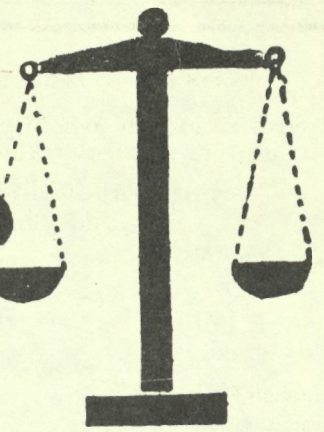




the barrister



Volume 7, Number 2

North Carolina Central University Law School, Durham, N. C.

February, 1976

Professor Reflects

Twenty-Three Years

It was the summer of 1952 when I had the delightful pleasure of meeting Anne McKay Duncan, who had just been appointed Head Librarian and Assistant Professor for the Law School. We were at the time moving into our present quarters and Mrs. Duncan went about the task of recruiting faculty and students to assist in shelving and filing law books and materials. It was abundantly apparent at the time that Mrs. Duncan was quite adept and superbly knowledgeable in establishing and operating libraries. With our staff and faculty consisting of six instructors, four of whom were fulltime, our Dean and one Secretary and a student body of fifteen students, it was a case of instant respect and affection for our new librarian. As the days and months rolled on and turned into years it became manifest even to the least sensitive of us that Mrs. Duncan was more than a professor and librarian of the first order; she was also a magician. It baffles one in trying to understand how our library was efficiently operated for many, many years on an annual book and material budget ranging between two

and three thousand dollars. (This was the range of the entire allocation for new titles and continuations.) One recalls with pride that our library acquisitions were repeatedly supplemented by gifts from other institutions and individuals who became aware of our needs often through the efforts of Mrs. Duncan.

Legal Bibliography, Legal Research and Writing, and Written Compositions constituted her principal teaching assignments. Over the years, our students have been very fortunate in having been provided with expert guidance and training in the art of finding the Law. Manifestations of their gratitude to Mrs. Duncan have been numerous. The faculty over the years have benefitted immensely from her ableness in assisting them in locating and "digging out" precedents and principles of law.

In assessing Mrs. Duncan's many contributions to North Carolina Central, its students, and faculty, it would be derelict to fail to mention the sober and meaningful advice and counsel which she offered us in dealing with our myriad problems and concerns. For a period of twenty-three years, you could set your watch at 7:30 in the morning and 3:00 o'clock in the afternoon by her entering and leaving the Law School premises. Each day she came (having missed only two days from school during her entire tenure) she always brought professionalism, humanity, compassion, understanding, and dignity.

By Professor D. G. Sampson

Anne McKay Duncan: We Salute You



welfare of the students that went far beyond that displayed by many other members of the faculty and staff. In several instances, had it not been for her assistance in finding jobs, housing and financial aid for students, many would not have been able to remain in law school. Though she has been well known for her razor sharp tongue and blistering remarks, she never failed to give encouragement and moral support to students when (they believed) that all hope was lost.

Mrs. Duncan, we will miss you; we salute you for what you have meant to this law school and to all the individuals of which it is composed. We wish you much happiness in your retirement. This school will long remember your achievements and look upon them with pride.

Appreciation Voiced By Alumni President

As President of North Carolina Central University Law School Alumni Association, I would like to express our deepest appreciation for the service that you have rendered the law school and especially the graduates of this institution. I am certain that all of the alumni join me when I say that your presence and service to our law school will be missed. You were an inspiration to us when sometimes we had a desire to do nothing. You saw our future when sometimes we did not realize we had one. For this we are grateful to you, Mrs. Duncan.

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SBA President Expresses Thanks

Anyone familiar with the NCCU School of Law over the past years, will, upon entering its portals passing into the foyer, immediately notice that someone is missing. That familiar smile that mesmerized you at a glance and without a moment's notice, was insisting that you forget all foolishness and start acting like aspiring attorneys.

Everyone during his/her three year tenure at the law school became very familiar with our librarian, Mrs. Anne McKay Duncan, who fought to protect whatever interest or right we possessed in this law school. The Student Bar Association will be forever in her debt, for it was she who provided the guidance for the transition from one administration to the other without any difficulty.

Flowery words will never be able to describe what she has meant to each of us, for she signified many things to each

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Dear Students:

My leaving the Law School after almost a quarter of a century's service was one of the most difficult decisions with which I have ever been confronted. It involved multiple factors, long and intensive deliberation, careful assessment of values. The final determination was based primarily on reasons too personal to discuss. Please try to understand.

It was my expressed wish that my departure remain unannounced prior to December 31st. I feared that

the news would cause such unrestrained rejoicing in the reading rooms, corridors and on the porch that the reverberations would have been too disruptive for me to bear since they would have disturbed the tranquility I sought to impose in those areas. To avoid the sounds of exuberant jubilation, I elected to make a quiet exit.

In utmost sincerity, I thank you, the present student body as well as the former ones, for the splendid co-operation, assistance, respect, encouragement, support and

inspiration you offered, thereby contributing substantially to the success and enjoyment of my work. As the comedian Jackie Gleason used to say: "You are a good group!"

My association with you enriched my life immeasurably. Our relationship provided countless opportunities to gain insight into your study habits and needs, your seriousness of purpose, your ambition to succeed, your dedication to the legal profession, your willingness to sacrifice in order to achieve your respective

goals. I was aware of your struggles to overcome problems, educational, physical, financial and emotional. These experiences which began in September of 1952 are indelibly imprinted in my happy memories of you and the Law School and will always remain one of my treasured possessions.

If I have been instrumental in enhancing your learning techniques and processes, I will feel gratefully rewarded. I wish you, individually and collectively, success,

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Anne M. Duncan Speaks...

THE BARRISTER

Published during the school year by the students of
North Carolina Central University School of Law.

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BALSA Confab In Atlanta, Ga.

The BALSA Southern Regional Convention was held at Emory University in Atlanta, Georgia, January 31, 1976. North Carolina Central University was represented by Andrew Belton, LaVerne Cave, Thomas Cuffie, Alvin Darden, Grady Deese, Carol Johnson and Stephen Russell.

One of the main activities was the Frederick Douglass Moot Court Competition. The University of Tennessee and Emory University were the participants in the final round. Emory was selected by the panel of judges as the best team and they will represent the Southern Region in the finals of the Frederick Douglass Moot Court Competition at the National BALSA Convention, April 14-18, 1976, in Washington, D. C. The distinguished panel of judges for that event will be Damon Keith, Thurgood Marshall, Wade McCree and Constance Baker Motley.

The placement program was postponed until the national convention. At that time all resumes will go into the placement book to be taken into consideration by the interviewer at the convention. The two workshops scheduled were 'Military Justice' and Scientific Jury Selection.

Walter Leonard, Special Assistant to the President of Harvard University was the keynote speaker. Emma Darnell who is the Commissioner of the Office of Administrative Services for the City of Atlanta and Donald Holloman, a local attorney, were also featured speakers.

There was little time left for the regional business meeting. However, any proposals or resolutions which demand regional support will be determined in the caucus meetings at the National Convention in April.

SBA PRESIDENT EXPRESSES THANKS

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individual she touched. However, we must preserve the memory in an appropriate manner for those students who come after the exit of Mrs. Anne McKay Duncan, Librarian, North Carolina Central University School of Law.

Pete Hunter,
President SBA

Client Counseling Competition

The Law Student Division of the American Bar Association will again sponsor the Client Counseling Competition. Contract Litigation and Its Alternatives will be the subject matter of the consultation situations this year. The competition is analogous to Moot Court, except that the skill tested is counseling rather than appellate argument. The Competition tries to simulate a real law firm consultation as closely as possible. A typical client problem is selected and a person acting the role of the client is briefed on his or her part. Prior to the day of the actual Competition students, who work in pairs, receive a very brief memo concerning the problem. This data is equivalent to what a secretary might be told when a client calls to make an appointment. The Students are asked to prepare a preliminary memorandum based on the problem as it is then understood. In the actual Competition, which takes place at a regional host law school, each team of students is given forty-five minutes. The first thirty minutes are devoted to an interview with the client during which the students are expected to elicit the rest of the relevant information and propose a solution or outline of what further research would be necessary. During the last quarter hour the students may confer between themselves and verbally prepare a post interview memorandum. This memorandum can be used to explain to the judges why the participants handled the interview as they did.

All American Bar Association approved law schools are invited to enter a pair of students in the Competition. The Regional Competitions will take place on March 6, 1976 and the National Competition will be held on March 27, 1976. There will be an award of one hundred dollars (\$100.00) to the winning team in each Regional Competition. The National winning teams will receive three hundred dollars (\$300.00) and the National runner-up team will receive one hundred and fifty dollars (\$150.00).

Environmental Law Contest Announced

The Association of Trial Lawyers of America has announced that the subject of its 6th annual Environmental Law Essay Contest is "Energy Alternatives and the Law." The contest is open to all law students.

Attorney Norman J. Landau of New York City, contest chairman, said "the current urgency for energy sources has led to environmental abuses and investigation of the environmental costs of pursuing alternate forms of energy is needed."

Each law school will pick a winner who will receive \$100. All winning essays then will be sent to ATLA for judging by a panel of law professors who will select three finalists.

The finalists will receive \$500 each and will be flown to ATLA's Environmental annual convention at Atlanta, Ga., to deliver their essays before ATLA's Environmental Law Section.

The contest deadline is April 15, 1976.

Any inquiries should be addressed to Ms. Barbara A. Stein, Contest Coordinator, ATLA, 20 Garden St., Cambridge, Mass. 02138.

Legal Education

The legal education program is being administered for a third consecutive year at Hillside High School, under the supervision of history teacher Mrs. Mignon Schooler. The program has been a success each of the three years. The courses offered by the legal education committee for the second semester at Hillside High School are: Criminal Law, Family Law and Torts. The program at Hillside is coordinated by the assistant director of the legal education committee, Bill Redd.

ALUMNI PRESIDENT

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Now that you have left us it is our hope that you will find the years ahead even more beautiful than the ones past. On behalf of the alumni, may we take this opportunity to wish you continued happiness.

by James Smith

Alumni Association
President

ANNE M. DUNCAN

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fulfillment and peace. Please continue to exert maximum efforts toward building a better North Carolina Central University School of Law. Use diligently and respectfully its library, for which I feel an especially close attachment. Help expand its book collection needed for your study and research as well as for the generations of students who will follow you.

My expectations for your accomplishments are high. Do not disappoint me.

Sincerely,

Anne M. Duncan

Police Chief Speaks At PAD

As a culmination of the "Pad Day" events, Chief Jon Kindice of the Durham Police Department was the guest speaker. After a brief introduction by Bill Redd, Chief Kindice began his presentation. The Chief first discussed the fact that the Miranda decision (Miranda v. Arizona 384 US 436) was outdated. He felt that Miranda was intended for the ignorant prototype police officer that was dominant in the sixties. Chief Kindice thought the average citizen is now familiar with his rights and the Miranda warnings only serve as a stumbling block to the execution of a police officer's functions.

The Chief went on to say that the Durham Police Department, in the case of civil disorder, could only control about three per cent of the population of Durham. On any disorder larger than three per cent, the help of the National Guard would be solicited. In contrast, the New York City Police Department could control about five per cent of the total population of their city in the event of civil disturbance.

In conclusion the Chief emphasized the fact that the number of blacks on the police force in Durham has increased significantly since he became chief in 1974. He also brought out the fact that all new recruits are of very high moral character and possess very good educational qualifications.

ABA Ethics Committee

The American Bar Association's Standing Committee on Ethics and Professional Responsibility is recommending limited changes in ethical rules which would permit bona fide consumers' organizations to publish, in addition to general biographical information, charges for an initial consultation fee and information on the area of law practice concentration. The Committee deferred action on the question of advertising by individual lawyers, which it had included in its discussion draft circulated to the bar last December.

The Committee's recommendation is spelled out in its report mailed to the 350

members of the ABA's policy-making House of Delegates for action at its meeting scheduled for mid-February in Philadelphia.

In its report, the Committee notes that the amendments meet the need observed by many lawyers who have communicated with it that additional information should be furnished the public, and meet the legitimate concern of the public that they have access to needed information which will aid them in the selection of counsel. "The Committee is urging members of the House to study carefully its report and accompanying recommendations," said Lewis H. Van Dusen, Philadelphia, Pa., Chairman. "Many House members have already made valuable suggestions in connection with its study," he noted.

"These recommendations represent several months examination of all ramifications of the questions of what information should be communicated to the public about lawyers' services and about what they might cost."

"We have heard from consumer groups, legal service organizations, bar associations and members of the bar. We have considered reports on lawsuits involving these questions. We have held two public meetings - one for consumer groups in Washington, D. C., and one for the bar in Chicago. The ABA produced for use of bar associations a film on the subject, part of which highlighted the proceedings of those meetings. We have prepared and circulated a "Discussion Draft" of certain rule changes. We received comments from over forty bar associations in response to that draft."

"And the comments are still coming in", Van Dusen emphasized. "The Committee plans to continue its study of these questions in the light of these bar suggestions. We are extending the period for comment through March 5, and will meet again in mid-March to decide whether additional recommendations should be made."

Employment, promotion, admission, enrollment, and participation in School of Law activities at North Carolina Central University, as a matter of policy, are carried on without regard to race, color, creed, sex or national origin.

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