



A Treatise to my Learned Friend and the Attorney at Law

Isaac Christopher Lubogo

A Treatise to My
Learned Friend the
Attorney at Law

Magnum Opus/ Chef-d'oeuvre

Isaac Christopher Lubogo

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Dedication

**Always remember this quotation from,
“the movie the great Debaters.”**

Who’s the judge?

The judge is God.

And why is he God?

Because he decides who wins or loses, not my opponent.

And who is your opponent?

He doesn’t exist.

And why doesn’t he exist?

Because he is a mere descending voice of the truth that I speak,

**I Dedicate this book to my children Zion Margaret
Lubogo and Israel Y.K Lubogo.**

Acknowledgement

This publication is a product of mastermind alliance. Great men and women keynote speakers whom I have heard speak and whose books I have read, and contributed to this manuscript. Like Rev. Dr. Martin Luther King Jr, Dr. Myles Munroe, Dr. John Tibane, Dr. Victor Mkhize and Albert Collins Kyeyune.

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Introduction

More often than not the law is usually argued to be a sworn commitment to a set of absolute fixed ideas within rigidly narrow parameters. The letter of the law is often framed in absolutes, stated in black and white but very often served in shades of gray.

We are humans in our weakest moments and perhaps our noblest we are indeed humans, that is why we temper with those black and white absolutes with the aid of jurors (obuntu-bulamu system) in order to humanize our judicial system to render the system fair, compassionate and imperfect.

Obuntu-Bulamu is Altruism (a regard for and devotion to the interest of others) our willing to give up selfish self interest for the welfare of others because in the end I am because we are and for some reason I can never be I am I ought to be until you are what your meant to be.

Best demonstration of Obuntu Bulamu in our daily lives is best captured in the coin "a pound of flesh" William shakes pears play Merchant of Venice the character Portia says this line on the instance of shylock, the Jew for the payment Antonios flesh, which is a central point of the play. In Act IV Scene 1 Portia concludes the conflict between shylock and Antonio by saying to shylock, "Take thy bond, take thou thy pound of flesh"

In law when something is owed it needs to be paid back at every cost Shakespeare coined this phrase in a figurative way, which refers to a lawful but unreasonable recompense during the 18th century and very much so even now. Here the mention of the flesh suggests vengeful, bloodthirstiness, and inflexible behavior to get back borrowed money (debt).

Shylock expresses spiteful penalty from Antonio, and then Portia repeats his lines with a solution in the Act-IV, Scene 1 of shakes peers play merchant of venice: lines 295- 303

Shylock: “Most learned judge, a sentence come prepare”

Portia: “..This bond doth give thee here no jot of blood; the words expressly are a pound of flesh”

Antonio cannot pay back shylocks money and the userer demands his flesh as a fine, Portias skillful act of manipulating and legal hair splitting saves the day, as she offers a solution that if shylock sheds even a single drop of Christian blood after cutting his flesh, then under venetian law, the state of Venice would take away his property and land.

The themes or central ideas of this phrase include revenge, justice, and mercy, this phrase is a figurative method of expressing a spiteful penalty or harsh demand – the consequences of non-payment on a distressed bargain. However, the usurer shylock asks for areal pound of flesh as security when merchant Antonio comes and borrows money.

Though it is clever marketing, it is false advertising too. Antonio accepts the brutal terms of shylock, but he is aware of the fact that shylock despises him. Ultimately, Antonio is forced to default, while the usurer refuses the merchants beg for mercy. Dressed as a famous judge, and an indirect beneficiary of Antonio, Portia takes a letter of bond on insistence of shylock and brings an absurd conclusion. She maintains that the bond specifies a pound of flesh but” not jot of blood”

The symbolism here is that flesh is symbol of revenge and inflexibility which is the law and the Tone of this phrase seems to be vengeance which in most cases the law seems to want to achieve.

There is also the concept of mercy linked with the Christian idea of salvation, Jesus is quoted in the holy bible saying “he that is without sin among you let him cast a stone (the woman found in the act of adultery most serious crime (felony) and punishable by stoning to death)...and later said to her where are your accusers? She replied ‘No more man my Lord’” after no one had remained to condemn her for fear of their own inadequacies. Jesus told the woman... “Neither do I condemn thee go and sin no more...” John 8:7 when you relate this to Mathew 18:21-35 the parable of the unforgiving, unmerciful servant the king was very furious with the servant he had earlier forgiven when he found out that the servant had refused to forgive the petty debtor

Mahatma Ghandi said if we follow the principle of an eye for an eye the makes the whole world blind” revenge is often regarded as brutal thought for human mindset but proper compensation and reimbursement for loss is seen as a justice.

My Indie person’s thoughts.....

Justice Oliver Wendell Holmes once said ‘wanting to become a lawyer is divinely inspired’.

I am deeply honoured and exceedingly humbled to be able to jot a few words But allow me say that its indeed you the reader that indeed deserve the real thank you. Each one of you in your various capacities have indeed been a blessing to so journey with me in this book.

And for me to find the right word to express my appreciation almost fails me, But in case I find the right word, you must remember that lawyers are trained to earn their living by the pen and by their tongue.

It was you the readers and the well-wishers, that had the lions heart I had the luck to be called upon to give the roar. I also hope that I have suggested to the lion the right places to use its claws.

Part. 1



THE ATTORNEY AT LAW.

It is said “many go through law school successfully, but only few become lawyers, little wonder American author Henry David Thoreau’s warned in 1849, “The lawyer’s truth is not Truth, but consistency or a consistent expediency.” And in “Men of Good Hope,” 1951, author Daniel Aaron quoted American religious leader Theodore Parker warning “If powerful men will not write justice with black ink, on white paper, ignorant and violent men will write it on the soil, in letters of blood, and illuminate their rude legislation with burning castles, palaces and towns.”

Field man on legal theory 5th edition PG 430, argues that;

“If the Lawyer commences to be identified as he predominantly is, at the present time, with the defence of the existing orders and of vested interest against the urgent needs and interests of societies that must lift them selves from poverty and stagnation to a tangentially higher level of economic social development, often within a desperately short time the Lawyer will eventually be reduced to an inferior and despised status in the developing nations. The contemporary lawyer in all states must emphatically in developing nations become an active and responsible participant with the shaping of and formulating of development plans he must guide and counsel but also warn where necessary’,
And like **Prof. Ssempebwa** said **“we are ready to be replaced”**.

You could be the next “**legal guru**”. Here is a chance to Go out and be the best, don’t just be “a lawyer”, be “the lawyer”.

Legal realist, Justice Oliver Wendell Holmes, widely regarded as the wisest lawyer in American history said “**Wanting to become a lawyer is divinely inspired**”, it’s not that Holmes was a theologian, but he believed that there was a bit of divinity in the study of law, and one could ascertain in the study of precedents for example glimpses of unfathomable process, a hint of universal law, or echoes of the infinite.

Now whether that is true or not, I am probably not the right person to say so. But in case I find the right words to say so you must remember that lawyers are trained to earn their living by the pen and their tongue.

It’s indeed an honour and privilege for me to write to you this humble dossier, its you fellow comrades in the struggle who have the lion’s heart I am probably lucky to be called upon to give the roar. And I hope that one day I shall suggest to the lion the right place to use its claws.

The odoki report on legal education training and accreditation in Uganda, chapter 4 pg.34 has noted;The legal profession education has undergone profound changes in Uganda since 1970.this follows the recommendations of the **Gower Committee** on legal education that the system of training prospective lawyers by the of apprenticeship should be replaced by a system of institutional training. The short comings of the apprenticeship were identified to include unsystematic method of training with limited exposure of supervision by senior lawyers, and shortage of good chambers to which students could be attached. This gave birth to the Law Development Centre Post Graduate Bar Course. It thus became mandatory qualification for admission to practice law in Uganda, the LDC Act 1970 and the Advocates Act 1970, were passed to give effect to those recommendations. In 1972 the Centre commenced conducting the pre-enrolment course under the name Post Graduate Bar Course leading to the award of the diploma in Legal

Practice. It's important to note that these short coming in the various law schools across the country, still exist and thus the need to further strengthen the lawyer in imparting practical skills for prospective advocates.

Omrod, once reported in his report [1971] the modern training of a lawyer consists of 3 stages;

1. Academic stage
2. Professional stage comprising of;
 - a) Institutional training
 - b) In-training
3. Continuing Legal education.

The Gower report recommended that the main objective of the Bar course should be to impart practical skills which would enable the lawyer to put in practice his knowledge of substantive law acquired at the university. In paragraph 59 the report stated; *“As we have already said; we envisage the role of the pre-enrolment course as a method of instructing potential practitioners in practical skills needed in the various branches of legal practice. We envisage that this should be achieved not so much by telling students but rather by making them learn by doing. In other words they should be made to undertake practical exercises under the supervision of a teacher who knows how the particular exercise ought to be done.”*

Dr Okechukwa Oko writing on legal education and training in Nigeria (1994) defended this objective as follows; *“ideally a vocational institutions like the Nigerian Law School, aspires to achieve the following; teach students to apply the laws, principles, and concepts to real situations, provide training or the basic skills of legal practice, such as drafting, counselling, negotiating, the techniques of advocacy and alert students to the permissible scope of professional behaviour and conduct”*

The above overview demands lawyers to get ready for the rigorous training in order to become effective attorneys at law which is every barristers concern.

The dilemma we face demands to note that the times have changed and the tides clearly show winds of change blowing to which every good lawyer must adopt. This coupled with an influx of lawyers to the already flooded field. The challenge we have is that our services shall no longer be required in respect to what university we attended BUT by how good the services we are providing and the application of ubuntu bulamu.

To be or not to be an attorney at law therefore now becomes every barristers concern, this means we are challenged to mobilize our resources and mobilize all the constructive forces that we can master and make a significant contribution firstly to ourselves as barristers in the making and to the wider diasporas.

For those who may appear disadvantaged, must remember **Dr. Rev Martin Luther King Jr**, once said **“he who gets behind in a race must forever remain behind or run faster than the man in front”** we must develop and maintain a sense of dignity and self respect for the Noble profession. We must not allow any force to cause us to compromise our professional ethics in bid to corrupt our services. We must believe in our selves that we can make a positive impact to people’s lives and walk the streets of life every day with this sense of noble hood destined for a purpose that only you were designed to accomplish by Almighty God for the greater mankind.

New opportunities will have to open that have not been opened before; the challenge we have is to be ready to enter these doors when they open. **Ralph Waldo Emerson in lecture in (1871)** said ‘ **if a man can write a better book or preach a better sermon or make a better**

mouse trap than his neighbour even if he builds his house in the woods, the world will make a beaten path to his door” This will become increasingly true. I mean we have to work hard, burn the midnight oil, take advantage of new opportunities.

We must set out to let our lives work so well that no body could do it better. We need to do a good job, NOT MERELY being a good lawyer, if you are making up your mind to be merely a good magistrate, or a good Judge, or a good Law teacher have already flanked your matriculation exams for entrance into the university of integration.

You should set out to do a good job and do that Job so well, that the dead, the living or the unborn could not do it better, for what ever tusk that lays in your hands do it to the best of your ability.

If it falls your luck to be a street sweeper go out and sweep streets like Michelangelo curved marble, sweep streets like Raphael painted pictures, sweep streets like Beethoven composed music and like Shakespeare wrote poetry, do your job so well that all the host of heaven will have to pose and say here lived a great street sweeper who swept his job well.

If you cannot be a Pine on top of a hill be a Scrub in the valley but be best little Scrub on the side of the real. Be a Bush if you can't be a tree, if you can't be a High way just be a Trail, if you can't be the Sun be a Star, for it isn't by size that you win or you fail be the best at what ever you are.

And as we strive regardless, we must for ever conduct our struggle on the high plane of dignity and discipline, coupled with patience, just like Nelson Mandela painfully waited for the independence of South Africa and in Nelsons own words ‘ **during my life time i have dedicated myself to this struggle of the African people. I have fought against white domination, and i have fought against black domination. I have cherished the idea of democratic and fresociety in which all persons live together in harmony and with equal opportunities. It**

is an ideal which i hope to live for and to achieve. But if needs be, it is an ideal for which i am prepared to die.”

We must realize that our fate now is tied up with our future destiny and our success is inextricably bound we cannot walk alone and as we walk we must make a pledge that we shall always march a head, we cannot turn back.

Bernard Shaw once said; “most men see things as they are and ask why? I dream of things that are not and ask why not?” lets is be dreamers and indie persons

Corretta Scott king the wife of Rev. Dr. Martin Luther king Jr. Quotes her husband in bid to explain her husband’s philosophy of non violence from a sermon he preached of “the interrelated structure of reality in his homily of “The man who was a fool”,

“All men are caught in an inescapable network of mutuality, tied in a single garment of destiny. Whatever affects one directly affects all, indirectly I can never be what I ought to be until you are what you ought to be, and you can never be what you ought to be until I am what I ought to be”.

In the Sermon, ‘love in action’ Dr. King preached that one day we will learn that the heart can never be totally right if the head is totally wrong only through the bringing together, - intelligence and goodness. Shall man rise to a fulfilment of his true nature.

Who doubts that this toughness of mind is one of man’s greatest needs? Rarely do we find men who willingly engage in hard, social thinking. There is an almost universal quest for easy answers and half-baked solutions; nothing pains people more than having to think. We need to have a tough mind, characterized by incisive thinking, realistic appraisal, and decisive judgment, the tough mind is sharp, and penetrating, myths breaking through the crust of legends and myths and sifting the true from the false. Rarely do we find men who

willingly engage in hard, solid thinking. There is a most universal quest for easy answers and half baked solutions. Nothing pains some people than having to think.

One of the great needs of mankind is to be lifted above the morass of false propaganda, but we must not stop with the cultivation of a tough mind; we must have a tender heart. Tough mindedness without tender heartedness is cold and detached. **Adolf Hitler** realized that soft minded ness was so prevalent among his followers that he said **“I use emotion for the many and reserve reason for the few”**.

In Mein Kampf he asserted: **“By means of shrewd lies, unremittingly repeated, it is possible to make people believe that heaven is hell - and hell, heaven ...the greater the lie, the more readily will it be believed”**.

Tough minded, persons always examines to facts before he reaches conclusions, (he post judges). We are called to be people of conviction, not conformity, of moral nobility, not social respectability. We are commanded to live differently and according to a higher loyalty. We are not makers of history: we are made by history. **Long Fellow** said **“in this world a man must either be anvil or a hammer”** meaning that he is either a molder of society, or molded by society

Who doubts that today most men are anvils and are shaped by the patterns of the majority or to change the figure, most people, are thermometers that record or register the temperature of majority opinion, not thermostats that transform and regulate the society, Most people fear nothing more terribly or than to take a position which stands out sharply and clearly form the prevailing opinion.

Thomas Jefferson wrote “I have sworn upon the alter of God eternal hostility against any form of tyranny over the mind of man”. A person who blindly accepts the opinions of the majority and in fear and timidity follows a path of expediency and social approval is a mental slave. We need to be exemplary in life, always a flashing light to plague the dozing conscience of mankind.

Nothing in the entire world is more dangerous than sincere ignorance and conscientious stupidity. **Shakes pear! Said “for sweetest things turn sourest by their deeds; lilies that fester smell far worse than weeds”.** The things we do we should do in Altruism – i.e.” **regard for and devotion to the interest of others”**

In all we do, “Salus Populi supreme lex esto” in latin meaning let the welfare of people be the Supreme law because in the very end Vox Populi Vox dei, in latin the “the voice of the people is the voice of God.”

Seek the truth. **William Cullen Bryant affirmed, “Truth crushed to earth will rise again”** Thomas Carlyle wrote, **“No lie you can speak or act but it will come, after longer or shorter circulation, like a bill, drawn on nature’s reality and be presented there for payment - with the answer No, effects”.** And a lie will travel half across the world before the truth puts on its shoes but the truth will always arrive there many days before the lie.

Over 200 years ago **Dr. Joseph Warren President of the masseccutus congress** once said to his fellow Americans ‘**on you depend the fortunes of America, he told his fellow Americans, you are to decide the important question on which rests the happiness and liberty of millions yet unborn, an he added act worthy of your selves’.**

Over several years now its mootable whether lawyers today can meet Dr. Warrens challenge, whether our magnificence in the legal profession has indeed acted worthy of their calling. The Noble profession and rightly so demands high standards, indeed this high standard makes us remember the central question of public service. **Why are we here?** We are here to see that we are trained to serve **President JF Kennedy** once said; **“Ask not what your country can do for you ask what you can do for your country”** we are here to serve our nation and not the other way a round. We are here to lift the weak and build peace, we are here to not only to make justice be seen but most importantly to show justice. And as Dr. Warren said we are here to act today for the happiness and liberty of millions yet unborn. We are here to cease the future so that every citizen of this nation can dream heroic dreams and have faith in the legal profession. *We must correct this old adage that lawyers are lairs!!!* **If we do less we betray the memory of those who have given so much, the legal profession belongs to you and your becoming a barrister is now your right and responsibility. You have been given a temporally custody of this Noble Profession and that’s why the world will always refer to you as My Learned Friend.**

Part. 2



AWAKEN THE GIANT WITHIN YOU

It's time to **AWAKEN THE GIANT WITHIN YOU**, Here is a chance to destroy the blocks, breakdown the wall, let go off the rope and dance your way to success!!. Get ready!!! For a Rendezvous with destiny.

Orison swett Marden once said, “Deep within man dwell those slumbering powers that would astonish him that he never dreamed of possessing, forces that would revolutionise his life if aroused and put into action”

We all have dreams... we all want to believe deep down in our souls that we have a special gift, that we can make a difference, that we can touch others in a special way, and that we can make the world a better place at one time, in our lives. We all had a vision for the quality of life that we desire and deserve, yet many of us, those dreams have become so shrouded, in the frustrations and routines of daily life that we no longer even make an effort to accomplish them. For far too many the dream has dissipated and with it, so has the will to shape our destinies. Many have lost that sense of certainty that creates the winners' edge. My life quest is to restore the dream and make it real to get each of you remember and use the unlimited power that lies sleeping with us all.

Many of us are sitting on our Potential without really knowing how much worth we can be to our families, fellow citizens, friends, etc. Maybe because someone has told us we shall never rise to anything or perhaps because we have tried many times in trying to achieve some goals but have failed. I wish to announce to you that this is your message and I wish to present to you an arsenal of tools for lasting change as well as lessons for enriching the quality of your life, and revitalise your hidden potential. We are all here to contribute something unique, and deep within each of us lies a special gift. We all have a sleeping giant within us. Each one of us has a talent, a gift, and our own bit of genius, just waiting to be tapped. We all have been created unique but with equal opportunities for experiencing life to the best. You are much more than you are demonstrating mentally, emotionally and physically. The poorest man in the world is a man without a dream; the most frustrated man in the world is a man with a dream that does not become a reality.

Dr. Myles Munroe, once said *“the wealthiest spot, on earth is not the gold mine of South America, Nor is it the oil reservoir in Iraq not even the diamond mines in South Africa, but it’s the cemetery or the graveyard, because in the graveyard lies dreams that were never fulfilled, books that were never written, visions, that were never made reality, business ideas and investments that never became manifested, ideas that simply died as ideas”*. I would like to agree with Dr. Myles, and rightly point out that any person living today is potentially, capable of adding to that buried untapped wealth but I hope not you, because I am challenging you not to let your dream go into the cemetery, you need to take a decision that you will die empty so that by the time you go to the cemetery you have nothing left, you will have lived your life to the fullest, given you best and maximised your potential.

Potential is untapped power, unused success, its all that you can be but have not, its what you really are, but no body knows, its what you could

be but you haven't become yet. Potential is never what you have done, not what you have accomplished. The greatest enemy of progress is your last success, never be impressed by your last accomplishments, but rather let it motivate you. Inside you is this untapped treasure, not yet realised, its like a timed bomb ready to explode, its like an atomic bomb or nuclear bomb waiting for the right critical mass to settle and the cause anon stop series of explosions, but this will only happen if you take notice that you can do it, you are special, and believe in your self irrespective of the past or present circumstances, don't be intimidated by fear of the unknown be bold, embrace your challenge with zeal and confidence trusting God that one day the world will hear about you. Many dead people arrived on earth, but few showed up, many were born, but very few became what they were really born to be, most of them died "photocopies" or duplicates of others, the reason for this is because most of us are literally living other peoples' dreams or opinions of what they want us to become; the majority of us are victims of our societies, cultures etc, but I am here to announce to you that you need to decree independence by living what you are dreaming. Its only by doing so that you will identify what you are created to be, and thereby leaving your foot prints in the sands of History, don't just exist to make a living.

The truth is that every thing that God created has potential. "*The seed of everything is in itself*" God put in it self everything, its destiny, for example if i put a seed in my hand, it's a fact that i have a seed, a fact is the description of the present state of things, but the truth of it is that in return I have a tree, truth is reality of its destiny. And therefore it's a fact that you are a student, but the truth is you are a diamond hidden in a beginner. It's a truth that you are a great man, a great woman. You are an accomplished business entrepreneur, a certified accountant, an advocate professional teacher, social worker, politician etc. so if somebody asks you who you are, ask them; do you want the fact or the truth?

Every diamond begins as a piece of wood, as products of a stable compound compressed upon material, that are nothing at first. Then out of pressure, its compressed over period of time to form a diamond. And so next time you experience pressure simply know you are about to become a diamond. Pressure is good, you are about to become a diamond.

You must realise that sometimes the people we are sitting next to may be our next bosses, we never really know all about them, what we know about them is what they have revealed to us, so be careful, there is a proverb which goes “*never kick a man who is seated he may soon get up*”. What ever your dreams, they are indications of your purpose, that’s why God does not create birds any more, nor trees any more he finished, you are a finished product with potential. The greatest tragedy is watching potential die untapped, but worse still is to watch potential live un released; This means you need to maximise every fibre of your life, fully use all your gifts, talents, abilities, capabilities you have to pursue maximum living, be all you can be. We all have ability to maximum living, but the question is can we make that decision, make sure you don’t die until you are not only a seed, or a tree, but a forest.

Remember that in every society there are norms, cultures, laws etc that kill or hinder our gifts. Sometimes our own parents, siblings, teachers etc try to hinder our potential, watch out for them. Do not settle to being a pigeon, be an eagle. Pigeons flock but an eagle flies one at a time, when the tide gets tough the eagles flies higher, people who look at you as if you are crazy are pigeons. “*Eagles*” say when the “*going gets tough, the tough gets going*”. Inside one of us is potential and that potential is screening to be released, its these dreams, that are the visual manifestations of the seeds of destiny, they are the evidence that inside of you is a passion to fulfil. All of us are created with capacity and ability to conceive visions, aspirations and dreams so that

we can extend beyond our present situations, one of the greatest gift is the power gift of imagination to explore the future while living the present, you have to take a tour into the future you like, and come back and make a decision. Take a look at what you want to become 10years from now, visit, the job, you want, dream a little bit, then come back sit in the chair and say that is where I am going. Its impossible to hit what you don't aim at, or to go where you don't know, so use the God given power of living in a tour, therefore use it. And be motivated by your self, your own potential, dream big and attempt what people say is impossible, don't fear your dreams, don't fear your destiny.

Please note that the moment you start dreaming, you will definitely get opposition, remember, “*misery likes company, company don't keep company with it*”. Its better to try and fail than to never try and never know you could have succeeded. Also usually people will criticize you if you don't do anything, and even when you do, something they will still criticize you, so do something any way! Never accept, people's negative words, when you accept somebody else's rationalisation to justify, their failures, you become a failure your self. Don't suffocate your potential; don't live in a minimum performance level. You were created to do something unique, you were born to accomplish something that no one else can do, you were never designed to live on people's handouts, but on your own God given dream; have passion for your dream, people without passion are easily discouraged by problems, don't be satisfied by nothing less than the full accomplishment of your desire in your dreams. Watch out for negative influences of some of your colleagues, inside you may be the facts, of a pale, poor, young, isolated, abused, thin, fat, etc (what ever negative word) people use to degrade you, those facts, are filled with the truth of potential, untapped just about to explode and don't give up.

Henry David Thoreau once said “*I know of no more encouraging fact than the unquestionable ability of man to elevate his life by a conscious endeavour*”, and therefore here are the things you must do, in order to awaken the giant within you these following guidelines will be useful;

1. Purpose:

Have a clear vision of your destiny, purpose means having a sense of meaning of your life, you have to see your end; you are not a mistake not an experiment, you are a destiny missile about to be launched into the horizons of Excellency.

2. Potential:

This is the ability to complete your dreams, purpose, determines potential you don't get talent, gift, and vision from school; the ability to do it is within you.

3. Passion:

Desire to accomplish at the point of death, willing to die for what you are going for; a dream that you want to accomplish, people without passion are easily discouraged, passion is tested by problems but don't be afraid.

4. Planning:

You must have your plan you must have a documented future on paper, what is it that you want to be in 40 years from today.

5. People:

You have to be careful with the people in your life, you need people however be careful with some. “Show me your friends and I will show you your future” If you want to fly high don't keep company with chicken. Don't be with dream killers; don't be with people who specialise in abortion to kill your dream, be acquainted with all people,

but let your hands number our friends. Also be mindful of the books you read, the video, DVDs, tapes you view and listen to choose the right kind of inputs. Keep company with people of similar visions like yours, be friend people who have accomplished something, always remember sometimes your worst enemies are your family.

6. Persistence:

There is no success without an aggressive spirit, you need to endure discouragements under pressure, and there are all kinds of opportunities to quit, but persist, never give up.

7. Principle:

Establish principles to live by, such as dignity, honesty respect, give your self-principles to live by, starting by committing to God all your works. Never compromise your life.

8. Prayer:

You have to retreat to the source of your dreams and visions, you must have a constant communion with the one who gave you the dream; you need this greater power to strengthen you.

9. Raise your standards:

This means, write down all the things you would no longer accept, tolerate, and all that you aspire to become; most times it takes one to take a deliberate step in asserting his right, for example, a black lady, by the name of **Rosa Parks**, in 1955, stepped on to a bus in Montgomery, Alabama, and refused to give up her seat to a white person as she was legally required to do. Her one quiet act of civil disobedience sparked a firestorm of controversy and became a symbol for generations to follow; her decision to hold herself to a higher standard compelled her to act.

10. Change your limiting beliefs and adopt empowering beliefs and decisions.

if you raise your standards but don't really believe you can meet them you have already sabotaged yourself, we must develop a sense of certainty that we can and will meet the new standards before we actually do. Benjamin Disraeli once said, *"Nothing can resist the human will that will stake even its existence on its stated purpose"*. It also said where there is a will there will always be a way and like Hannibal said have this attitude that *"we will either find a way or make one"*. It's not where you start out but the decisions you make about where you are determined to end up that matter, it's in the moments of decisions that your destiny is shaped. Remember Johann Wolfgang Von Goethe, wrote *"concerning our acts of initiative and creation, there's one elementary truth that the moment one definitely commits oneself, then providence moves too"*.

Decisions act as the source of problems and incredible joys and opportunities, true decisions are the catalyst for turning our dreams into reality, the difference in results that people pronounce comes down to what they have done differently from others in the same situation and it's not what we do once in a while that shapes our lives but what we do consistently. As you move on don't allow the programming of your past to control your present and future. Thomas Edison once said *"I am not discouraged because every wrong attempt discarded is another step forward"*, decide that your life will ultimately be shaped not by conditions but by your decisions use what ever life gives you in the moment, be optimistic, if you are going to make an error in life, err on the side of over estimating your capabilities as long as it doesn't. Jeopardise your life.

A story is told of one of the richest guys in USA today, who when a boy was asked by a brass band leader whether he could play the base flute, since the rightful person had not come that day and yet the band was

to play that day during a major ceremony, he said yes, I can and was quickly let in the band as a last minute substitute, and later it turned out that the guy caused a lot of disaster during the ceremony as he did actually not know how to play the flute right. When he was asked later why he did not say that he did not know, he said, well, *“I did not know I could not play”*. The lesson is don’t let I cant stand in the way of I can, be optimistic.

Optimists are those who despite having no references for success, or even references of failure, manage to ignore those references, leaving unassembled such cognitive table tops as “ I failed” or “I cant succeed” instead optimists produce faith references, summing forth their imagination to picture themselves doing something different next time and succeeding. Its this special ability, this unique focus, which allows them to persist until eventually they gain the distinction that put them over the top optimists operate with beliefs such as *“The past doesn’t equal the future”*.

Archimedes once said *“give me a lever long enough and a prop strong enough and I can single- handedly move the world”*. Society may predict but its only you who will determine your destiny be determined, be strong, determination is the wake up call to the human will . *“Nothing great will ever be achieved without great men and men are great only if they are determined to be so”* per Chaves, De Gaulle

11. Change your strategy.

In order to keep your commitment, you need the best strategies for achieving results, in life lots of people know what to do, but few people actually do what they know, knowing is not enough you must take action. If some one is doing better than we are in any area of life its simply because they have a better way of evaluating what things mean and what they should do about it.

Lastly, in a movie called *The life of David Gale* (2003) “what is it that you fantasise about, a first class degree, a good job, a posh car, a cool house, a cute babe or cute guy, etc, I must warn you, fantasies have to be unrealistic, because the moment you get what you seek, you don’t want it any more. In order to continue to exist, desire must have its objects perpetually absent. It’s not the it that you want. It’s the fantasy of it. So desire supports crazy fantasies. This is what Pascal means when he says “*we are only truly happy when day dreaming about future happiness*” or why we say the “*hunt is sweeter than the kill*”; or be careful with what you wish for not because you will get it because you are doomed not to want it once you do. Living by your wants will never make you happy. What it means to be fully human is to strive to live by ideas and ideals and not to measure your life by what you attained in terms of your desires, but these small moments of **INTEGRITY, COMPASSION, RATIONALITY even SELF SACRIFICE**, because in the end, the only way we can measure the significance of own lives is by valuing the lives of others” and what ever faith, one belief should bind us all, and the measure of our character should be the willingness to give up our selves for others and our country.

Part. 3



DREAMS OF DESTINY

You need to have **DREAMS OF DESTINY**, Did you know that you were designed to live on a dream that God put in your heart, don't be satisfied with anything else than the full accomplishment of what you have in your heart. I am not talking about the dreams that come when you are asleep, I am talking about the one that occurs when you are awake. This is not a nightmare, its not even day dreaming, it's a phenomenon that involves the whole of you - the subconscious mind, your belief systems, and your attitude. It's the dream that creates the future. It's the dream that CAN come true.

Hidden in your dreams is your degree, Masters, Phd, is your bread for your children, hope for yourself, a solution to your country's problems, peace to your neighbours. Remember everything you see around you started as a dream an idea and inside you is loaded with good stuff, no one can benefit from it unless you release it by dreaming and pursuing your dreams.

In the 1800s James Allen wrote;

“The dreamers are the saviours of the world. Humanity can not forget its dreamers. It can not let their trials, fade and die, it lives

in them, it knows them as the realities, which it shall one day see and know, cherish your visions, ideas, the music that stirs in your heart, the beauty that form in your mind, and the loneliness that drapes your purest thoughts. Out of them, will grow all delightful conditions, all heavenly environment of them, if you remain to them, your world will at last be built. Dream lofty dreams, and as you dream, so shall you become”

Dreams are indications of your purpose, dreams are real visual manifestations of the seeds of destiny, dreams are the evidence that inside you is planted the spirit and the heart of a great person to fulfil something awesome.

The reason why the natural instinct to dream existed in you as a child is because every one that enters this planet has the same dream and passion to be come what they are feeling in their hearts, every individual is a living treasure chest, each person arrives like a brand new product equipped to perform all that is demanded of you. This means inside of you is something that God has intended that you become some one important.

We all have dreams... we all want to believe deep down in our souls that we have a special gift that we can make a difference, that we can touch others in a special way and that we can make the world a better place.

You and I have or once had a dream / a vision of the quality of life that you desire and deserve to have and yet many of us those dreams have become so shrouded in the frustrations and routines of continued frustrations and we can no longer live these dreams, these dreams have dissipated and with it has the will to shape our destiny, many of us have lost the sense of certainty that makes us true winners. My life quest is to try and restore your dream, a dream of the kind of life that you want to live.

A dream is a mental (or picture or image) of a desired future it's a bridge between where you are today and where you want to be in the future. Carl Sandburg once said "*Nothing happens unless first a dream.*" We are what and where we are because we have imagined it and George Barnard Shaw said "*Some men see things that never were and say why? I dream of things that never were and say why not?*"

To a person who aspires to a vision each day is more elevated than the one before, what is your aspiration, may be it's a dream you have forgotten or have begun to relinquish, if that vision were alive today, what would your life be like? Take a moment now just to dream and think about what you really want for your life.

We are created with capacity and ability to conceive visions and dreams so that we can extend beyond our present situations, one of the greatest and most powerful gift of creation is the power of imagination, why is this so?

So that you can explore the impossibilities for the possibilities. Imagination is ability to leave the present go into the future that you desire, take a tour of it, come back and make a decision to go there.

Take a tour of what you want to be in 10 years from now, write it down, take a walk, and see the doctorate degree, visit the house, crib, mansion, palace, that you want, walk through the business that you want, take a look at the position that you own in government, dream a little, then after finishing come back and sit in your chair and say that is where I am going.

The greatest tragedy on earth is not death, but life without a dream. The poorest person on earth is not a person without money, but without a dream. The most frustrated person you have ever met is a person with a dream that never came true. The happiest person you know is a person whose dreams came true.

It is impossible to go where you don't know. It's impossible to hit what you don't aim at. It's impossible to move at a destination that you don't know, so use your God given power of imagination.

Remember Jesus Christ the greatest manifestation of the ultimate man, who maximized himself awesomely, made this statement, *“unless you become like a child you cannot come in my kingdom”*.

The principle of this statement was that the problem with us adults is that we are too adult, because the younger you are the more you dream, children dream big and they believe their dreams and the older they grow, life minimizes their dream, they destroy their capacity to dream and as a matter of fact most people are poor, the older they grow because they cease dreaming.

“If you can dream it, you can do it, if you can do it you can have it” A dream is a bridge between where you are now and where God wants you to be in future, a dream, is critical to our success, do you want to be successful business man, own a company, build a house, buy a car, marry or be married. It's exactly what I am talking about. Most people are unsuccessful because there are troubled waters between where they are and where they want to be without a bridge. Your dream is your bridge. Some have bridges but their bridges are broken – broken because they were not constructed on strong foundations. Some bridges are too narrow to carry the vision. You need to construct a bridge that will help you fulfill your destiny by realizing your full potential.

I am here to challenge you become like a child, dream big and grow big, believe in your dream, be like a child again. Your dream shows you a glimpse of destiny, your dream provides a platform for you to release your potential and thereby fulfill your purpose.

Remember if a man does only what is required of him he is a slave, the moment he does more, he is a free man. Its when you dream that you see the glimpse of your destiny where there is no revelation of destiny (where there is no vision) people cast off restraint (perish) proverbs 29:18. If you don't know where you are going to, every road will take you there. If you don't know where you are going to, you lose self-control. You become undisciplined, your vision will keep you focused.

Your vision will inspire you; vision building creates a gap between how things are and how things could be. This gap naturally invites creativity. Innovation and energy from you to close the gap. If you know where you are going to, you will choose which friends to walk with, which books to read, which T.V. programmers to watch, which seminars to attend etc.

Orison Swett Marden once said; *“Deep within man dwell those slumbering powers that would astonish him that he never dreamed of possessing forces that would revolutionize his life, if aroused and put into action”*

You are not designed, to be told what to do, how to do and when to do it. You are designed to maximize yourself, motivated by your own internal passion and vision, to see your self as all that you were born to be. This is God's desire, this command embodies the spirit of maximizing yourself. It implies that, the average adult through the process of growth and development has lost the free spiritness of open mindness, inquisitive nature of dreaming daring and believing like a child. Children are inhibited by what they dream, and they tell you about it, some parents unfortunately kill their children's dreams for example a child many come and say I want to be the president of Uganda one day, and your response as a parent may be shut up and settle down!!! Stop daydreaming, be like your daddy and what are you? – nothing !!! how sad.

God dares you to explore and have an adventure in discovering the dream in your heart. Its also communicating from the heart of God the desire that he has for you to dream big and attempt what people say is impossible.

Please note that your social and cultural environment will often work against your dreams and visions in your heart, as a matter of fact we are trained mentally and spiritually to fear our dreams and doubt our own destiny. We are trained to be discouraged in believing that our passion for greatness is abnormal, and our aspirations are suspect. The moment you start dreaming bigger than your colleagues they don't want you anymore. It's amazing that people who don't want you to go anywhere want you to go with them *“Misery likes company, don't deep company with it”*

The majority of us like under this spell and power in this universe that produces fear – this is a counter development process in our society that goes contrary to our dreams, people are afraid to believe their dreams.

Many experts in the field of human behaviour say that fear is the cause of 90% lack of progress in life and have stated that the fear of failure and fear of success are the two most powerful and most prevalent fears in the world. Strange and idle people are afraid to succeed, why? Simple, because they fear to step out into their dreams, because if they succeed, they will loose their friends, families, contacts, relationships, etc. when you become successful, people envy you, they become jealous of you and you begin to loose touch with those who don't dream like you.

Others are afraid to fail and so fear to step out, but remember *“its better to try and fail than never try and never know you could have succeeded.”*

Don't accept opinions about you because they did not create you, only God knows how far you can go, when you accept others opinion

about you, they imprison you by their opinions and trap you by their won limitations. Don't equate other's failures to you, as a reason to abandon your dream, when you accept some one else's rationale to justify their failure you become a failure yourself.

Ian Landers a great columnist used to receive over 10,000 letters each month from all over, the world and was asked by an interviewer, what was the predominant problem in most of these letters; her answer was "fear". People always fear, they fear losing their homes, jobs, children, marriages, Fiancées, money etc. Don't let your dream be trapped by fear. Some people fear to strive to their aspirations because they fear the responsibility and accountability that success brings.

Don't live in a minimum performance mood, my dream is that each one of us live to the highest level because inside us is the capacity and potential to be the very best that God intended us to be. You can make it.

Don't be frustrated by your past failures or negative influences, raise up from your fear, shake yourself and become what you were born to be. The difference between a dream and reality is daring to achieve what you want.

In Brazil there was a young sculpture who became world famous. Most of his works are studied in Universities across the world, he produced what is called the eight wonder of the world, designed stone carvings of the 12 great prophets of the bible; life size statues still present in Brazil, up to today, people come across the world to find this little town across the valleys, mountains and forests just to find this little town whenever he lived. All the churches in that town are designed with alters of his beautiful fantastic work. This sculpture was a cripple and his father was a sculpture, he was struck with leprosy as a child, and before he was 11 years, he began to lose his limbs, but he wanted to become a sculpture and he used his hands to sculpture by using his father's tools, even as his hands and limbs fell off, and the older he

grew the less hands and feet, and the more difficult it became but still the more beautiful his work became, when he died, he died without limbs and legs, imagine this young cripple died with no hands and feet, and yet left evidence of the living dreams that lived within him.

Imagine you with both hands, legs and 20/20 clear vision. You may live nothing to show the world, remember you don't need everything to do and be everything, you need to decide to bring out the best in what you have.

Like the **Rev. Dr. Martin Luther King Jr.** used to say, *“if you cannot be a pine on top of a hill be a scrub in the valley but be the best little scrub on the side of the real, be a bush if you cant be a tree. If you can't be a highway, just be a trail, if you cant be a sun, be a star for it isn't by size that you win or you fail be the best at what ever you are”*. **Shoot for the sun, and if the worst comes you will land among the stars.**

This cripple maximized his dreams, fulfilled his potential and left us evidence of his generation, but also for our generation, evidence of the trees and forests that were within him. God does not want you to die until you accomplish what some one else cannot do.

HOW TO ACHIEVE YOUR DREAM

How to dream

1. **First, have a desire**; this is usually in your heart.
2. **Second**, lay that desire or that hope before you and expand that purpose or desire into a vision or a dream: - this is usually in your mind and if your mind does not comprehend, your hands will not act. With your vision you have seen a destiny and no mountain or ocean will hinder you why because you have seen the end. Remember Hebrew 12:2 “For the joy that was set before him, he endured the cross”

Write down your vision. A vision written down (documented) is half fulfilled and a good vision must appeal to all human aspects, physical senses, emotional needs, and spiritual quests.

3. **Be expectant:**- we refer to pregnant women as expectant . They are expectant, because they are expecting something. The secret of success lies in us being pregnant with our desire to succeed pregnant with the vision to (our destiny). It doesn't help to have a desire or a vision without being pregnant with it. You have to own it, and expect to deliver alive baby.

Own the vision: - Dream it, speak it, and eat it live it! Let it grow on your inside, let it affect your behaviour.

4. **Attitude:** - For your dream to come true you need to have a positive mental attitude. You need to have I CAN mentality, cast away dependence, slavery, mediocre, grass hopper, worm, nobody, loser's mentality, you can and you will.

5. **Motivation:** - This means you must have the strength and the enthusiasm to act on your dream. Motivation is the ingredient that propels us to action. The ability to believe is the foundation of motivation. This is the blazing talent of all famous and successful people. Belief not reward is the fuel that incites us to accomplish what the mind conceives. Motivated people have drive, direction and purpose, they overcome fear, failure, laziness, lack of confidence an complacency, motivate yourself, by reading books, watch programmes, listen to speakers, that will make you thirsty don't hang around negative complaining people.

A closer look at the word dream unravels 5 principles we have discussed above: -

D - esire to

R - evelation of destiny

E - xpectancy

A - ttitude

M - otivation

People who look beyond the muck and mire, of their existence, who fasten their eyes on the stars, and then rise each morning to the level of their vision, inspire and enthuse others. You may not predict, the future but you can create it through your dream, when you achieve your dreams; the world comes alive with the exhilaration of the moment. You can influence the world, by getting a dream you can pursue. Your dreams are the livings of your thoughts; they lift your thinking out of the common place and the ordinary. Belief and dedication motivate, but dreams inspire.

Your dreams of tomorrow will make today's problems unimportant. Dreams take the dullness out of work, the aggravation from problems and the hopelessness from lack. Don't give up your dreams. The world needs them.

Dream big and grow big. Dreamers never give up, because they don't know how to. If you can dream it, you can do it, and if you can do it, you can have it !!! Dream and get better or else you will get better. Verily, verily I say true dreams do come true keep dreaming and we will meet on the other side of the bridge because I am dreaming too!!! Remember the difference between dreams and reality is daring to achieve what you want please go for it. !!!

Legal realist, Justice Oliver Wendell Holmes, widely regarded as the wisest lawyer in American history said “**Wanting to become a lawyer is divinely inspired**”, it's not that Holmes was a theologian, but he believed that there was a bit of divinity in the study of law, and one could ascertain in the study of precedents for example glimpses of an unfathomable process, a hint of universal law, or echoes of the infinite.

A lawyers job is indescribable, his trade is enormous his use is infinite and his purpose is immense. Little wonder Lord Robbins once said “If a series of nuclear explosives were to wipe out the material equipment of the world but the “lawyer” survived it need, not be long before former standards, were re-constituted but if it destroyed the lawyers even though it left the building and machines intact, a period longer than the dark eyes might elapse before the former position was restored. (Emphasis added).

In a book entitled ‘Law’, the author endeavored to give a multitude of tasks lawyers are called upon to perform in society he wrote;

“If we reflected on the role that law plays in our lives, both private (public) and social, we shall realize that without law, organized society as we understand it, would be impossible, and that our health and happiness depended upon the legal system under which we live. To appreciate this, it may be enough to say that from moment of birth to the moment of death, our lives, are regulated by law, between two legal documents, the birth and death certificates, our own well-being and our relationship with others, governed by law. A newly born baby is invisibly but effectively protected by law, for it the law will establish and safeguard the rights of the parent and of those who can take decisions for his or her education and up bringing later, the child will grow and feel his or her way into society, for no one can have a full life alone, as a hermit in a desert. He or she will also marry and raise a family of his or her own. If his or her life becomes miserable he or she may even seek a divorce. He or she will work and acquire property. In all these cases, it is the law that will determine his or her rights and duties. Then he or she may never come into contract with, a court of law but he or she will constantly use the services of the law just as the healthy individual will have to follow the elementary rules of hygiene, if he or she is to remain healthy. If he or she fails in his/her obligations towards society. It is the law, which will protect the members of society from him or her. But he must go beyond the limited

span of human life if we are to appreciate the full extent of the role of law further law looks after our interest before birth, for example, there is legislation for the protection of the expectant mother; moreover, It is the law that secures the rights of the unborn infant in regard to his or her personality, his or her rights of property and secession at the end, the law will take into account and regulate our wishes and interests after death, possibly along time there after”.

It's this immense responsibility that befalls a lawyer that one ought to prepare him/her self well for the trade, in a order to serve the rural clientele effectively, the lawyer must be properly prepared through university and the law school. If trained properly a lawyer should be able to do well and excel in any employment, whether in practice, managerial, administrative, consultative, advertisement, teaching advisory or self man ship etc.

The principle that govern law should be that the interests of the client should count more than any other consideration within the law expect the lawyers own integrity and professional ethics. In other wards the personal prejudice and financial interests of the lawyer or interests of persons or bodies other than the client must yield to the interests of the client.

This call demands that as lawyers to be, you have to prepare exhaustively, this demands, wide reading and extensive research, a lawyer should be able to read every book that comes his or her way, lest we are as being ignorant and get a lawyer should never plead ignorance. Ignorantia iuris non excusat. “Ignorance of the law is no excuse”. There's a great man who once said “The best way to hide something from black people is to put it in a book” this should not be the case for African lawyers, a good lawyer never pleads ignorance for ignorance is the primary weapon of containment.

Lawyers should never be found lagging behind with a apathy and malaise when they should be pointing the way, challenging the prevailing attitudes of mediocrity, as responsible leaders they should never sit idly on the side of apathy and disinterest.

Lawyers should be a clavion voice of prophetic urgency to blaze a trail through any social quagmire, as we do so, we should do it with diligence for the heights that great men reached and kept were not attained by sudden flight but they while their companions slept they were instead toiling upward in the night.

Integrity should be part and parcel of our professional trade, without integrity, a person is nothing take an example in ancient China, where the people desired security from the barbaric hordes to the North, so they built ‘the great wall of China’. It was so high, they knew no one could climb over it, and so thick that nothing could break it down. So they settled back to enjoy their security during the first 100years of walls, existence. However the first time China was invaded 3 times interestingly, not once did, the barbaric hordes break down on the wall, or climb over the top. History tells us that each time they bribed a gatekeeper, who opened the doors and allowed them to march right through the gates. They relied on the great wall of stone and neglected the gatekeeper of ‘integrity’. Therefore as people’s gatekeepers to the immense troubles that people face we should be full of integrity and never allow to be compromised.

As lawyers to be we should not simply be ambitious but true, sincere to our creed, for “ambition it the last infirmity of noble mind” per Sir James M. Barrier and as leaders to be aware that the greatest leader is not the one who does the greatest things he is the one who gets the people to do the greatest thing.

We should keep desiring to learn, Alvin Joffer, once said the illiterate of the 21st Century will not be the individual who cannot read but one

who cannot learn, unlearn, and re-learn, moreover a good lawyer is not the one who knows the law, but one who knows where to find the law. And as Justice Prof. Dr. G.W. Kayeihamba JSC rightly said “the more I learn the less I understand”, so let us keep learning; its only a fool who says, the less I know the more I understand.

Why do we call an selves the ‘learned friend,’ at least we address our selves so, lay people often wonder why only lawyers, are called learned, when others like doctors, engineers, scientist, philosophers, and other professionals spend years of hard study in their respective professional and disciplines. Lawyers have an unfair advantage over all other members of society, those who belong to other professions, but especially ordinary people. This is because lawyers are trained to understand and interpret the law while on the other hand it is assumed that all others simply know the law sufficiently to be able to walk within the confines of the law! The answer is there is on other profession or disciplines, whether it be in the sciences, arts, a philosophy and religion which is more concerned with so many facets of human endeavor than law.

Moreover its only the lawyer who is fully trained and supposed to be endowed with certain facilities and techniques to enable him or her examine analytically and critically the works and opinions of members of other professions and disciplines such as those of doctors, scientists, engineers, social workers, politicians, astronomers, professional thieves and forgers, intellectuals and cranks as well as religious gurus and fanatics and pass, judgments which are perfectly perceived and under stood by the rest of mankind ,the reverse however is not true. This is what makes lawyers tick. It’s the lawyer who is taught to seek the truth and seek that truth in a legal manner.

This being the case, lawyers wield a formidable amount of power, and are positioned to apply it either for the good of society or not. They also have the added advantage of commanding a great deal of respect

in their communities because, rightly or wrongly, they are regarded as being imbued with extra-ordinary wisdom to defend others and adjudicate their disputes.

And why ‘friends,’ because, there is a principle of confidentiality between a lawyer and his client, its usually a friend that one trusts. Thus, a lawyer who accepts a brief from a client is bound by professional ethics to treat what passes between them with the strictest of confidences.

In American Jurisprudence, there’s a popular saying by lawyers that a lawyer does not have to believe that his client did or did not do a crime. The prosecutions have to prove it and your job as lawyer is to see that your client gets a fair and complete trial and the best defense that you can give him or her (per Jonnie Cochran) used to be one of the best defense attorney’s in the U S A, whether that is true or not is a matter of legal debate, however, Prof.G.W Kayeihamba, seems to disagree, he writes in this article

“The legal profession”. The lawyer must accept his client’s story as true, and if he or she does not, the lawyer should decline to represent persons whose story he or she does not believe except in cases where that person admits the facts and the lawyer is to represent him or her on quantum of damages or in mitigation.” Its for this reason that a client must disclose everything about the case in which the advocate or lawyer is representing that client; hence the term friend.

Its unfortunate however, that there is a general cynical charge that all lawyers are liars, and the law and lawyers in general, have been stereotyped with various names ranging from lairs to clever, needless to point out that many men / women who have made significant marks in history have been lawyers, people like Nelson Mandela, Mahatma Ghandi, etc e.g. Saul Alias Paul, on whose apologetics the new testament owes much of its existence. In spite of the tremendous contribution

that lawyers make, many lawyers are being looked at with skepticism, beginning with Paul whose “much education” did not escape the attention of the scribes of the time. In classical Roman law period, the plebeians or the common people mis trusted the pontiffs who had the exclusive right to interpret the law. Classical English writers such as Charles Dickens, called the law an ass, an idiot, shakes pear, the great English play Wright proclaimed that “the first thing we do let us kill all the lawyers”. Martin Luther, the founder of Protestantism preached that some one was “a good Jurist but a bad Christian” forgetting that he himself was a good reformer, but a bad Roman Catholic. To many lay Persons, law seems so detached from real life that their approach is often resistant and uncertain. Little wonder that A.G Cholus wrote;

“What the lawyers some times call the majesty of the law appears

Awe-inspiring on the other hand, the law and the lawyers are, frequently shrouded by suspicion and distrust; it is not unusual to come up against the view that the law is something remote from life, that the less one has dealings with it the better”.

To those who have lost cases, lawyers are liars, and cheats, to those who have won, lawyers are clever and survivors, those who have had to pay professional fees lawyers are expensive and to the rest of mankind, lawyers are creatures to be avoided or alternatively are to be seen as a necessary evil.

Whether this respect is properly earned or not is another question. It is a sad truth that as lawyers we have not always acquitted ourselves well in this regard. So much so, that the respect which we received may not be deserved. In many instances it is not an earned respect but rather ‘respect’ that is assumed.

The challenge that we have is to build a strong legal trusted, culture no country can claim to be civilized modern developed or democratic un less its grounded on the rule of law more than this rule of law is

a constitutional and dynamic concept for which lawyers are primary responsible and which is intended to enable individuals realize the fundamental rights and freedom in a free society.

This legal profession must remain a service and not be turned into a business for the highest bidder, justice should not only be done but also seen to be done and like Lord Birkenhead, once said when claimed to be unfair, said “we are court of law and not a court people’s justice”.

Lawyers, whether in the corporate sector, as prosecutors, magistrates, attorneys, advocates or judges, can decide the fate of people, poor and rich alike. Lawyers can uplift or destroy the aspirations and rights of others, even if they are powerful in their own occupations. If an attorney pleads the case of the poor by representing residents of an informal settlement and compassionate judge rules in their favour, the parties who are ordered to protect the rights of these “squatters” have no choice but to implement the court order.

Part. 4



TOUGH MINDS

“**THE LAWYER**” American author Henry David Thoreau’s warned in 1849, “*The lawyer’s truth is not Truth, but consistency or a consistent expediency.*” And in “*Men of Good Hope,*” 1951, author Daniel Aaron quoted American religious leader Theodore Parker warning “*If powerful men will not write justice with black ink, on white paper, ignorant and violent men will write it on the soil, in letters of blood, and illuminate their rude legislation with burning castles, palaces and towns.*”

Bernard Shaw once said that”Most men see things as they are and ask why?I dream of things that are not and ask why not? And in the poem Invictus Ernest Henley once said I am a master of my fate...captain of my soul” ‘Corretta Scott king the wife of Rev. Dr. Martin Luther king Jr. Quotes her husband in bid to explain her husbands philosophy of non violence from a sermon he preached of “the interrelated structure of realty in his homily of “The man who was a fool”, “*All men are caught in an inescapable network of mutuality, tied in a single garment of destiny. Whatever affects one directly affects all, indirectly I can never be what I ought to be until you are what you ought to be, and you can never be what you ought to be until I am what I ought to be*”.

In the Sermon, ‘love in action’ Dr. King preached that one day *we will learn that the heart can never be totally right if the head is totally wrong only through the bringing together; - intelligence and goodness. Shall man rise to a fulfillment of his true nature.*

Who doubts that this toughness of mind is one of man’s greatest needs? Rarely do we find men who willingly engage in hard, social thinking. There is an almost universal quest for easy answers and half-baked solutions; nothing pains people more than having to think.

We need to have a tough mind, characterized by incisive thinking, realistic appraisal, and decisive judgment, the tough mind is sharp, and penetrating, myths breaking through the crust of legends and myths and sifting the true from the false. Rarely do we find men who willingly engage in hard, solid thinking. There is a most universal quest for easy answers and half baked solutions. Nothing pains some people than having to think. One of the great needs of mankind is to be lifted above the morass of false propaganda. But we must not stop with the cultivation of a tough mind; we must have a tender heart. Tough mindedness without tenderheartedness is cold and detached.

Adolf Hitler realized that soft minded ness was so prevalent among his followers that he said *“I use emotion for the many and reserve reason for the few”*.

In Mein Kampf he asserted:

“By means of shrewd lies, unremittingly repeated, it is possible to make people believe that heaven is hell - and hell, heaven ...the greater the lie, the more readily will it be believed”.

Tough minded, persons always examines to facts before he reaches conclusions, (he post judges). We are called to be people of conviction, not conformity, of moral nobility, not

social respectability. We are commanded to live differently and according to a higher loyalty.

We are not makers of history: we are made by history Long Fellow said “*in this world a man must either be anvil or a hammer*” meaning that he is either a molder of society, or molded by society

Who doubts that today most men are anvils and are shaped by the patterns of the majority or to change the figure, most people, are thermometers that record or register the temperature of majority opinion, not thermostats that transform and regulate the society.

Most people fear nothing more terribly or than to take a position which stands out sharply and clearly from the prevailing opinion.

Thomas Jefferson wrote “I have sworn upon the alter of God eternal hostility against any form of tyranny over the mind of man”.

A person who blindly accepts the opinions of the majority and in fear and timidity follows a path of expediency and social approval is a mental slave.

James Russell Lowell: wrote “*they are slaves fear to speak for the fallen and the weak. They as slaves who will not choose Hatred, scoffing, and abuse, Rather than in silence shrink from the truth they needs most thinking. They are slaves who dare not be in the right with two or three*”.

We need to be exemplary in life, always a flashing light to plague the dozing conscience of mankind.

Nothing in the entire world is more dangerous than sincere ignorance and conscientious stupidity. Shakespear! Said “for sweetest things turn sourest by their deeds; lilies that fester smell far worse than weeds”.

The philosopher Schopenhauer said “life is an endless pain with a painful end, and that life is a tragicomedy played over and over again with only slight changes in costume and scenery”. Or Shakespear Macbeth that life is an idiot full of sound and fury signifying nothing.

The things I did, I did in Altruism – i.e.” regard for and devotion to the interest of others” I always did for the sake of the truth. William Cullen Bryant affirmed, “Truth crushed to earth will rise again”

Thomas Carlyle wrote, “No lie you can speak or act but it will come, after longer or shorter circulation, like a bill, drawn on nature’s reality and be presented there for payment - with the answer No, effects”.

And a lie will travel half across the world before the truth puts on its shoes but the truth will always arrive there many days before the lie.

All of us need a hero, courageous, self sacrificing people setting examples for all of us Every body loves a hero People live with them; cheer them, and year’s later they tell how they stood up in the rain to wait for them for hours just to get a glimpse of someone who told them to hold on a second longer.

I believe there is a hero in all of us that keeps us honest, gives us strength, makes us noble and finally allows us to die with pride. Even though sometimes we have to be steady and give

up the things we want the most even our dreams And at time we wonder why the hero did that for us, for we wonder where he went and yet we are still in need of him.

A Name is all that you have when you come to this world a reputation is all you leave it. Everything WE have, everything WE owe, WE owe to this noble man HERO IN US CALLED OBUNTU BULAMU my cherished memory of this noble man IN ALL OF US and OUR love of this INNER NOBLE MAN shall not diminish, It shall not grow old , As we are that are left to grow old, Age shall not weary US, Nor the years to condemn, As the going down of the sun and in the morning, I will remember the day our paths crossed and our lives touched for ever IN OBUNTU BULAMU Lest I forget, If tomorrow has to be better today I will not feel It's too early to give up too late to do any thing else.

I go now to fulfill my destiny and if it requires my life I do it gladly to sacrifice for my nation and to do the job so well that the dead, the living and the unborn could not do it any better. So help US God.

Part. 5



REFLECTIONS

In the film ‘ **The Devil’s Advocate**(1997) a film based on a novel by **Andrew Neiderman** about a hotshot lawyer who gets more than he bargained for when he learns his boss is Lucifer we are advised that no matter how good you are, don’t ever let them see you coming.... keep yourself small innocuous. You have to marshal all your strength priotize, conserve your energy and remember the “Diaboli virtus in lumbi est” the virtue of the devil is in his loins.

It is said in the film “the essayist can pull any sort of person, according to his mood or according to his subject matter – philosopher, scold, jester, raconteur, confidant, pundit, devil’s advocate, enthusiast. And one of the best advices perhaps from this book is “look but touch touch but taste, taste but don’t swallow.”in fact we are also encouraged in the same book to be dissenters when appropriate, and that leaders should have associates who have contrary views, who are devils advocates, variance sensors, who can tell them the difference between what is really happening, between what they want to hear and what they need to hear. There are too many naked emperors running around today but we are also warned to not confusing playing devils advocate with being intelligent. And Avant – garde meaning never having to say sorry when your instincts says so, and lastly never play the devil’s

advocate your words could be the difference between success and failure in some one's life

In the Law Movie “**How to get away with Murder Annalise Keating** begins class by saying “un like other professors I will not be teaching how to study the law or theorize about it, but rather how to practice.” I would like agree with her that the essence if anything that I would like any of us to take away is to live the law.

In the book **Satan's Advice to young Lawyers by Aleister Lovecraft Esq**, the author argues that lawyers is a pithy guide to rising from lowly and there is no denying it Satan has the legal landscape dialed Gabriel to keep you on track for world domination.

Sir Winston Churchill prime minister of Great Britain and one of the greatest statesmen in the political arena, charismatic leader and war hero of his time also remembered for baptizing Uganda as the Pearl of Africa was once invited to give a speech to students who were so anxious and very expectant to hear from such a renown orator. Of course the man who introduced him cautioned the listeners of how lucky they were to be to have this one life time experience he entreated them to have lots of paper to jot down for every word that Churchill was about to say would be extremely important and so they came very expectant to listen for long hours and write a lot. To every body's surprise Sir Churchill on being invited stood up and gave the following speech;

Ladies and Gentlemen, students and invited guests, Never, Never, Never give up!

And he sat down. That was it, he had finished his long a waited for speech. That speech has come out to be one of the greatest speeches in the History of Mankind. Lesson in life is all you do **Never Never Give**Also remembered for the similar to that of **Sun Tzu** “ life is a constant war and all war fare is based on deception ...he Churchill said

“in times of war sometime the truth becomes so precious that it must be guarded with a body guard of lies” lesson is keep your secrets.

In the book **the Art of war by Sun Tzu who was a Chinese general, military strategist, and philosopher** advised that the supreme art of war is to subdue the enemy without fighting, if you know the enemy and yourself, you need not fear the result of a hundred battles, and to know your enemy you must become your enemy, keep your friends close and your enemies closer, let your plans be dark and impenetrable as night, and when you move, fall like a thunderbolt, appear weak when you are strong, and strong when you are weak, engage people with what they expect, it is what they are able to discern and confirms their projections. It settles them into predictable patterns of response, occupying their minds while you wait for the extraordinary moment that which they cannot anticipate.

Marcus Garvey once said “ the world has made being black a crime I intend to make it a virtue....whatever your call whatever your desire and dream make it a virtue regardless.

We are called to follow our instincts and conscience in **Harper lee’s “To kill Mocking bird”** the protagonist Atticus teaches us “it is said that “the one thing that doesn’t abide by majority rule is a person’s conscience” and that you never really understand a person until you consider things from his point of view, ...until you climb into his skin and walk around it and people generally see what they look for and hear what they listen for so in life delete the adjectives and you will have the facts.

So I guess the question then becomes why is it a sin to kill mocking bird...mocking birds don’t do one thing except make music for us to enjoy. They don’t eat-up peoples gardens, don’t nest in corn cribs, they don’t do one thing but sing their hearts out for us. That’s why it is a sin to kill a mockingbird.

In the Book **Animal Farm by George Orwell**...paints true somewhat correct picture that ‘All animals are equal, but some animals are more equal than others’ ‘Man is the only creature that consumes without producing, He does not give milk, he does not lay eggs, he is too weak to pull the plough, he cannot run fast enough to catch rabbits. Yet he is the lord of all animals.

Ben Sherlock’s The Godfather uses Mario Puzo among other things to teaches us that friendship is everything “great men are not born but great, they grow great...” never hate your enemies it only affects your judgment, for revenge is a dish that tastes best when served cold, and that friend should always underestimate your virtues and an enemy overestimate your faults and that finance is a gun; politics is knowing when to pull the trigger, and that the lawyer with the brief case can steal more money than the man with the gun.

In the Book **48 Laws of power Robert Green**, book which is Amoral, cunning, ruthless and instructive we learn that among other things that “power cannot accrue to those who squander their treasure of words, power is in many ways a game of appearances, and when say less than necessary you inevitably appear greater and more powerful than you are, learn the lesson once the words are out, you cannot take them back Keep them under control.

I now implore you to remember the words of the great poet **William Ernest Henley** below:

INVICTUS

By: William Ernest Henley

Out of the night that covers me,
Black as the Pit from pole to pole,
I thank whatever gods may be
For my unconquerable soul.

In the fell clutch of circumstance
I have not winced nor cried aloud.
Under the bludgeonings of chance
My head is bloody, but unbowed.

Beyond this place of wrath and tears
Looms but the Horror of the shade,
And yet the menace of the years
Finds, and shall find, me unafraid.

It matters not how strait the gate,
How charged with punishments the scroll.
I am the master of my fate:
I am the captain of my soul.

Robert F. Kennedy said it all in his famous speech; **“Ripple of hope”** ...He sends forth a tiny ripple of hope and crossing each other from a million, each other from a million different centers of energy and darling those ripples build a current that can sweep down the mightiest wall of oppression and resilience” ...even so in the mind set of turbulence and the struggle is great hope for the future and hope is always on the way.

This extract from chapter three of **Things fall apart by Chinua Achebe** says it all ...”The year that okonkwo took eight hundred seed yams from Nkakibie was the worst year in living memory. Nothing happened at its proper time, it was either too early or too late. It seemed as of the world had gone mad. The first rains were late and when they came, lasted only a brief moment...

The drought continued for eight market weeks and the yams were killed...the year had gone mad. When the rains finally returned, they fell as had never fallen before. The trees were uprooted and the deep gorges appeared everywhere,

That year, the harvest was sad, like a funeral and many farmers wept as they dug up yams; one man tied his cloth to a tree branch and hanged himself okonkwo remembered that tragic year with a cold shiver through the rest of his life. It always surprised him when he thought about it later that he did not sink under the load of despair. He knew he was a fierce fighter, but that year had been enough to break the heart of a lion. Since I survived that year ‘he always said ...I shall survive anything’ hang in there you will overcome.

Fight every oppression and every tyranny for tyranny is never fully actualized until slaves started cheering the oppressor, in the early days of slavery the slaves in the USA were becoming rebellious to their master until the slave owners sought advice from a ruthless slave owner in the west indies called wily lynch....his methods were so diabolical that the word Lynch came from his other name, he could often get the black man ‘ nigger ‘ as they called him strip him of all his clothes, tear off his skin in front of the other niggas, beat him until his life is about to end, tie his legs on horses to two opposing direction, set fire under him and beat the horses to tear him apart in opposing directions, did it in front of all the other niggas, beat them to an inch of life and were told not kill them but put the fear of God in them for they would be useful for future breeding, the idea was to ...*keep the body... take the mind....*

Part. 6



EDIFICATION

Here is a wonderful prayer

Lord make me an instrument of your peace

by St. Francis of Assisi.

Lord, make me an instrument of your peace.

Where there is hatred, let me sow love;

Where there is injury, pardon;

Where there is doubt, faith;

Where there is despair, hope;

Where there is darkness, light;

Where there is sadness, joy.

O, Divine Master, grant that I may not so much
seek to be consoled as to console;

To be understood as to understand;

To be loved as to love;

For it is in giving that we receive;

It is in pardoning that we are pardoned;

It is in dying that we are born again to eternal life.

Prayer

by unknown Author..

**“I asked God for strength that I might achieve.
I was made weak that I might learn humbly to obey.
I asked for health that I might do greater things.
I was given infirmity that I might do better things.
I asked for riches that I might be happy.
I was given poverty that I might be wise.
I asked for power that I might have the praise of men
I was given weakness that I might feel the need of God
I asked for all things that I might enjoy life.
I was given life that I might enjoy all things.
I got nothing that I asked for, but everything I hoped for.
Almost despite myself, my unspoken prayers were
answered.
I am, among all men, most richly blessed.”**

My tusk is to provoke you to find and keep your righteous mind.

Here is another poem for you to ponder:

IF - by Rudyard Kipling

If you can keep your head when all about you
Are losing theirs and blaming it on you,
If you can trust yourself when all men doubt you,
But make allowance for their doubting too;
If you can wait and not be tired by waiting,
Or being lied about, don't deal in lies,
Or being hated, don't give way to hating,
And yet don't look too good, nor talk too wise:

If you can dream - and not make dreams your master;
If you can think - and not make thoughts your aim;
If you can meet with Triumph and Disaster
And treat those two impostors just the same;
If you can bear to hear the truth you've spoken
Twisted by knaves to make a trap for fools,
Or watch the things you gave your life to, broken,
And stoop and build 'em up with worn-out tools:

If you can make one heap of all your winnings
And risk it on one turn of pitch-and-toss,
And lose, and start again at your beginnings
And never breathe a word about your loss;
If you can force your heart and nerve and sinew
To serve your turn long after they are gone,
And so hold on when there is nothing in you
Except the Will which says to them: 'Hold on!'

If you can talk with crowds and keep your virtue,
Or walk with Kings - nor lose the common touch,
If neither foes nor loving friends can hurt you,
If all men count with you, but none too much;
If you can fill the unforgiving minute
With sixty seconds' worth of distance run,
Yours is the Earth and everything that's in it,
And - which is more - you'll be a Man, my son!

Lastly I pray that you all find comfort in the words of the great psalmist

Psalms 144

Blessed be the Lord my strength which teacheth my hands to war,
and my fingers to fight: my goodness, my fortress, my high tower,
and my deliverer, my shield and he in whom I trust, who subdueth
my people under me.”

Psalms 121: 1-4

“I will lift up mine eyes unto the hills, from whence cometh my help,
my help cometh from the Lord, which made heaven and earth, He
will not suffer thy foot to be moved: he that keepeth thee will not
slumber, behold he that keepeth Israel shall neither slumber nor
sleep.”

Finally I dedicate this poem to all the readers of this book

My Soul Has A Hat

by Mario de Andrade.

I counted my years and realized that I have less time to live by, than I have lived so far.

I feel like a child who won a pack of candies: at first, he ate them with pleasure but when he realized that there was little left, he began to taste them intensely.

I have no time for endless meetings where the statutes, rules, procedures and internal regulations are discussed, knowing that nothing will be done.

I no longer have the patience to stand absurd people who, despite their chronological age, have not grown up.

My time is too short: I want the essence; my spirit is in a hurry. I do not have much candy in the package anymore.

I want to live next to humans, very realistic people who know how to laugh at their mistakes and who are not inflated by their own triumphs and who take responsibility for their actions. In this way, human dignity is defended and we live in truth and honesty.

It is the essentials that make life useful.

I want to surround myself with people who know how to touch the hearts of those whom hard strokes of life have learned to grow with sweet touches of the soul.

Yes, I'm in a hurry. I'm in a hurry to live with the intensity that only maturity can give.

I do not intend to waste any of the remaining desserts. I am sure they will be exquisite, much more than those eaten so far.

My goal is to reach the end satisfied and at peace with my loved ones and my conscience.

We have two lives and the second begins when you realize you only have one.

Mario de Andrade

(San Paolo 1893-1945)

In the book called *The fall of Priests and the rise of Lawyers* by Phillip Wood

The author proposes that if religions fade, then secular law provides a much more comprehensive more regim to govern our lives. Backed by Potent and Haunting imges, it argues that the rule of law is one universal framework that everyone believes in and that the law is no the most important idealogy we have for our survival. The author explores the decline of religions and a huge growth of Law and makes predictions for the future of law and Lawyers. The book maintains that eventhough societies may decide they can do without religions, they cannot do without law. The book helpfully summaries both teachings of main religions and the central tenets of the law governing everything from human relationships to money, banks and corporations. It shows that without these legal contracts some of them arcane, our societies would grind to halt. These innovatives summaries make complex ideas seem simple and provide the keys to understanding both law and religion. And the central tenets of the law governing everything from human relationship to money, banks and corporations.

The book appeals to both lawyers and a general reader. The book concludes with the authors personal code for a modern way of living to promoter the survival of humankind into the future. Vissibly written by one of the most important Lawyers of our generation, this majesterial and exiting work offers a powerful

vision of the role of law in centuries to come and its impact on how we stay alive.

In George Bernard Shaw's book called *Back to Methuselah* (A Metabolical Pentateuch) consists of a preface (The infidel half century) and a series of five plays; in the beginning DC 404 (in the garden of Eden, the gospel of the brothers Barnabas; present day, the thing happens; AD 2170, tragedy of an elderly gentleman; AD 300, and as far as thought can reach; AD 31920) *Methuselah's* plays are the best on shows extrapolations from the two principles although the ideas are out of the scientific favour as far as the 21st Century begins, Shaw accepted them completely. Shaw also advocates what he calls homeopathy as a pedagogical method arguing that "society can only be lamed and enslaved by education. Shaw's homeopathic educational method consisted of lining up students until the students were able to see through their lies and argue with the teachers. Little wonder Shaw's best description is most men see things as they are and ask why I dream of things that are not ask why not.



ABOUT THE AUTHOR

The Author Isaac Christopher Lubogo is Indie person who believes as Bernard Shaw best put it ‘ most men see things as they are and ask why... i dream of things that are not and ask why not.’ Ralph Waldo Emerson in lecture in (1871) said ‘ if a man can write a better book or preach a better sermon or make a better mouse trap than his neighbour even if he builds his house in the woods, the world will make a beaten path to his door”

Mr lubogo Isaac c. Is what one would best describe as an “animis optimum legalis’ who thrives under animis opibusque parati.

Attorney At Law, Lecturer of Law

Founder of much coveted Siugeneris Law APP Find it at <https://play.google.com/store/apps/details?id=com.chrysoft.suigeneris> for android users and for IOS (Apple) click on <https://bit.do/suigeneris>

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