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*University of Southern Maine*

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# CURRENTS

University of Southern Maine

Volume 15, Number 4

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The two new associate provosts, Bill Wells and Richard Maiman, stand on either side of Provost Mark Lapping. *Barrett photo*

## New Positions for Academic Support

To strengthen important academic areas that come under the Provost's Office, two associate provost positions have been created. The positions and corresponding goals were outlined in the five-year plan, "USM in the 21st Century."

The five-year plan called for combining the university libraries, academic computing, University Computing Technologies, media services and ITV into a single unit reporting to an associate provost for technology, information systems and libraries. William Wells, law librarian, has been named to this position and approved by the Board of Trustees at their September meeting. Wells will be responsible for developing information resources to support teaching, scholarship and public service. His appointment is through August 31, 1999.

At their November meeting the Trustees approved appointment of Richard Maiman, professor of political science, as associate provost for graduate studies and research. Maiman, on the faculty since 1971, has been director of graduate affairs since 1992. His term as associate provost also ends August 31, 1999. The new office of Graduate Studies and

Research brings together the Office of Sponsored Programs, graduate studies, and resources supporting graduate students under the new associate provost position in order to achieve greater efficiency and focus resources, according to the five year plan. In addition to overseeing present graduate programs in terms of admissions, student services and graduate assistantships, Maiman will coordinate the development of new graduate programs. He will develop research partnerships with the private and public sectors and encourage a greater degree of faculty involvement in sponsored research.

Provost Mark Lapping pointed out that the two positions represent "a redefinition and redeployment of existing resources within the Office of the Provost." This will provide us, he said, "with leadership, energy, and vision in several areas of the university's academic life which will require increased attention, resources, and careful planning — libraries and information technology on the one hand, and graduate education and research on the other. I am delighted that two so highly talented individuals, both thoroughly immersed in these matters, have been willing to step forward to take on the challenge of helping the USM community to conceptualize, plan, advocate for, and implement strategy in these areas."

Wells will continue his responsibilities as director of law library and professor of law on a half-time basis. The remainder of his time will be dedicated to providing leadership in strategic planning and budgeting for all aspects of academic and administrative computing, the university libraries, and campus networks. His responsibilities include database development and the integration of technology into the learning process. To do this, he will work with students, faculty and staff to identify library services that need to be developed and the information and technology needs of the university community.

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## USM in the News

USM people often are called on to serve as expert commentators for the media, providing insight on news items for television, radio and newspaper audiences. A recent rough count revealed that over 250 faculty/staff interviews or stories about USM appeared in the media between May 10 and November 9, a six month period. Besides our local media outlets, stories appeared in the New York Times, the Los Angeles Times, the Detroit Free Press, the Boston Herald, Hartford Courant, and Chronicle of Higher Education. In addition to faculty/staff references, features on such topics as the Osher Map Library, our fall 1996 enrollments, and a course on baseball and society have run in statewide, regional and/or national outlets.

As always, the economics and political science faculty have been drafted most frequently, but other faculty and staff are called upon, too.

Our political scientists did heavy duty during the primary season and leading up to the general election this fall. Bill Coogan and Oliver Woshinsky did the most interviews, about 40 each, with Richard Maiman and Jim Roberts coming in close behind. Maiman opened a new frontier locally by providing on-line commentary for six hours on election night as the paper updated its election coverage on their World Wide Web site. Also from Political Science, Michael Hamilton was asked to comment on the oil spill in Portland Harbor and Mahmud Faksh commented on air strikes against Iraq in September. Altogether, the department handled some 130 interviews between June and the election. Some of the out-of-state interviews include Faksh's interviews with the N.Y.-based nationally-syndicated radio talk program, Victoria Jones Show, WNYC Radio in New York, and the Cairo, Egypt-based Associated Press;

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## Russian Capitalism Flouts the Rule of Law

by David Cluchey, professor of law

**Editor's Note:** Cluchey was a Fulbright lecturer in Moscow for three months in 1994, was a consultant to the Rule of Law Consortium in Russia in 1995 and 1996 and taught comparative business law in St. Petersburg in 1995. The following article is excerpted from an opinion piece Cluchey wrote for the November 24 Maine Sunday Telegram. It was prompted by the murders of more than 50 Russian bankers this year by hitmen operating in Russia today.

...Despite the creation of an entirely new system of commercial courts, many Russian enterprises continue to rely on the intervention of mafia gangs for the resolution of economic disputes, while foreign companies with investments in Russia look to arbitration in Stockholm, Paris and other venues outside of Russia.

The United States and other western countries have invested significant money in training and other assistance to the new commercial courts. So far this assistance appears to have had little or no impact in establishing the commercial courts as a credible alternative for dispute resolution....

In recent years, the Russian Federation has adopted elaborate laws establishing the jurisdiction and procedures of the new commercial court system. ...

While the statutes underlying the commercial court system are comprehensive and generally well-drafted... the creation of an effective and efficient court system for the resolution of commercial disputes requires a good deal more than a set of new laws.

Judges experienced with the intricacies of complex business transactions are a rare commodity ....The judges appointed to the new courts grew up in a Russia without a market economy...the challenge of preparing them to resolve modern commercial disputes is daunting and will take time to achieve.

As with many other elements of the Russian infrastructure, there is a chronic lack of resources in the commercial court system. Judges and other court personnel go unpaid for extended periods, the renovation and maintenance of facilities for the courts has been slow and unpredictable, record keeping is sometimes inaccurate or nonexistent and transcription of court proceedings is often unavailable.

...The enforcement of judgments of Russian courts, including the commercial courts, is a continuing problem.... Acquiescence [to judgments] is not a characteristic response of the enterprise managers, the robber barons and the aggressive entrepreneurs who typify the new Russian market economy....Until these courts can effectively enforce their judgments, they will not be an attractive alternative for the resolution of commercial disputes.

The most serious problem faced by the new commercial courts is one common to the Russian legal system. Many Russian citizens simply do not believe that agencies of the state can function as neutral, fair and competent forums for the resolution of disputes. The experience of the Russian people under the Soviet system bred cynicism about the integrity of government officials and institutions.

Despite the fundamental change that has occurred in the Russian form of government, the growth of crime and corruption under the new system has undermined efforts to convince Russians that their nation is now ruled under law and not simply by those currently in power....

Over time and with experience, the Russian commercial courts may achieve legitimacy as the forum of choice for the resolution of commercial disputes in Russia. This will not happen until Russian entrepreneurs and foreign businessmen involved in the Russian market perceive that these courts have the competence, the resources and the authority to deal effectively with such disputes....

So long as the rule of law remains only an aspiration in Russia, those engaged in entrepreneurial activities will continue to have more confidence in the mafia than in the system of commercial courts for the resolution of commercial disputes.



Pictured at last month's International Faculty Reception are, from the left, Ludmilla Antipenko from the Ukraine, a guest faculty in Foreign Languages and Classics who also is teaching this semester at Portland High School; Mijung Kim of South Korea, a guest faculty member in math and statistics; India Broyles, associate professor of education, who serves on the Provost's Advisory Committee on International Academic Programs; and Domenica Cipollone, director of international programs. Professors Antipenko and Kim are two of six international faculty at USM this semester. The reception was sponsored by the Provost's Advisory Committee on International Academic Programs and the Office of International Programs.  
*Caswell photo*

## USM in News

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interviews by Coogan and Woshinsky with The New York Times and the Congressional Quarterly; and Woshinsky's background discussion with a Nightline producer, and interviews with the Commercial Appeal in Memphis, TN and with the News and Record in Greensboro, NC.

Economics professors were also heavily used by the media. Charles Colgan, associate professor of public policy and management, Bob McMahon and Michael Hillard, both associate professor of economics, were all called often for predictions and explanations of Maine's economic status. Jeanne Munger, assistant professor of marketing, and Nancy Artz, associate professor of business administration, were also asked to interpret business trends and events.

Cuba expert Fred Padula, associate professor of history, did a number of interviews with the Canadian paper The Financial Post and with national radio shows about the embargo of Cuba and other topics on Cuba.

The Office of Media Relations thanks all faculty and staff who have added depth to media stories and shared their expertise with the public. In addition to being a valuable public service, we believe that use of faculty experts in the media enhances the positive image of the university.

## Positions

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"I think my primary responsibility in this new position is to facilitate better use of technology and library resources within the academic arena," Wells said. "Library materials and technology can enhance the classroom experience, and I hope to improve access to these resources where they are appropriate. Our latest technology can help users sift through the ever-increasing quantity of available information." He envisions faculty meeting with staff from academic computing or the library in designing approaches to course material. He hopes also to be able to eliminate some duplication of resources.

Before coming to USM in September, 1986 to be director of the law library, Wells was assistant director of the law library at George Washington University for three years. In 1992 the University of Maine System Board of Trustees granted him tenure and promotion to professor of law. He is the author of the Maine Legal Research Guide, several articles on legal research and an article for the Maine Historical Society Quarterly on Judge John Appleton.

Maiman won three research grants from the National Science Foundation for research on mediation from 1979 to 1984 and on divorce law since 1989. He is currently the principal investigator on two legal projects for Massachusetts and Maine and is research consultant for a third project on mediation in Massachusetts. He is the coauthor of two books, "American Constitutional Law: Introduction and Case Studies" and "Constructing Legal Professionalism: Divorce Lawyers and their Work."

In his new role, Maiman hopes to increase graduate offerings and bring about a closer integration of academic programs and sponsored research. "In a time of diminishing state support for new program development," he said, "we will be redoubling our efforts to tap into both public and private funding sources. In the coming years, research grants and contracts will be an increasingly important part of the funding mix for both new and existing graduate programs at USM. Sponsored research activity can help attract and support graduate students, as well as expand faculty members' opportunities for professional development. We hope to encourage more USM faculty members to seek outside funding for their research and to facilitate their efforts to do so."

## USM Productions

Several USM faculty are appearing in television programs that allow them to share their expertise with the public and are broadcast by Time Warner Cable over local Channel 4. The shows are produced by USM-TV crew members, producer Caroline Hendry and technical manager Nat Ives. USM-TV is housed at 68 High Street. In addition to providing productions for broadcast, the staff assists in teaching courses on television production.

Bill Steele and Tom Power, both associate professors of theatre, have hosted their own program reviewing theater in Maine for several years. Newer recruits to USM-TV productions are Joel Gold, professor of associate business administration, who hosts a financial advice series, "Money Matters;" and Mark Lapping, provost, who hosts "BookMark," an interview series with faculty about books they have published. Valerie Lamont, director of the Institute for Real Estate Research and Education, has appeared in cable shows in the past and is currently hosting a program on the dangers of lead poisoning in conjunction with the City of Portland's Public Health Department. Joel Eastman, professor of history, does occasional programs on local history; Nancy Gish, professor of English and director of the Women's Studies Department, in the past hosted an interview series on ideas and issues current in academia, which she hopes to revive in the future.

Hendry and Ives have also produced magazine-style programs on people and programs at USM, including "Discover USM," and "USM Presents," which focuses on the arts at USM.

USM's programming on Channel 4 for December includes "Money Matters" with guest Kevin King, a broker at Business and Property Services, discussing the ins and outs of buying a franchise; a special "USM Presents" on the Music Department's gala fund raiser, "Winter's Eve in St. Petersburg;" and two other special programs, "On the Labor Trail," and "The Columbus Letter."

History professor Eileen Eagan led about 40 people in a walk around the Labor Trail on Saturday, November 24, looking at sites in Portland that represent important moments in the history of the working people of Portland. Folk singer Charlie King led the group in singing labor songs, and USM's TV crew captured the event for broadcast during the week of December 30.

An important contribution to USM's Osher Map Library is highlighted in "The Columbus Letter," a half-hour program explaining the significance of a letter written by Christopher Columbus about his initial voyage to the Americas in 1492, published in early Spanish and Latin and distributed around Europe in the following years. A 1494 Latin version of the letter was purchased by Harold and Peggy Osher and donated in October to USM's Osher Map Library and Smith Cartographic Center (see the October issue of Currents for more information). The USM-TV program, which airs the week of December 30, will show close-ups of the woodblock prints illustrating the letter and feature an English translation, as well as a discussion with Harold Osher, Dave Davis, professor of archaeology, USM map scholar Matthew Edney and Vice President for University Advancement John Maestas, a Pueblo Indian, who will give a Native American perspective on Columbus.

"USM Presents," scheduled for the week of December 23, will feature a program on the exhibit at the Art Gallery on the Gorham campus, "Representing the Holocaust," which is on view through Friday, December 20. Provost Mark Lapping continues his interview program with guest Joyce Martin, assistant director of USM's Professional Development Center in the College of Education and Human Development. Martin, an expert on children's literature, will discuss children's books and gift giving on BookMark, to air the week of December 16.



Joel Gold, professor of associate business administration, hosts a program on personal finances on CTN-Channel 4. *file photo*



## What We're Doing

ALBERT D. BEAN, director of athletics, was the featured speaker at the October meeting of the Maine State High School Athletic Directors' Association, held at the Augusta Civic Center. Bean and BRIANTOY, associate professor, School of Nursing, discussed the new Gorham-based facilities and the proposed academic program in sports medicine.

JUDY BERNSTEIN, post doctoral fellow in linguistics, presented a paper co-authored with DANA McDANIEL, associate professor of linguistics, at the Western Conference on Linguistics at the University of California, Santa Cruz. The paper reported on work they are doing in a multi-year NSF-funded study of language acquisition in children. Bernstein will also present a paper at the annual meeting of the Linguistics Society of America in Chicago in January.

WAYNE COWART, associate professor of linguistics, was invited to present the opening paper at a recent workshop on sentence processing organized by the Innovationskolleg on Formal Models of Cognitive Complexity at the University of Potsdam, Germany. His book, "Experimental Syntax," will be released by Sage Publications in January.

ROY A. GALLANT, planetarium director, presented a paper titled "Expedition to Siberia's Chingte Meteorite Shower Site" at the annual meeting of the Great Lakes Planetarium Association held in Minneapolis on October 24. A two-part article about the expedition, and the history of the site, is scheduled for publication in two consecutive issues of the journal *Meteorite!* in 1997.

WILLIAM F. GAYTON, professor of psychology, presented a workshop titled "An Overview of Sport Psychology" at the October 8 Level II Clinic for the United States Freestyle Coaches Association at Sugarloaf.

SAT GUPTA, associate professor of mathematics and director, Graduate Program in Statistics, had a paper, "Electronic Video Poker: A Game of Skill or a Game of Chance—An Empirical Study," accepted for publication in the *Journal of Combinatorics, Information, and System Sciences*.

MICHAEL S. HAMILTON, associate professor of political science, had an article titled "Building Institutional Capacity for Policy Development Through Bilateral Science and Technology Cooperation Using Joint-Teams: Mining Environmental Policy in Indonesia" published in the *Indonesian Mining Journal*.

MARIUSZ JANKOWSKI, associate professor of electrical engineering, was honored for developing a senior level course titled "Teaching Digital Image Processing with Mathematica," which provides an introduction to the basic concepts and methodologies for digital image processing.

ROBERT B. LOUDEN, professor of philosophy, is co-editor of a new anthology, "The Greeks and Us," published in November by The University of Chicago Press. His essay, "Toward a Genealogy of 'Deontology'" was published in the October issue of *The Journal of the History of Philosophy*. In January a German translation of his essay, "On Some Vices of Virtue Ethics," (*American Philosophical Quarterly*, 1984) will appear in *Über Tugend* (Reclam Verlag, 1997). The original English version will also be reprinted in "Oxford Readings in Philosophy: Virtue Ethics" (Oxford University Press, 1997). He is a recipient of a 1996-97 Alexander von Humboldt Research Fellowship, and is working this year at Westfälische Wilhelms-Universität in Münster, Germany.

JOHN A. MARSHALL, assistant professor of technology, recently presented three research papers at the 29th annual Convention of the National Association of Industrial Technology (NAIT). His topics were "A Comparison Between Internet Gateways and the Services Provided by the Information Highway Giants," "Industrial Internships as a Requirement for Graduation," and "Internet Addresses Every Technologist Should Visit." He is a senior certified member of NAIT, has served on six national committees over the past 15 years, and is currently a member of the Internet committee. In July, Marshall participated in a weeklong technical workshop on Automatic Data Collection at Ohio University.

DANA McDANIEL, associate professor of linguistics, has had a book she co-edited, "Methods for Assessing Children's Syntax," published by MIT Press.

DANIEL A. PANICI, assistant professor of communication, will have a paper he co-authored, "Writing-Across-the-Curriculum in the Journalism and Mass Communication Discipline: A Descriptive Study" published in *Journalism and Mass Communication Educator*. He recently presented two talks at the annual National Association of College Broadcasters convention in Providence: "Talk/Magazine Programming and the Video Essay" and "Building Bridges to the Outside World: The Internship Experience." He has also been appointed a member of the Teaching Standards Committee

for the Mass Communication and Society Division of the Association for Education in Journalism and Mass Communication.

RICHARD L. WEST, associate professor and chair of communication, took part in the following programs at the 82nd annual meeting of the Speech Communication Association, November 23-26 in San Diego: "Best Practices in the Elementary/Secondary Classroom," "Creating Distance Learning Telecourses for Speech Communication," "Of Feminism and Other Uproar: Controversial Teaching, Student Resistance, and Campus Reactions," "Teacher and Student Perceptions: Maximizing Communication Effectiveness," "Alternative Perspectives: Issues Affecting Families of Lesbians and Gay Men," and "Task Force on Racial Diversity Business Meeting." At the meeting he presented the following papers: "Confronting Racist Talk in Elementary/Classrooms," and "You're a 'WHAT'?: Tales from a Male Feminist in a New England Town." He was recently appointed an associate editor of *Management Communication Quarterly* and the *Basic Communication Course Annual*. He was also selected as marketing director for the Eastern Communication Association. West was also recently appointed book review editor of *Communication Quarterly* for a three-year term.

DARRYN S. WILLOUGHBY, assistant professor of recreation and leisure studies, gave a presentation at the annual international conference of the American College of Sport Medicine on June 29 titled "The Effects of Low- and High-Intensity Aerobic Exercise Programs on the Functional Capacity of Cardiovascular Efficiency of Elderly Post-CABG Patients." He also had a paper published in the *Journal of Strength and Conditioning Research* titled, "The Effects of the Beta2-Agonist Clenbuterol, and Exercise Training on Muscle Protein and Performance."

## SNOW NOTICE

Check radio stations WMGX, WBLM, WCSO, WPKM, WPOR, WCLZ, WKZS, WMPG, WGAN, WLAM, and WIDE and TV stations 6, 8, and 13 for snow cancellation notices. Or call USM's storm line, 780-4800. Facilities Management asks that you not park in outbuilding driveways in snow.

## University of Southern Maine

### Currents

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