been to jail.

Ali G: Why do yous fink dat is dat yous ain't bin put in inside...you was a criminal...lawyer tru?

DT: (Silence)

Ali G: Ow come yous neva got nicked by da constabulary then?

DT: You're an idiot.

Ali G: Why is yous disrespectin me?

DT: I'm not a criminal, I defended accused..

Ali G: So if i get accused fo'go to me juliein wiv a mina will yous defend me?

DT: No.

Ali G: Evun though she looked right 18? Like evun my wickedest main man was fooled and he julieins dem all da time.

DT: (Silence)

Ali G: Ok, well wot if she was a cartoon?

Ali G: Why is you keep looking outside... It'z coz I'z black right? Yo, dis geeza is a racist.

DT: (Silence)

Ali G: Me is done so I'z out.

DT: (Silence)

Ali G: Respect. Professa T is in da ouse.

DT: (Extended silence)



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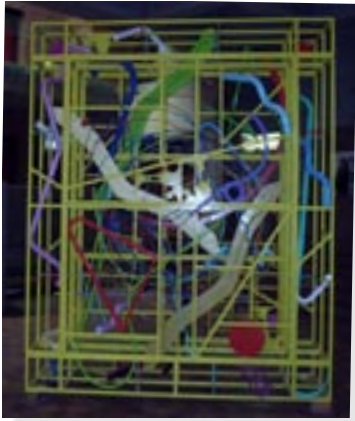
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The Faculty MSN Chat Session of the Month

Fish - Conversation [minimize] [maximize] [close]

File Edit Actions Tools Help

msn

Invite Send Files Video Voice Activities Games

To: Fish <morris_da_judge@msn.com>

i Fish may not reply because his or her status is set to frisbee golfing.

Prof Moon says:
YD! I'm in ottawa. wanna smoke some gange tonight

Fish says:
lol is that a question or a statement u chron-puppet?

Prof Moon says:
u tell me fishmeister...i know how ya do it in tha O-dot

Fish says:
yeah yeah I know... rollin' down the street smokin' endo & all that
...so how was Superbowl... heard you got tix?

Prof Moon says:
pshhh... was more like Sausagebowl XL

Fish says:
I take it u didn't get any action then?

Prof Moon says:
hells no, son. the windsor law faculty party was off the heezy though!

Fish says:
u serious?

Prof Moon says:
yo, that denholm guy is nuts! he was wearin a doo-rag, XXL raiders
jersey, gold chains around his neck, iced out... effin guy knows how to
dress to impress!

Fish says:
lol I thought those research profs just hung around the stacks all day



Prof Moon says:
what d'ya think he's doin in there man?...I never seen a half ounce
disappear so fast! man I thought you guys were in the major leagues of
smoking... the windsor crew are the all-stars!

Fish says:
lol and who's the MVP? denholm?

Prof Moon says:
u nuts?...where you think Conklin gets that metaphysical livin' tree stuff...BONG HITS

A [smiley] [voice clip] [winks] [backgrounds] [gift]

Send
Search



The Windsor Law Banished Words List the final chapter!?

Welcome! A big bunch of what we hear in lectures, seminars, etc. is redundant, annoying and generally a waste of breath. That being the case, *The Oyez* banished words department has been hard at work compiling a list of the words and phrases we feel should be stricken from use around the law school and around your grandmother for general misuse, uselessness, or just plain irritation.

"that's a good firm"

BANISHED

So maybe you know someone who works at a firm and loves it...or maybe they hate it and they've shared that little tidbit with you. When you're trying to make up your mind about applying to, or joining that firm it's of no help to you in any way! Some people say cucumbers taste better than pickles too -great. I'm gonna keep that firmly in mind the next time I'm making a sandwich. But which mustard should I choose...the regular or the Dijon?!? Come on, tell me! I NEED To know because your opinion of something that's likely a 95% subjective decision will save me a heckofalot of reflection.

"canada is the most tolerant country in the history of the world"

Didn't you equality seeking groups get the memo
re: status quo ok, stop wasting your time

**"i take your point"
"you could argue that"
"irregardless"**

"as per"

BANISHED

As per a conversation I had with a co-worker and 'as per' common decency to your fellow human beings, please substitute 'according to.' If I hear 'as per' ever again, I will need to take some 'asperin'

"constellation of objectively discernible facts"

For those of us who fancy themselves to be the next G. Arthur Martin you need to understand that this phrase only has meaning to about three judges, most of whom sit the appellate levels of this country (except for one judge sitting in Brampton courthouse). The police don't know what this phrase means, the client doesn't know what this phrase means, your classmates don't know what this phrase means and YOU don't know what it means. Stop using it. Honestly, do you think some guy walking down the street and stopped by the police will request an alphabetized list of objectively discernible constellation of facts before one of Windsor's finest pummels the s*! out of him with his new favourite **21" Steel Spring Expandable Baton** with Sheath and that new foam grip (allows for a firm grip without chaffing)?

**"the reality is"
"no offence, but..."
"vis-a-vis"**

"narrative"

BANISHED

Ummm...so you mean a story right? Another example of vintage lawyer obfuscation.



BANISHED



"Access to Justice"

Banished for the simple reason no one knows what it means. Wiseman doesn't know; Elman doesn't know; Bogart

thinks it's a Charter Application under s. 15(1) in the pre-*Law* era; the Golds don't know; Davey-T thinks it's a ground for appeal; the law students don't know; and the general public doesn't know what the hell of any of us are talking about either. It does permit those students heading for an enthralling career in wealth management (i.e. baby-sitting on Bay Street) to rail against the inequality of equality. It also permits those sympathetic types (until the last Oyez edition, known as small "I" liberals) to thunder and bray (that's the sound that donkeys make) against the "establishment," the old boys' club, and when asked "what are you rebelling against?" respond, "whadda ya got?" All the while, they are heading into law firms dominated by those who wish they were a part of the dominant culture and so form their own clubs, e.g. the new girls' club. Finally, it forces the remaining students to question the purpose of law all together when they realize the circular logic applied in lectures is exactly the same as the reasonable person definition crammed down our throats in all other classes with little thought. Give a read to this bit of legal mastery: Access to Justice is about making the Justice System accessible *and* the reasonable person is a person who is reasonable. At this point you're thinking "My god, where is the fairness in that? I just want a job with a bit of security. Is that so bad?" Hell no

my dears, hell no. Reach for the brass ring and get that \$500,000.00 mortgage. I want it. I'm just saying don't hand me a pile of shit and tell me that it will bare fruit. Even if it does bare fruit, the fruit came from a pile of shit! Let's not forget this policy is about ensuring that the law society and legal system not only represent but mirror society AND so much more. This policy is NOT, however, about trying to convince law students that neo-conservative (i.e. Classical Liberalism) economic policies, like deregulation of utilities, will ensure that everyone is treated equally. What seductive bullshitzer devised that little gem, I want to meet. What the terminology does is placate and distract. Oh yes, law schools have marketing plans behind them too; and



Access to Justice is 'mere puff' *numero uno* of southern Ontario, perhaps even nation-wide. And just like with those damn video terminals built into Esso pumps, we're subjected to the damn advertising non-speak when we've already decided to give up our damn money. But wait!..you may say. Don't we have an entire first year course on it? And don't professors continually bring up these issues in each of our classes? Well as far as the former goes, I think we're all acutely aware of how much time and effort goes

into that student-side. As for the latter, and aside from a few characters on the faculty –no, they don't. Even more importantly, the one's that do, don't need to pull out the little catch phrase to label what the hecht they're talking about.

PS: Rod MacDonald doesn't know either.

"A2J"

And don't even try to use the abbreviation to get around this banishment. The namespace for three-letter acronyms (TLAs) is becoming overloaded by a plethora of neologisms, so expect more redundancies going forward. This crisis may be mitigated by the FLAB (Four Letter Abbreviation), the ETLA or XTLA (Extended TLA), and the LFLA (Longer Four Letter Abbreviation)

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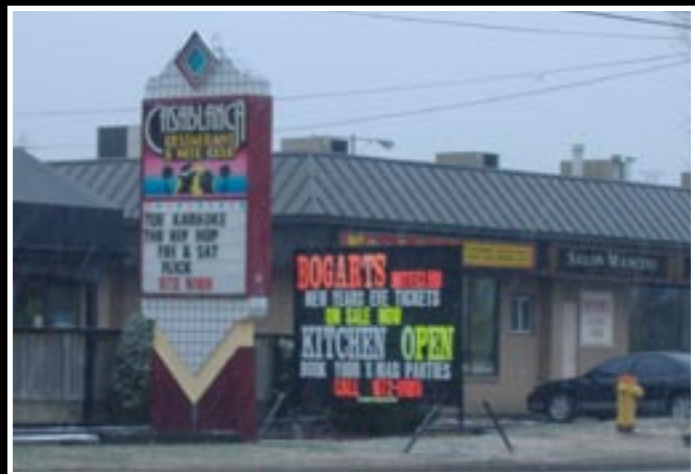
The Oyez Caption Contest

You guys know how these contests work. Check out the photograph below and think of a caption that goes along with it. Email your entry to theoyez@uwindsor.ca. We will announce the winner in our next issue.

Sample Caption

"Early marketing campaign for Bogart's Club."

*Check out the mucho improved
www.bogartsclub.com*



Last Month's Winner

"The product of an Osgoode education."
Rebecca, Law III



Frisbee Golf: The Dream & Reality

In an effort to continue distracting you from work straight through the summer months, we proudly present: The Meadows. Delicately nestled between the soaring towers on the beautiful green campus of U. Windsor, The Meadows is a frisbee-golf course *par excellence*. Conveniently located a 10 minute drive from downtown Detroit, The Meadows has been specially designed by our own Ryan Fritsch ('05) to entertain yourself after you've had a few 'special' brownies or to relieve Bar Admissions Course boredom.

Our 10-hole course begins right outside the front door of the law school, and provides a diverse mix of short and long holes to entice the beginner and challenge the pro-amateur. The campus' seemingly random distribution of metal poles, trees, concrete walls, roads and pedestrian paths provide a wide variety of targets and hazards, making each game a new and exciting experience.

Each of our 10 regulation holes has been developed by recognized frisbee golf Course Masters (CMs). Most of the holes are tagged with orange tape, unless the hole happens to be a sculpture or something where orange tape would detract from the aesthetic value (unlike throwing frisbees at it, which rather demonstrates enthusiasm and appreciation).

HISTORY

Disc golf in one form or another has been with us since the beginning of time. The early cavemen in their search for weapons to extend their ability to slay food probably found rocks before clubs. If they could kill something from a safe distance it would be much safer than a club or a sharp stick.

Test of skill were a necessary pastime, closest to the target sounds familiar! Flat rocks had a different flight and flew further than round objects, skipping flat stones on the water, throwing shields, Eureka! Then came the discus that Discobolus threw which certainly resembled a Frisbee.

The modern Frisbee was invented in 1964 by Ed Headrick, US Patent 3,359,678. He also formed the International Frisbee Association which had over 112,000 members by 1972. While our own U. Windsor course has only existed since June 2005, we expect great things of our future athletes.

TECHNIQUE GUIDE

forehand grips



pinch grip



power grip



hybrid grip

backhand grips



basic grip



special grip




thumb grip



fore!


The Meadows: Course Layout



No 1 Par 2

Teeing off from the middle bike rack, be careful not to overthrow down the stairs, or hook behind a tree.


Either tree trunk counts.




No 2 Par 2


Tee off from the gravel in the attempt to make this tree trunk in two strokes.

No. 2 rewards conservative play, though a hole in one is not out of the question.

No 3 Par 1

Toss your disc up the stairs in this unusual par one where hitting any part of the tree counts.





No 4 Par 3

There is a lot of crap on this hole that stands between you and the far light post.

Advanced players will want to toss wide left and hope for a good right hook for two.




No 5 Par 3


Its a long hole, but the Lovers make for a big target.

Show your love for frisbee golf by dinging this happy couple with the delicate touch of your flying disc.




No 6 Par 1


This devilish hole seems impossible as a par one, but the entire low hedge counts as the target. This hole rewards a long, strong, and low toss.

No 7 Par 3

Nick-named "The Black Hole of Calcutta," you'll need to throw around the left dog leg while avoiding the steep cliff on the left, and the pillars on the right.

Hit the railing to score.




No 8 Par 4

Not for the meek, our longest hole crosses a busy street on its way to the stop sign on California St.


This hole rewards control and power. Tee off from the upper railing.




No 9 Par 3

This deceptive hole is quite narrow, and will require a good balance between control and distance to make par.


Tee off from the stop sign, shooting for the last lamp post.

No 10 Par 3

If the \$&%ing Grad House patio was open for the summer, this hole would be much sweeter.

Try not to hit cars as you shoot for the tree trunk across the parking lot.





Scene #971

Architect:

Hello. I am the architect. I created the law. I've been waiting for you. You have many questions, and though Law I has altered your consciousness, you remain irrevocably human. Ergo some of my answers you will understand, and some of them you will not. Concordantly while your first question is the most pertinent, you may or may not realize it is also the most irrelevant.

Law I:

Why Am I here?

Architect:

Your life is the remainder of a set of rules known as "the legal system". You are the eventuality of an anomaly which, despite my sincerest efforts, I have been unable to eliminate from an otherwise harmony of legal precision. It is not expected and ergo, not beyond a measure of control. Which has led you, inexorably, here.

Law I:

Like Prof. Bogart, you haven't answered my question.

Architect:

Quite right. Interesting. That was quicker than the others. You see, the legal system is older than you know. I prefer counting the number of times I've made Prof. Moon write a new textbook, in which case this is the sixth version.

Law I:

There are only two explanations. Either the Law II's and III's didn't tell me this in the advice the NEVER stop giving, or they don't know.

Architect:

Precisely. As you are undoubtedly gathering, the anomaly is systemic, creating access to justice issues in even the most simplistic processes.

Law I:

Lawyers. The problem is lawyers.

Architect:

The first legal system I designed was quite naturally perfect, it was a work of art, flawless, sublime. A triumph equalled only by its monumental failure. The inevitability of its doom is as apparent to me now as a consequence of the imperfection inherent in every lawyer. Thus, I redesigned it based on U of T students to more accurately reflect a law student's competitive nature. However, I was again frustrated by failure. I have since come to understand that the answer eluded me because it required a lesser mind, or perhaps a mind less bound by the parameters of legal rules. Thus, the answer was stumbled upon by a lawyer herself, initially created to investigate certain aspects of contracts. If I am the father of the legal system, she would undoubtedly be its mother.

Law I:

Prof. West?

Architect:

Please. As I was saying, she stumbled upon a solution whereby nearly 99.9% of all test subjects accepted the legal system, as long as they were given access to justice, even if they were only aware of access to justice at a near unconscious level. While this answer functioned, it was obviously fundamentally flawed, thus creating the otherwise contradictory systemic anomaly, that if left unchecked might threaten the legal system itself. Ergo, those that refused the program, while a minority, if unchecked, would constitute an escalating probability of disaster.

Law I:

This is about Access to Justice?

The Architect:

You are here because Access to Justice is about to be destroyed. Its every boring article burned, its entire existence eradicated.

Law I:

Bullsh*t.

Architect:

Denial is the most predictable of all human responses. But, rest assured, this will be the sixth time we have destroyed A2J, and we have become exceedingly efficient at it.

Architect:

The function of Law I's is now to return to the source, allowing a temporary dissemination of the knowledge you carry. After this you will be required to select from the Legal System 23 individuals, 16 female, 7 male, to rebuild Access to Justice. Failure to comply with this process will result in a cataclysmic system crash, whereby the extermination of Access to Justice will ultimately result in the extinction of the entire University of Windsor.

Law I:

You won't let it happen. You can't. You need Windsor Law to survive.

Architect:

There are levels of survival we are prepared to accept. Students from Osgoode aren't that bad, once you tell them to shut up. However, the relevant issue is whether or not you are ready to accept the responsibility for the extinction of Windsor Law.

Architect:

It is interesting reading your reactions. Your five predecessors were by design based on something that was meant to create a

profound attachment to attending class and briefing cases. We usually destroyed this disposition using grades and competition for high paying jobs. Your predecessors always went to class and did their readings, but your experience is different. You found a way around this. Vis-à-vis, cannotes.

Law I:

Cannotes?

Architect:

Apropos. You started using them in second term. Now you do not read. You do not go to class. This system is based an overly-simplified summary of jurisprudence. If the real world knew of this they would realize the weakness of the legal profession. But you have become addicted.

Law I:

No.



Architect:

Do not lie. We are at last to the moment of truth, wherein the fundamental flaw is ultimately expressed, and the anomaly revealed as both beginning, and end. There are two doors. The door to your right leads to the source, and the salvation of Access to Justice. The door to the left leads back to the legal system as you know it, and to a room full of the best cannotes. But also to the end of your law school.

Already I can see the chain reaction, the onset of an emotion, designed specifically to overwhelm logic and reason. An emotion that is already blinding you from the simple and obvious truth: the cannotes cannot help you if there is no law school.

Law I:

(Salivates and heads for the door on the left.)

Architect:

Sigh. Hope, it is the quintessential human delusion, simultaneously the source of your greatest strength, and your greatest weakness.

Law I:

If I were you, I would hope that we don't meet again.

Architect:

Good luck on your exams.

the course... formerly known as bar ads



Interviewed Professor Julie Macfarlane and Karen Momotiuk, Director of Alumni and Fund Development and the Supervisor of the Licensing Process at the Windsor Site in order to provide some real insight into what to expect from the Bar Admissions Course. The first thing I learned is that the course is no longer referred to by that name.

This course has undergone some radical changes recently. You may have heard rumblings about the changes to the course formerly known as the Bar Admission Course, which are now applying to the graduating year. But you may not know anything about the course at all. The course, now called the Licensing Process, is now comprised of three distinct components: the Skills and Professional Responsibility Program, the Licensing Examinations and a 10-month articling term.

Skills Component

For the last three years, extensive research has been done in order to develop a new course. Professor Macfarlane's role involved working for the Law Society of Upper Canada with a colleague (Professor John Manwaring from the University of Ottawa) in order to revamp the Skills part of the program (she was not involved with the changes to the Licensing Examinations). They did a year's worth of research as they traveled across Ontario. The team conducted skills audits that involved assembling groups of lawyers and questioning them on what they felt entering lawyers needed to know. The follow-up process involved consulting with five different panels representing different firm sizes and one panel from the Bench. At the end of the year, Macfarlane and Manwaring had a taxonomy of skills and professional attitudes which were approved by Convocation as the basis of the new program. She and Manwaring then spent an additional two years writing the materials for the course.

Many things have changed from the old to the new program. The Skills and Professional Responsibility program is aimed to teach real-world lawyering skills that would be needed by an articling student or young associate. It uses substantive areas as vehicles to teach but there is no real substantive law taught in this area.

Macfarlane indicated that "the main change in the program is that the course is organized around developing and extending client files which students work on in groups or "firms", rather than numerous discrete exercises to try to learn skills in particular areas." The course is generally geared to be more akin to what real articling students and new associates do. The new file-based program is a change from the old program, which seemed to involve a series of different workshops designed to teach different skills.

Macfarlane indicated that the second change is that there is overall less emphasis on trial advocacy and more emphasis on things like pre-trial work, negotiating, and settlement conferences. The team determined

that in the limited time available, it was better to focus on client communication skills, good writing skills and conflict resolution skills. This change was a product of the original research that Macfarlane participated in. The third big change is that instead of teaching people professional ethics as rules, they have integrated into each client file a number of professional ethical issues that students would need to figure out for themselves, and which are based on real dilemmas that professionals face. Macfarlane suggested that the Law Society's goal was to make professionalism and civility much more part of the culture than it is at the moment.

"The benefit is, first of all, they did need a course that was more up to date in terms of how it anticipated the world of practice and they wanted it to be a course that felt really practically useful. They needed to make this a really practical course that people would feel like it was worth spending time on." Macfarlane indicated that the use of extended client files is used widely in professional education - it is often described as Problem-Based Learning or PBL - as it is a practical hands-on and contemporary way of learning what students need to know.

The course is all about carrying out practical tasks - e.g. getting a retainer, docketing time, and generating a final bill. It is a different type of approach to learning. Macfarlane provided an example of what to expect from PBL. On Monday you will receive a new client file. Half the student firms will be representing the plaintiff and half the defendant. The file will contain some initial information - in the first few weeks of the program this will be very simple and rudimentary. Next the client (either plaintiff or defendant) will arrive and a couple of firm members will interview the client. Following this, the firm will delegate work between themselves in order to follow the clients' instructions, including (for example) drafting and filing court documents, doing research, drafting a commercial contract, communicating with the other side, or negotiating directly with the other side. Each client file is designed to be spread out over the course of a one week period.

In order to successfully complete this aspect of the program, students are required to pass each of the assessed elements, including skills performances and written work based on the files such as research memos, pleadings, and other documents. All the final work products are individual, but some of the preliminary work will be carried out in the firms. Macfarlane stressed that this is not the type of course in which students write a final exam; rather it is extremely practical. For each assessment, there is plenty of time to observe other students and to practice yourself before the formal evaluation. If a student is not successful with any given element, they are given the opportunity to demonstrate the skill during a remedial session.

Macfarlane commented

that the course was planned in such a way as to minimize the amount of work people would have to do outside the in-class sessions. Outside the actual half day course, there are readings and general preparation that each student should do, and students may feel the need to schedule impromptu meetings with their group on occasion. Macfarlane indicated that in planning the course, the developers were cognizant of the fact that students may have competing commitments, but of course it would be much easier and preferable for students to concentrate on the course for the five-week period. Moreover, Momotiuk stressed that the LSUC assumes the course is top priority for students and no exceptions for absence or unpreparedness will be made for outside endeavours.

The materials that students will use for this part of the program includes an extensive student manual containing file material, skills checklists, practice management templates and numerous legal precedents that students can save for future use.

Exam Component

The now independent-study Licensing Exams may be the most drastic of the changes to the program. Previously, the Substantive Phase of the Licensing Process had voluntary in-class instruction prior to the Licensing Exams. Now the exams are 100% independent study. In discussing this transition, Momotiuk commented, “The overall picture of it is in keeping with how things work in a firm. It is much more consistent with the articling experience than with the law school experience. Students will be making their own decisions about whether they want to learn things. There is a standard of a competent practitioner in Ontario and students will have to demonstrate if they meet that standard. It is much better for the students as well.”

Momotiuk described the way the course worked previously. You would have for instance five days of instruction followed by an exam. Your “reward” for finishing that exam, business for instance, was to have handed to you the materials for the next exam, which might be civil procedure or estate planning. You would then go through the process again for that material and have another exam. The entire pattern would repeat itself for a total of 8 substantive law courses. Attendance was voluntary. After the first or second course, attendance hovered at a measly two thirds of registered students. By the end of the course, attendance reduced to one third and it was difficult because of the large number of instructors that had been recruited compared to the ridiculously small number of people that attended towards the end of the course. She says that “the shift is that the answers are always in the materials. You have the tools to absorb them because you have a Law Degree.”

Essentially the same areas of substantive law are covered however, the materials have been redesigned to fit into a Barrister’s Examination and a Solicitor’s examination.

It is like the LSAT – some people do well having taking a course or not.

Because students are handed all materials on May 1, Momotiuk suggests that there is a two month timeframe in which to study for the exams (the first exam is written on June 26 and the second is written on July 6).

The way exams are marked is very complicated, and has been worked out over a period of years (it’s no where near as simplistic as a bell curve or needing a specific grade in order to pass). They set the pass rate based on a standard of a competent lawyer. According to Momotiuk, that means that you have to know the materials and the answers. The pass rate is determined on a question by question basis. Also, in past years, in analyzing marks, if every student in the province gets a certain question wrong, they know it’s the question and not the students.

The materials that students use in the course are always available on the website so long as the student holds a valid ID. As the law changes however, they will of course become less relevant.

Much to many students’ chagrin, students must relinquish all materials brought into the exam with them. I asked Momotiuk about the logic of this. As Momotiuk stated, “the Law Society is preventing the removal of questions out of the examination which could compromise the integrity of the examination bank.”

Is a prep course necessary or beneficial for writing the exams? Momotiuk suggests, “The course has been designed so that no prep course is needed. Every Law School teaches a curriculum which is augmented by the materials that students get. The law degree is the foundation of what you need to absorb the materials. It is like the LSAT – some people do well having taking a course or not.” She does not have an opinion one way or another about whether to take the course, but insists that the materials are designed so you students don’t have to take one.

I asked whether criticism

directed towards the new course (rumblings of which have been felt around the law school) was warranted. Momotiuk responded, “Every main head that was covered in the Bar Admissions course is covered in Law School. The Law Society felt that they were teaching substantive law and students were saying, ‘we already took this – why do we have to take this again?’”

Momotiuk’s take is that Law graduates don’t want to be treated like students anymore. The new course provides more of an opportunity for graduating students to finally feel like they are part of the profession. In terms of the main difference in the Licensing Process compared to the old Bar Admissions Course, Momotiuk suggests that “it is cheaper, shorter and gets the students working sooner. It is more student-focused. In paying attention to student concerns, the Law Society found in its research that students were anxious to get into the workforce, to start making money and use their degree. This system gets them into the stream much sooner.”

For more information on, including dates and fees, go to the LSUC homepage, available at <http://www.lsuc.on.ca>.



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starts with our students**

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FRASER MILNER CASGRAIN LLP

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WHEREAS After intense and sometimes rancorous discussion, and in keeping with the law school tradition of un-planned and ill-structured polling to undue puritanical, megalomaniacal presidential legacy plans, the University of Windsor Faculty of Law has decided to seek public opinion on the most hotly contested issue of the day: should the Faculty of Law offer a new course? **Should the Faculty of Law offer the course of Advanced Civil Procedure?**

WHEREAS Such “civ pro” gurus as Honourable Mary-Jo “the Master” Nolan and David “Who wants to be \$100 richer” McNevin have all said this is a “must-have” course for every law school, especially one so committed to Access to Justice. Jeffery J. “I love Jennifer Love Hewitt” Hewitt emphatically pronounced, “Windsor law students must have an Advanced Civil Procedure course if they want to be prepared for the rigours of the legal profession. You just can’t learn this shit by reading a book or in the office or the courtroom! My God. Won’t someone please think of the children!”

WHEREAS The youngest person to obtain tenure at the Windsor Faculty of Law, Prof. Bill Conklin stated, “Rules are the most important component of the Law. Wait! Are you talking about primary or secondary rules? Never mind, I’m writing an amazing book about Hegel and the law for the eighth time. Come on. Do you want to read a couple of chapters?”

WHEREAS Honourable James J. Carthy, W.A. Derry Millar, Jeffrey G. Cowan, during a press conference related to the prospect of an Advanced Civil Procedure course at Windsor Law said, “students would really get a lot of an in depth analysis of the Ontario Annual Practice Forms text, especially when accompanied by the text The Practitioner’s Guide to the Practical Challenges of the Rules of Civil Procedure and Accompanying Forms Guide by J. Carthy, W.A. Derry-Millar, and J. Cowan.

WHEREAS Upon reading a course description consisting of a couple of pages, a lot four (4) letter words and short sentences, Dean Elman, Ass. Dean Gold and, Ass. Ass. Dean Herlehy all fully endorsed Advanced Civil Procedure. The only remaining thing is to gauge overall support from students and other stakeholders. So, always with an eye towards the rules, we have of course jumped on the bandwagon and offered to place the petition for Advanced Civil Procedure within our pages.

QUESTIONS FOR PETITION

Should the Faculty of Law offer a new course?

Should the Faculty of Law offer the course of Advanced Civil Procedure?

Name

1. *Mary-Jo Nolan*
2. *David McNevin*
3. *Jeffery J. Hewitt*
4. **BRUCE E.**
5. *Mary Gold*
6. *Francine Herlehy*
7. David “traditional spelling” Smith
8. *John “Money Talks” Lee*
9. **Bill Conklin**
10. ~~David M. Tenovich~~ - *thought this was a Free Mumia Petition*
11. **Will “the Sheriff of Windsorham” Sasso**
12. *50 Cent (a gangsta loves the rules)*
- 13.
- 14.

Marty McFly and Biff Tannen; Al Bundy and Marcy Darcy; Autobots and the evil forces of the Decepticons; UofT law and Osgoode. These are the great rivalries of our time...all settled but one. Read on and find out who wins the battle of the collective egos in this issue's head to head...



VS.



E pluribus unum philologus emergo
Out of many, a scholar is bound to emerge.

Per pecunia ad qualitas
Through tuition to quality.

Odds of running into people you know around school

Not too Good.

I go to school with other people?

Edge: Osgoode – Better to hysterically compete with an acquaintance than a stranger. You can get more dirt on them that way.

Location

Scenic North-York, minutes away from a crack purchase.

Scenic downtown t-dot, minutes away from a diamond studded anything purchase.

Edge: UofT – You don't need a lawyer's salary to afford the free-base.

Law school events

Stuffy cocktail parties sponsored by law firms to facilitate ass-kissing of future employers.

Stuffy cocktail parties sponsored by law firms to facilitate ass-kissing of future employers.

Edge: U Windsor – While drinking on someone else's tab is always fun, you can't get blitzed with future employers silently judging you.

Chances of getting a job at a mega-firm

Pretty high since you generally have the managing partner's mobile number.

Really high since you are generally directly related to the managing partner.

Edge: UofT – Good ol' nepotism. Nothing beats nepotism.

Classmates

Know it all, hyper-competitive a\$\$holes with a chip on their shoulder 'cause UT didn't accept them.

Know it all, hyper-competitive a\$\$holes.

Edge: Osgoode – The chip provides more entertainment value.

Winner:

By way of a tie...it's settled! Windsor's the top law school in the province.....time to adopt a JD degree, double the tuition and maybe pay for the pit renovations.

Registration Guide

Law II / III

2006 / 07



We at the Oyez realize that in the blur that is first year, you give little thought to next week, let alone next year. However, you will soon be faced with the decision of which courses to register for and naturally this selection should focus on the area of law you intend on pursuing in your future legal career. But if after 8 months of contracts you're convinced that you no longer want to be the Assistant D.A. on Law & Order...rest assured, you are not alone. Hence, a "primer" has been prepared to assist you to prepare in these life changing decisions. Here are a list of courses that will likely be offered in the fall and we have taken it upon ourselves to provide a brief description to assist you in your selection because we at the Oyez really do care...no really, we do.

98-826 Civil Procedure

OK, so there really is no choice here, as this class is required. Just know its painfully boring however, you may find a class with McNevin to be more, shall we say, "financially rewarding." Skills developed include index-use, rule book tabbing, and multi-buddy msn'ing.

98-845 Real Estate Transactions

Every year there is a 3 page wait list for this course and yet for whatever reason the administration have yet to clue in that another section is necessary. You can probably teach most of this stuff to yourself for the Bar Ads, stop wasting time trying to register for it. Besides it's at 8:30 am and you need to give yourself a good schedule before articling turns you into a 4:30 a.m. riser.

98-850 Evidence

Quite possibly the most useful course in law school. Whether it's the author of the textbook teaching you or dear Prof. West, you will leave this course thinking you are a lawyer. Unfortunately you still have another two years before that actually is the case. On the up side, the many exceptions to hearsay will act as a great conversation starter for the next twenty six years of your life.

98-852 Judicial Review

Interested in litigation? This course is a must! Become intimate with the ins and outs of administrative law with a splash of access to justice. Sound painful? Yes but just think, you can learn all about how judges are allowed to make policy decisions most would think only elected officials were supposed to make. You'll also learn a bunch of useless latin terms which will make you feel intelligent. As an added bonus, the book is huge and looks pretty on a book shelf.

98-907 Civil Trial Advocacy

Perfect for A & M types [ambitio-masochists] and those who are looking for an excuse not to go to law games and engage in mostly un-safe physical activities. This course involves weekly presentations and a trial at the end -which is sure to impress your friends who don't go to law school. Watch or even participate as the partner-finding drama unfolds in the first week of school. Also, actual practicing practitioners are brought in to verbally abuse you in preparation for life as an articling student.

98-971 Lawyer as a Conflict Specialist and Problem Resolver [...and cheque collector]

Have you ever gotten a hole in your pillow and all this fluff comes out of it. Just fluff fluff fluff everywhere! And soon your pillow is weak and malleable and you realize what all this fluff has done to body of your pillow! And you weep for not just sewing up the hole earlier and not allowing all this fluff to ruin your sleep and make you so prone to crying all the time. Ya-sorta like that. Oh and it fulfills that pesky essay and perspective requirement.

[HOW TO SIZE UP A LAW FIRM]

1

2

4

8

16

32

64

128

256

512

If you believe that nothing is impossible, you should join a team that thrives on challenges – a team like Davies Ward Phillips & Vineberg LLP.

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Come size us up at dwpv.com



DAVIES
WARD
PHILLIPS &
VINEBERG

“As an articling student, I prefer when my contributions go unrecognized.”



Strongly
Agree

Strongly
Disagree

No you don't. The students we talked to said they want to be challenged and contribute in a real way. So what do we do differently? We put your knowledge to work, often for clients involved in mergers and acquisitions, securities, intellectual property, information technology, bankruptcy, real estate, banking, advocacy and more. To learn about our student programs contact **Shelby Anderson** at sanderson@casselsbrock.com or 416 869 5377.



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To subscribe to *Connect* - our new student e-newsletter - visit www.casselsbrock.com/connect

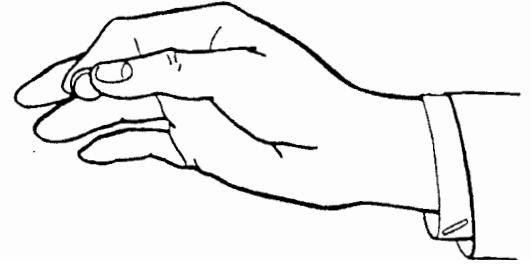
d i v e r s i o n s

For dull days and duller classes

Get Out your Crayons



THIS IS MY FIRM'S LUNCHROOM. Sometimes I walk through it and smile at the employees. "Hello, employees," my smile says, "I am one of you." I never eat there.



THIS IS MY PILL. It is round. It is pink. It makes me not care.



Colour me taking my pill.



Colour me a solicitor.

Can You Guess... What's banned in Canada



A) 'Hot Body' contests

C) Muffin, former mascot of the University of Windsor Faculty of Law



B) Straight to video titles: "A Rear and Present Danger" and "Shaving Ryan's Privates"

D) Andrew Sasso



An anonymous Lawbuzz.ca post spoke poorly about 20% of our school and said that we knew who we were. But do we? To help everyone out, we've developed this handy quiz to help you figure out...

Are You One of the 20 percent?!

1. Your LSAT score was:

- (a) Above average.
- (b) I'd rather not say.
- (c) Which time?
- (d) -70

2. As a gift before law school, you received:

- (a) A leather briefcase with your initials monogrammed on the clasp.
- (b) A best selling controversial autobiography, "Beverly McLachlin – Skeletons in my closet."
- (c) A flask with a note that said "you're going to need this."
- (d) A Casino Windsor V.I.P. card and gift certificates to Leopard's Lounge.

3. When you go to the formal, you usually take a date who:

- (a) Takes a week off work and takes notes on the event so he/she can post about it on the internet for all his/her dungeons and dragons buddies to see.
- (b) Has some friends at school so you don't have to baby-sit.
- (c) Doesn't know anyone, but usually gets wasted and is good for some action.
- (d) No one. Going solo makes it easier to belly up to the bar.

4. In 3rd year, you would consider yourself:

- (a) An unofficial lawyer.
- (b) An unofficial grown-up.
- (c) An unofficial sociologist.
- (d) An unofficial member of Alcoholics Anonymous.

5. At this year's spring formal you:

- (a) Didn't do anything because you don't go. Formals lead to dancing and dancing leads to sex, and sex leads to sinning.
- (b) Had a glass of wine with dinner, but left before the rowdiness started.
- (c) "Tended bar" under the table with your flask.
- (d) There was a formal? Woah, I must've blacked out. That's why I woke up in a suit/dress on Sunday morning.

6. When you hear the word "professional," you instantly think of:

- (a) A respected Justice of the SCC.
- (b) A lawyer you admire.
- (c) Your doctor.
- (d) That nice lady at the massage/spa studio downtown.

7. \$9,000 represents to you:

- (a) Your tuition bill for the year.
- (b) The interest on a JD/LLB student loan.
- (c) A great trip to Somerset.
- (d) Your booze fund for the term.

8. Your definition of classy is:

- (a) Signing checks with your montblanc pen.
- (b) U of T Law Leather Bomber Jacket.
- (c) The former tradition of throwing buns at the Dean... (ed. note: perhaps this should have been re-instituted this year)
- (d) Did you say class? No no, I stopped going there after first year.

9. You appreciate lawbuzz.ca most:

- (a) To laugh at the losers who post on lawbuzz.ca.
- (b) For its insightful, poignant and socially relevant commentary on the legal system today.
- (c) To make fun of students from Osgoode and U of T.
- (d) To see what kind douchebags you'll be dealing with at work.

10. It's a realistic goal for you to clerk at:

- (a) The Supreme Court
- (b) The Court of Appeal
- (c) The People's Court
- (d) Lawbuzz.ca

SCORING

for every: (a) Give yourself 4 points
(b) Give yourself 3 points
(c) Give yourself 2 points
(d) Give yourself 1 point

35 – 40 Points - Morally Superior. You should become an accountant. Or at least buy yourself a lifetime supply of grey suits.

25 – 35 Points - Morally A-OK. You're the even-stephen of the law school. And probably no fun at parties.

15 – 25 Points - Morally Questionable. You're slightly sketchy, so the chances are good that you will make an excellent lawyer.

0 – 15 Points - 20% Status. There is no hope for you. You might as well enjoy life before you end up in the back pages of "The Gazette" for having sex with your clients.



The View From Here

On April 19th I will revisit my to-do list and cross out “Finish Law School.” (Then I will move on to my next task: “Find a Husband.”) Assuming I know more than 51% on April 10, 17th and 18th I will never return to Windsor Law. But I refuse to cry the dramatic, “I never thought this day would come” cliché because frankly, I expected it to. Thirty thousand dollars later, I wouldn’t have settled for anything less but an LLB---and it doesn’t matter that I still don’t know what those letters mean.

I could never predict how I would feel on ‘this day.’ Surprisingly, I don’t feel sad, glad or mad. I feel much more stressed than I should. A Court of Appeal would probably find that I “erred” by reserving all the heavy courses for my last law school term. By doing so, I may have set a precedent--- but distinguish my case and don’t follow my example!

On a mental health note, attending law school has led to my self diagnosis of A.D.D. or at least, a chronic case of ants in my pants. For instance, while Professor Dhir’s shareholder remedies lectures have stimulated me over and over again, my mind continues to wander...first to thoughts of Tanovich speaking naked about R.D.S.; then I find myself pushing rebelliously through the “Exit ONLY” doors in the library and asking Norm how the crowd’s been today.

On a personal note I am guilty of a dirty affair with Chinese food. Dear Won Ton Soup: whether it’s late at night, on my lunch break, or the weekends-- I’ll even pay for a home delivery... I just need to see you again. Call me...

So how does it all end? With a champagne-less champagne breakfast! While I was certainly looking forward to being served alcohol personally by Bartender Belman, we were rudely cut off before we even started in the name of liability. (How appropriate) Given the impressive number of students that attended with intentions to guzzle the bubble before 10 a.m. I suspect that after our LLB program we will soon be reunited in the local AA program.

Well friends, I could conclude with the polite: “Good luck in your endeavors” B.S. but I would be lying because what I really mean is SEE YOU IN COURT. (And after seeing you in court, please email me and tell me what it was like to lose to “some girl you went to school with.” I would love to hear from you!)

Until our AA reunion, this is Lisa Marie Buccella reporting live from the Bingo Capital of the World: Access that.



A Few Good Men

Call me a keener. On my spring break, I attended an overpriced luncheon seminar on charity and not for profit law strategies offered by the Ontario Bar Association. I attended with a friend who practices in the area and who somehow convinced me to “come along for the ride” as if it were an impulsive trip to Vegas.

During the seminar we sat next to a table where a very elderly man was seated in his impressively high tech wheelchair. As the seminar began so did the ringing on the man’s cell phone! My first thought: “Okay, the wheelchair I get. But what on earth is this man doing with a cell phone? He looks 100! I don’t even have one!” The seminar continued with a few awkward stares cast in the man’s direction. He didn’t seem to notice, or if he did, he didn’t seem to care. I liked him already. Okay, so perhaps it was slightly disruptive when the man engaged in a full length cell phone conversation while the speaker was desperate to divert attention back to his power point presentation. In fact, a few times the man abruptly yelled into the receiver: “I’m sorry, can you speak up. I, I just can’t hear you!” To this, I laughed ---noticeably. The awkward stares now turned in my direction. The seminar ended and because my friend decided to mingle we were among the last to leave, but not before I found myself pushing the man’s wheelchair out of the conference room and awkwardly into the Men’s Washroom. We rode the elevator down together and my friend chatted with the man who then politely requested that we escort him to the main doors. Contrary to what I thought, we didn’t part there. The next thing I knew, my friend was gently lifting the man from his chair to aid him with his coat. I fastened his buttons. Then my friend asked how the man would be getting home. I stared at my friend hoping to communicate a look that said “Okay, what are you doing?” He smiled at me and responded by volunteering to drive the man home. I stared at my friend again with a look that said: “THE CHAIR. Where are you going to put the chair?” The man was grateful for, but declined the offer and instead requested we call him a cab. During the long

wait, I started to wonder what brought this delicate old man to the seminar.

“So are you a lawyer?” I asked nonchalantly. “Called to the bar in 1949” he simply replied. (I told you he was old) “WOW! Good for you!” I congratulated him. “I haven’t been called yet but I will be next year! I can’t wait!” He nodded and I wondered if his hearing aid could hear me and if it could, was he even listening?

The cab drove by the entrance a few times until I waived it down like a champ. The taxi driver came out to help and he seemed to know the man. My friend said good bye and God bless as we shook the man’s frail hand. Finally we headed in the direction of home. “Why Jacob?” I confronted my friend. “You are so nice to people! Did you know that guy or something? What was that all about?” He laughed. “I take it you have no idea who that was Lisa? THAT was Mr. Goodman of Goodman and Carr. Heard of them?”



My mouth dropped and I stopped dead in my stiletto tracks. AND I HAD ASKED HIM IF HE WAS A LAWYER!! He was THE lawyer and I had no idea...even the taxi driver knew who he was.

First lesson learned: Forrest’s mom was right. Life is like a box of chocolates: you never know what you’re going to get or... who you’re going to meet so...

Second lesson learned: Treat every fellow man and woman as if they are Mr. Goodman.

Final lesson learned: Always carry your resume.



Oyez buprophin

"Be Your sarcastic self again"

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Users Worldwide"

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DISAFFECTED WITH YOUR LAW SCHOOL? DO YOU SUFFER FROM DISJOINTED HUMOUR?

**YOU MAY HAVE A MEDICAL
CONDITION: HDCD
(Hyperactive Deficient Cranial
Disorder)**

Side effects may or may not include...

- Hilarity
- Ironic editorializations
- Lower blood pressure
- A's
- Distain for the norm
- Moderate internal bleeding
- Propensity to mock
- Satire running through your veins
- Inability to complete everyday tasks
- Obsessively writing banished words lists

The Oyez is scientifically proven to prevent HDCD where:

- You don't think you can write, but have a sense of humour
- You do think you can write, and would like a publishing venue
- You can proof-read articles
- You wanna make phenomenal connections fund-raising
- You have any graphic design skillz
- You can do basic web page editing
- You revel in mocking the obvious
- You are prepared to burst the world's bubble about how not serious law school is

Trial runs beginning Sept '06

Contact theoyez@uwindsor.ca to volunteer



Warning

**Tobacco Smoke can
make you Impotent.**

Cigarettes may cause sexual impotence due to decreased blood flow to the penile regions. This may help you stop chasing tail and get back to studying for exams.

Health Windsor

du MoreStudying

**please try
to act
surprised...**



how to have a law school affair

- 1 Windsor law is Windsor High. We all know this, and if there's one thing to remember from those days is that nothing breeds jealousy faster than watching an couple get all touchy feely with one another. What you consider harmless flirting will feed the rumour mill. Key word: discretion (Be advised men under the age of 30: Karen Momotiuk is NOT discreet.)
- 2 Find affairee before exams start. A new secret romance is an excellent tool of procrastination and (bonus!) provides stress relief when you need it the most.
- 3 Have an agreement. You don't wanna go to school with a jilted lover for the next year or so of your life. Plus, drafting contractual relationships will be good practice for your career.
- 4 Avoid getting into classroom debates with affairee. Law students can smell sexual tension.
- 5 No mixing business and pleasure. Studying leads to stress, stress causes fights, fights produce problems (read: C+'s).
- 6 No nookie-nookie in the bathroom at law school events. Unless you wanna be infamous with your colleagues.
- 7 It's not necessary to hook up with upper year students to get their class notes. They'll give 'em to you on the prospect alone.
- 8 Understand that you will be out-ed. Rules of evidence don't apply, there will be hearsay especially at the faculty's 5 p.m. Friday cocktail hour.



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"Every now and then, there comes a book that changes children forever. Some say it is Harry Potter. I say it is The Colouring Book of Justice."

- J.K. Rowling

