

2000

Symposium: Creative Problem Solving Conference -- Introduction

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Recommended Citation

Wedel, Steven J. (2000) "Symposium: Creative Problem Solving Conference -- Introduction," *California Western Law Review*. Vol. 37 : No. 1 , Article 2.

Available at: <https://scholarlycommons.law.cwsl.edu/cwlr/vol37/iss1/2>

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INTRODUCTION

As Executive Editor of the *California Western Law Review*, it is my pleasure to provide a few words of introduction and explanation regarding the Fall, 2000, volume.

First, the *Review* is proud to be able to continue the important discussion involving subsidies and the Metropolitan Water District first begun in the Spring, 2000, volume of the *Review*. At that time, we published an article written by Steven Erie and Pascale Joassart-Marcelli that generated so much controversy the San Diego County Water Authority (a member agency of the Metropolitan Water District) felt compelled to respond. We now publish that response, written by Mark Berkman and Jesse David. Additionally, we have included Mr. Erie's comments regarding the Berkman and David response.¹

Second, it is with great pleasure that the *Review* presents a Symposium section on the highly successful California Western Law School-sponsored conference entitled "The Lawyer as Creative Problem Solver," held in February of 2000. The conference was held in San Diego over the course of three days, with each day focusing on a particular aspect or goal of the mission of creating a new lawyer for the 21st Century. This mission calls for the creation of a lawyer who is able to use his or her legal education as a means of effectively resolving disputes, while at the same time remaining outside of the standard legal process. This volume includes excerpts from each day of the conference, sometimes highlighting a keynote speaker, and at other times presenting a free-wheeling panel discussion by experts in the field of creative problem solving. Additionally, we have published three lead articles, each dealing with a conference-related creative problem solving topic.

In the end, we hope that with this issue of the *Review* we have contributed to the meaningful discussion and debate highlighting not only the need for a new type of lawyer but also, more specifically, to the question of how exactly law schools and the legal profession can help define the new roles that lawyers must play in the 21st Century. As to these new roles, I think United States Attorney General Janet Reno said it best when in an address here at California Western, she stated:

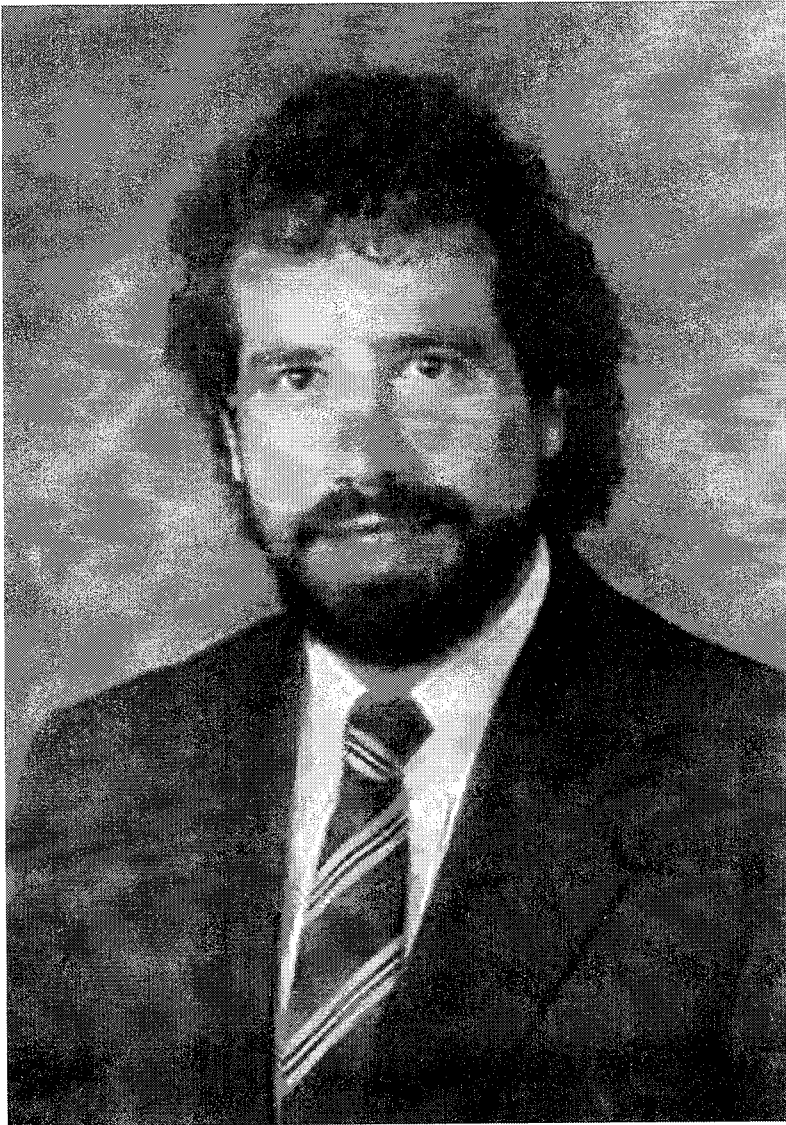
I think there are four roles. There's the role of the sword, the role of the

1. While the staff of the *Law Review* has done its best to ensure that these articles conform to scholarly standards (specifically, ensuring conformation to the Bluebook, a uniform system of citation used by legal journals), some sources used or cited by the authors were unavailable for review. Accordingly, the authors have warranted the validity of their respective research and the sources cited.

shield, and the role of the problem-solver. But, then there is the fourth role, that of the peacemaker. And if you add the problem-solver and peacemaking roles together, you come up with a tremendous force for good. You can never be the problem-solver and the peacemaker unless you are willing to try the case or are willing to hold that sword high to protect the rights we hold dear. But, the lawyer who knows how to stand firm while reaching out a hand to solve a problem and to bring peace is one of the great forces for good in this nation.²

Steven J. Wedel

2. United States Attorney General Janet Reno, Address at California Western School of Law (May 1, 1998) (transcript available at the office of *The California Western Law Review*).



Mark A. Broida
"Professor, Friend, and Colleague"[†]
September 14, 1956 – January 30, 2001

The *California Western Law Review* is pleased to dedicate this issue to Professor Mark A. Broida. As a legal writing professor, Mark would have been proud of the four well-written student articles that are contained within this volume.

[†] Memorial Service Brochure, March 20, 2001, California Western School of Law.
Published by CWSL Scholarly Commons, 2000