Houston, Sosnick tell lessons from court

Oakland Circuit Court

Circuit court is a court of general jurisdiction, trying both criminal and major civil cases. The 6th circuit comprises all of Oakland County. Terms are six years. Current salary is \$92,000. Winner will succeed Judge James Thorburn, who is retiring. You may yote for one. Three other judges are unopposed for re-election: David F. Breck, Alice L. Gilbert and Francis X. O'Brien.

name: Robert Houston age: 50 residence: Huntington

Woods

Occupation: administrative
law judge, state Department
of Social Services

ducation: M.B.A., Michigan
State University; J.D., Detroit
College of Law; Wayne State
University labor law studies;

associate degree, Phoenix

associate degree, Phoenix College.

background: director, Office of Children Services; legal responsibilities, Civil Rights Commission; staff attorney, Michigan Consolidated Gas Co.; counselor, Boys Republic; Stafe Bar, Wolverine Bar, NAACP.

AS CIRCUIT judge, Houston said he would bring "a unique input — a minority in a majority-controlled so-ciety."

ciety."

In his view, the Oakland court bench is a "Good Of Boys Club run rampant." On the circuit and probate benches, he sees four women and no blacks among 18 judges. President Reagan has appointed 263 federal judges of whom six are black, 1.7 percent, and 27 are women, 9.2 percent. That sends a message. That sends a message about the system."

Blacks, he said, "have a feeling they're not getting a fair shake and are getting a stacked deal (in courts staffed almost entirely by whites). It's a cloud on the system. It dilutes trust in government."

Influenced by "one of those ugly liberals," Harold Norris, a professor at Detroit College of Law, Houston becomes expansive on participatory government — "an educated and involved citizenry aware of it own self-interest."

A "CONSERVATIVE" on crime, Houston said he would be different from other judges. "I'm not a member of the Good Ol'
Boys Club. I'm a product of the community . . . coming from poverty in
the South . . . living in the ghetto as

a youth.

"If I sat in that meeting (of the 14 circuit judges), I would be an obstacle. They say if you want to get along, you ve got to go along, I'm not a go-along person," he said. Specifically, he would address the issues of attorney assignments and fair fees.

He is endorsed by Council 25 of the American Federation of State, Coun-ty and Municipal Employees, AFL-CIO.

Robert Houston

By Tim Richard staff writer

BOBERT Houston will tell you about "the power structure." His big lessons came in a case he tried against First Federal and Standard Federal, two major savings and loan associa

lions.
"I recall in chambers a circuit judge telling us how sound the institutions were and how we didn't have anything to fear. Now, savings and loans are going belly up," said Hous-

ton.
Houston, running for circuit judge, related the case as a study in frustration. For example, the S&L's argued in federal court that the suit belonged in circuit court; then in circuit court, that it belonged in federal court.

THE CASE, said Houston, who THE CASE, said Houston, who was then in private practice, was a class-action suit brought by homeowers who had paid into escrow accounts set up by the lenders. Escrow accounts are to cover property taxes and insurance. The borrowers found the lenders were pocketing the interest earned on those accounts. "We asked the action be stopped or that they (ineders) share the interest income with the mortgagor," he said.

est income with the mortgagor, ne sald.

The case wasn't decided by the court but settled. "The court required publication of notices of the settlement in the Detroit News, the Free Press and the Michigan Chronitagories it was a class action suit. Free Press and the Michigan Chroni-cibe because it was a class action suit. The ad had to be a certain size ad and so many times (so that other members of the class could share in the settlement). "The notices would have cost \$100,000. The plaintiffs (homeown-ers) couldn't afford it. The plaintiffs elected to fold."

HOUSTON TOOK a deep breath.
"That was an education for me about the power structure. A crusader who wants to make changes had better be prepared to deal with it." Meanwhile, he said, the S&L's "went to the Federal Home Loan Bank Board and got a regulation passed that they could invest the money (and keep the interest) if they tell you (the borrower).

"The because can penalticle for

"The borrower can negotiate for syment of the interest - but of payment of the interest — but of course, that never happens." At mor-tage closings, he said, the lender will generally say, "No, we don't pay in-terest, and we don't negotiate that."

icrest, and we don't negotiate that."

NOWADAYS Houston is an admitstrative law judge with the state bepartment of Social Services handling the cases of juvenile delinquents who already are wards of the state. His office is in Detroit.

"We see the youth after they've been to probate court juvenile divison," he said.
"In Detroit and the suburbs, we have a lot of drugs. The youth begin to act out — truancy, lighting, When we're talking juvenile crime, we're talking in the suburbs, we have a been divided in the we're talking in the suburbs, we will be suburbed in the suburbs, we will be suburbed in the suburbs, we follow most of the substantive rights, though the standard of proof is not as high (as in circuit court).

"There are two parts to the hear-

"There are two parts to the hearing — guilt or innocence, and disposition." The ultimate disposition is placing a youth in a training home.

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Edward Sosnick

DWARD Sosnick does a lot of teaching — high school students, civic groups, other lawyers. "People like to understand how a judge makes a decision," said the 48th District Court ludge.

judge.
Sosnick, now running for circuit judge, uses his own cases to make the point that you have to assemble all the facts, then go to the law

books.

In one of his examples, a mother gave her son an engagement ring to give to his prospective bride. "But the flance says the son is a burn who took drugs and was physically abuve on a pead her," Sosnick recalled. The flance broke the engagement but kept the ring. The mother swed the young woman for its return. "When the mother gave the ring." Sosnick said, "it was conditional. So I had her (the flance) give the ring back."

HIS MOST famous case was his first as a district judge four years ago, and it made him famous. King Boots was an Old English sheepdog, a champion of the showing. He bit the elderly mother of one of his owners, a woman the couple had cared for for 20 years. The woman died, and the county prosecuted.



"The other side (defense) brought in a pathologist with the theory that she had had a heart attack and fallen on the dog. The defense wanted me to adopt the standard of 'vicious hab-li.' That doesn't mean the Junkyard dog."

It' That doesn't mean the Junkyard dog."

Sosnick determined the dog had bitten but only once — and had bitten previously.

He called the case "a good example of the adversarial system. The truth emerges from both sides bringing in all the facts and tearing down the other side's facts."

Sosnick decided against destroying King Boots but did order him neutered, so his trails couldn't be passed on; his canine teeth be ranwed; and close confinement at home. (The dog died months later.)

name: Edward Sosnick

□ name: Edward Sosnick
□ sge: 47
□ home: Bloomfield Hills
□ occupation: judge, 48th
Olatrict Court
□ ducation: JD, 1967, BA, 1963.
Wayne State University
□ background: chief trial
lawyer, Oakland County
prosecutor's office; private
law practice; board of
directors, Haven; advisory
board, Common Ground;
instructor for Michigan
Judicial Institute and
Oakland County Bar
Association; Lions Club

The child paid him the ultimate compliment in her court testimony, aksed to identify various people, she said, "You're Ed. You're my friend." "For some reason," said the burly Sosnick, "kids are never afraid of me. You don't have to be airaid of a judge or a court. Courts are for people.

judge or a court. Courts are for people.

"I WANT to be a wise judge.

"I WANT to be a wise judge.

They'll say the really listened, tried to understand. They may not like a decision. To me it's a gift."

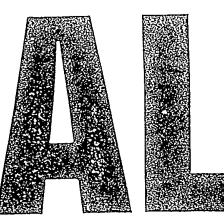
The best judge he ever practiced before was former circuit judge William Hampton. "He could have been a judge at the age of 8. He never shouled. He listened. He made his decision. He was always prepared, and he had a judicial temperament," Sosnick said.

"If I'm elected, I'd like to treat diverse as the serious matter they are we intervene where people have substance abuse problems. I'd like develop mandatory workshops to

are. We intervene where people have first-degree murder cases," said Sosnick, who was chief trial lawyer in the Oakhad prosecutor's office before becoming a district judge.
"Tve handed a lot of case involving small children. I favor vertical prosecution — a single prosecution — a single prosecution is assigned to a case and stays with it propated in levels of courts. The child gets confidence."

He told of prosecuting a case against a father who moiested three daughters. One young daughter was unable to take an oath, and Sosnick the Michigan Legislative Council for daughters. One young daughter was thought it was because she couldn't school, the Michigan Education Association, the terms: "Is this a pen or a hippopotamus! It said this were a hippopotamus! It said this were a hippo, would it be a lie?"

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The Gakiand County Parks and Recreation Commission is endorsing state Proposals C and D on the Nov. "The passage of these proposals can make a much-needed impact on the improving precious natural recounty coads. If a proved, the fee will raise and eveloping new projects for all," said Lewis E. Wint, chairman of the panel, proposal C is a \$650 million bond issue for cleanup of toxic wastes, improving land and water resource, and protecting the Great Lakes. Proposal C is a \$650 million bond issue for cleanup of toxic wastes, improving land and water resource, and protecting the Great Lakes. Proposal D is a \$140 million bond issue for recreation improvements. About half the money will go to local. Public bodies endorsing the feet Lakes. Public bodies endorsing the feet back the self-tee of Troy Recent Harber. papel. Proposal C is a \$660 million bom lead Enhancement (CORE, based in Road Enhancement (CORE, b