



America's Oldest Law School Newspaper

VOL. 39 NO. 2

CAMBRIDGE, MASS., OCTOBER 8, 1964

FIFTEEN CENTS

Reviewmen Study Housing Codes

By Walter V. McLaughlin Jr.

Reflecting the rising interest in the study of peculiarly urban legal problems, the Harvard Law Review's 1964 summer project investigated the problems of housing code enforcement.

These projects have become an annual

Graduate Whacks Youth

Knifer Restrained

An armed attack by a youth on a Radcliffe girl in the bushes of the Radcliffe Quad was violently confounded by a Law School alumnus, George S. Robinson, LL.B. '29.

Mr. Robinson was met at the corner of Garden and Shepard Streets Saturday night by a breathless, moustached Harvard

(Continued on page 4)

affair, and are intended to cover areas requiring a good deal of on-the-spot research which is virtually impossible during the school year. This material is then made the basis for a Law Review Note. The funds have been supplied by various foundations; this year's donor being the Walter E. Meyer Research Institute of Law.

The participants, Richard E. Carlton, 3L, Richard Lanfield, 3L, and James B. Loken, 3L, gave their study a wide geographical base. They visited Chicago, Pittsburgh, Philadelphia, New York, Baltimore, Washington, Boston, New Haven, and Providence.

Contacts were made with federal, state and local agencies, and such political figures as Mayor Richard Daley of Chicago. Many types of private groups, such as real estate boards, property owners associations, and private housing and planning councils were

(Continued on page 10)

Seeks Lt. Governor Post

Richardson Is Candidate

Elliot L. Richardson, LL.B. '44 ('47), Republican candidate for Lieutenant Governor of Massachusetts, told the heads of local college and community Young Republican Clubs last week that this is a year of crisis for their party in the Commonwealth. If the GOP fails to win at least one Constitutional office next month, it would mean the end of an effective two-party system in the state government, he stated.

Richardson, a former Harvard Law Review President, has spent seventeen years in public service. Following law school, he clerked for Judge Learned Hand and Justice Felix Frankfurter, after which he entered local politics in Brook-

(Continued on page 15)



Elliot L. Richardson

Voting Determines Elections

Active participation in civic affairs has long been the mark of a good lawyer. During election years this means taking time off from the practice of law to work for the candidates and the party of his choice and, in some cases, to seek public office. It also means exercising the right to vote.

Law students, too, are known to become active in the political sphere at this time of year. This issue of the RECORD relates some of the many political activities in which students, and graduates, are involved as Nov. 3 approaches.

It is commendable that some will give up valuable study time to travel to the closely-contested state of New Hampshire while others devote their efforts to electing Massachusetts candidates, local and statewide, who are their friends or are members of their party. Passing out campaign literature and ringing doorbells represent the dirty work of politics, but these are the tasks which many students, as voters now and as possible politicians in the future, are shouldering.

The objective of campaigning is to get out the vote, and we would be remiss not to urge all potential voters to register and to cast their ballots. Particularly helpful in this vital area was the booth set up by the Law-Graduate Democratic Club in Harkness Commons where aid in contacting hometown election officials in order to obtain absentee ballots was given to all interested passers-by.

That one vote can be decisive is amply demonstrated by an American Heritage pamphlet being distributed this fall. As ABA President Lewis F. Powell Jr., LL.M. '32, puts it, citing that 35 percent of the electorate failed to vote in the 1960 Presidential election: "The nation's position of world leadership demands that its government be chosen by truly representative expression of the people, not by their default."

Harvard Law Record

Stewart D. Davis	President
Walter V. McLaughlin, Jr.	Vice-President
Robert A. Grayson	Executive Editor
Michael D. Hampden	Managing Editor
Myer J. Sankary	News Editor
Thomas E. Woodhouse	Feature Editor
Richard A. Hannaway	Senior Editor
Edward H. Hein	Associate Editor
Brian Christaldi	Business Manager
Caroline M. Simon	Corporation Secretary

Associate Staff

Mack Armstrong, Paul M. Branzburg, Robert L. Clarke, Theodore S. Curtis, Jr., Walter E. Graham, Neal W. Johnston, John S. Lowe, Robert M. Goff.

Published on Thursdays ten times each semester by THE HARVARD LAW SCHOOL RECORD CORPORATION, 23 Everett Street, Cambridge 38, Massachusetts. Subscription price: \$2.00 per semester, \$4.00 per year mailed; student subscription, \$2.00 per year distributed at the Law School. Individual copies 15c each at the Law School, 25c each mailed. Business and editorial offices, 23 Everett Street, Cambridge 38, Massachusetts. Telephone UNIVERSITY 8-7600, extension 418.

Permission is given for reproduction of any part of an article appearing herein provided that credit is given to both the RECORD and the author of the article. Second class postage paid at Boston, Massachusetts.

MANUFACTURED BY THE LEXINGTON PRESS, INC., LEXINGTON, MASS.

TONGUE 'N CHEEK

By Fenno

I was skimming through the "Guide to Legal Periodicals" searching for a third-year paper topic with just the right number of citations when I heard a loud "pssst."

I looked around the library. At first I could see nothing but little knots of first-year students being led about. Then I heard another "pssst." Finally I saw him crouched behind the Yale Law Journals.

I approached.

"Want a job?" he asked shifting his glance from side to side.

"Sure I do," I said, reciting my birthdate and high school class rank.

"What have you done about it?" he asked tugging his fedora.

"Well, I'm on file at the Placement Office, I spend at least two hours a day checking the interview announcements and I've written to twelve hundred Harvard graduates asking their opinion on my chances for success."

"You really are a tiger," he said with mockery in his voice, "but I've got just what you need."

"What's that?" I said instinctively.

"It's like a student edition of Martindale-Hubbell. Gives you the inside dope on every lawyer in the country, tells what firms really hire people and how to behave with a hiring partner, who to see and who to miss on Wall Street, as well as giving you an animated chart of the organization of government offices which hire lawyers." He slipped the twenty-pound book out of his vest. "As an added bonus this week we're including answers from 17 important state bar exams and a symposium on what to do in a prothonotary's office."

"It really sounds great," I mumbled, "but I'm afraid I've just spent all the money I'm going to spend on job-seeking."

"What could be worth more than this volume," he asked.

"Having my resumes engraved," I said softly.

Recreation Expense Criticized

By Myer J. Sankary

A number of law students interested in easier access to the athletic facilities in Hemenway Gymnasium have encountered disappointing obstacles.

Many students are prevented from using the gym because they cannot afford to pay \$20 a semester or 75c each time they play squash or basketball. By comparison, graduate students presently pay \$10 a semester for the same privileges.

Those who do pay to use the gym sometimes find that it is closed or preempted by others at times when their class and study schedule permit athletic activities.

A. W. Samborski, University Director of Athletics, has substantiated the claim that present facilities are not adequate for use by law students. He noted that the Hemenway squash and basketball courts are reserved every afternoon for use by college physical education classes. The gym is not open on Saturdays until after the football season, and is never open on Sundays, he added.

Faculty to be approached

The problem was brought to the attention of Samborski in a letter written by several interested law students. It recommended that the gym be opened at 9 a.m. on weekdays instead of 11 a.m. It also suggested that the gym be made available on all Saturdays.

Samborski indicated that he was sympathetic to the problem, that he would bring it before the Faculty Athletic Committee, and inform the students of its outcome. He stated that the problem of opening earlier was primarily one of cleaning and maintenance and a limited budget.

"Participation has increased substantially in the past few years," Samborski said. "We have had to curtail the indoor sports activities of the freshmen because of limited facilities."

As to the problem of cost for law students, Samborski said that nothing could be done unless the Law School is willing to charge a mandatory fee of all the students. He explained that graduate students pay less for the use of the athletic facilities because their

program is subsidized by the Graduate School of Arts and Sciences.

The proposal of charging uniform mandatory fees among the student body was put to Vice Dean Louis A. Toepfer by the RECORD. He replied that the Law School did not consider the present costs of using the facilities excessive. Dean Toepfer explained that it is the School's policy not to require any additional fees other than tuition and health insurance. "Those who wish to use the facilities should pay for them," he said. He pointed out, however, that the School does subsidize the cost of intramural competition sponsored by the Dormitory Council.

Rowan to Address Forum

Carl T. Rowan, Director of the United States Information Agency, will be the principal speaker at the first meeting of the Harvard Law School Forum in the Rindge Tech Auditorium tomorrow at 8:30 p.m.

Mr. Rowan, a former ambassador to Finland, Deputy Assistant Secretary of State and Alternate Representative to the United Nations General Assembly, will speak on the topic, "Our Image Abroad."

Panelists for the Forum will include Professors Richard Baxter and W. Barton Leach of the Harvard Law faculty.

Prof. Baxter, the moderator, was formerly chief of the International Law Branch for the Army's Judge Advocate General Corps and is a vice-president of the International Law Association. Prof. Leach is a widely-traveled student of international affairs. He spent part of last year on a lecture tour of law schools in Australia and New Zealand.

Fellowships Deadline Soon

October 25 is the application deadline for Fulbright and other fellowships for study abroad in 1965-66. Information may be obtained in the office of the Secretary of International Legal Studies, Joseph E. Leininger.

Youth Subdued

(Continued from page 1)

undergraduate, J. Manchester Robinson (not related), who was in hot pursuit of the 19-year-old thug.

Together they followed him into the Quad, where he had threatened a girl with a knife, and thrown her into the bushes, according to an account of the incident in the *Harvard Crimson*. Young Robinson rushed into the skirmish and pulled the boy away, securing him with a full nelson. When the struggling prodigal waved his knife and shouted threats of murder, Mr. Robinson uprooted a field hockey upright and struck the boy cold.

The undergraduate began his pursuit some moments before when Thomas L. Robbins, Harvard '65, ran toward him out of the Harvard Yard and across the Square, his hand cut and bleeding. Robbins' assailant, appearing to be drunk, emerged from the Yard and reeled across Massachusetts Ave. and down Garden Street. Robinson failed to marshall help from several cab drivers, but went on alone, until he was joined by the Harvard lawyer, who was here in Cambridge for his 35th class reunion.

Two Radcliffe girls, aware they were being followed down Garden Street, hurried into the Quad, where the incident occurred.

The boy, who apparently has not suffered serious injury at the hand of Mr. Robinson, was afterward taken to Cambridge City Hospital.

Class of '29 Has Reunion

Nearly 100 men from the Class of '29 journeyed to Cambridge for the group's 35th reunion this past weekend.

According to Class Secretary Oscar M. Shaw of Boston, a statistical study of the class shows a clear correlation between Law School grades and income from the practice. Of a total of 585 living members, 207 answered the questionnaire.

The 147 members of the class who are engaged in the full-time practice of law draw an average law income of \$41,100 and an average total income of \$49,600, the survey reveals. Class members not in full-time private practice of law have an average total income of \$48,200.

A 1926 graduate of Bowdoin College, Mr. Robinson is Deputy Special Assistant for installation to the Secretary of the Air Force in Washington, D.C.

Mr. Robinson has served as an attorney in the Department of Justice, the W.P.A., the Department of the Interior, and the Maritime Commission. He was an Associate Counsel for the Kefauver Crime Commission and for the Subcommittee of the Senate Interstate and Foreign Commerce Committee investigating crime and racketeering on the waterfront.

Mr. Robinson is the recipient of a Commendation for Meritorious Civilian Service, the Exceptional Service Award and the Citation of Honor, all from the United States Air Force.

Career Conference Slated

Careers in the legal profession will be the subject of a one-day conference to be held at the Law School on Wednesday, Nov. 11. The conference will afford students the opportunity of meeting and speaking with noted lawyers working in different branches of the law.

The conference program calls for five panel discussions and five seminars. In the panel discussions, teams of lawyers with experience in certain areas of practice will inform the student audience of the nature and advantages of their type of practice. The seminars are designed to give small groups of students a chance to speak informally with prominent lawyers specializing in the students' areas of interest.

The keynote address will be given by James B. Donovan, LL.B. '40, partner in the firm of Watters & Donovan, well known for his participation in the Bay of Pigs prisoner exchange.

The topics for panel discussion are: large firm practice; small firm practice; tax and accounting practice; international law practice; and litigation and trial practice. Seminar topics include: patent law, admiralty, labor law, copyright, small town practice, and house counsel.

Further details, including names of the participants and the schedule of meetings, are to be announced.

Long Campaigning for Re-election

By Michael Hampden

Delicately balancing his obligations in the classroom and on the hustings, Rep. Charles W. Long, 3L, is immersed in his campaign for re-election to the Massachusetts State Legislature.

Long is an exception to the 'jealous mistress' theory of learning law. His studies occupy mornings and a few afternoons a week; the rest of his time is spent sending out campaign materials, organizing his workers' projects and personal door-to-door canvassing. His campaign, begun soon after school ended last June, is being managed by Donald F. Tobin of Dorchester, an engineer.

Long, a Republican, gained his seat by a two-to-one upset in a special election held last winter in the heavily Democratic Allston-Brighton ward of Boston.

In that election, only 3000 of the ward's 17,300 voters came to the polls. This November 3rd, however, 85 to 90 percent of that number will vote, Long estimated, making it a far more difficult and extensive campaign.

Long's ward, now with three Representatives, will be reduced to two by this election, as a result of a redistricting of the Legislature. Three other candidates are running against Long for the two seats: Norman S. Weinberg, a Democrat in his 13th year in the Legislature; Arnold I. Epstein, a Democratic incumbent; and Dorothy R. Sullivan, a Republican and a Brighton attorney.

Although he has found that substantive issues play a minor role in this campaign, as

in the last, Long is emphasizing the value to the constituency of two-party representation in the Legislature. He opposes a legislative pay raise and supports a restriction of power on the Governor's Council. Long is also running on his high attendance record: only five or six absences in nearly 200 roll calls.

Long is associating his campaign with the national ticket only very loosely, if at all. "Open support of national figures rarely helps in local politics," he said. Before the Republican National Convention in San Francisco last July, Long was known to favor either Governor William W. Scranton of Pennsylvania, or Richard M. Nixon, for the nomination.

His campaign is being financed by private contributions and by Long himself. The Republican State Committee is not assisting him with his expenses as was done for his special election campaign last year.

Long, a graduate of Harvard College with honors in government, lives in Allston with his wife, Diana Joy, and their one child. "Law students who would like to work in the campaign," he said, "are gratefully welcome. My campaign headquarters are at 156 Brighton Street, Allston."

Student Aids Maine GOP

Busy in political activity this summer in his native state of Maine was Theodore S. Curtis, 2L, of Orono.

He served as Campaign Coordinator for the Maine Republican State Committee. No newcomer to the political arena, having held the same post in 1962, Curtis made local arrangements for the recent visits of the party's national candidates, Senator Barry Goldwater and Congressman William Miller.

Curtis was in charge of a school for Republican candidates to the Maine Legislature in addition to the more routine tasks of editing the party newspaper, soliciting advertising, and speaking to local Party committees throughout the state. With the advent of the school year, Curtis' activities have been curtailed, but he plans to return weekends to aid the campaign.

Godfrey Dead in Auto Crash

During the summer an automobile accident took the life of Aaron A. Godfrey, 22, who had completed his first year at the Law School. The accident occurred on July 11, near his home in Harlingen, Texas.

Godfrey was graduated *cum laude* from the Woodrow Wilson School of Princeton, where he was elected to Phi Beta Kappa.

The Learned Hand Club held a luncheon meeting at Lincoln's Inn yesterday in his memory.

Democrats Plan Fall Activities

Plans for the fall semester were outlined to the Harvard Law-Graduate Democratic Club by President Edward M. Stadum, 3L, at the club's initial meeting last Friday.

Aiding local Democratic candidates in their campaigns, and trips to New Hampshire working on behalf of the Johnson-Humphrey ticket, were the two main activities Stadum suggested to the gathering of some 70 persons.

Noting that New Hampshire is a state where "the going seems much tougher" for the Democratic national ticket, than in Massachusetts, Stadum urged students to go north to such towns as Nashua and "tell the voters there good things about Johnson and Humphrey." The Granite State is being deluged with anti-Johnson literature and the states' largest daily is the ultra-conservative *Manchester Union Leader*, Stadum said.

Other activities planned for the year include a rally in Sanders Theater in conjunction with other area Democratic organizations, continuation of the Legislative Assistantship Program (LAP) which proved successful last year, a civil-rights project in cooperation with Boston CORE seeking enlarged employment opportunities for Negroes in the Boston area, and an expanded program of speakers, featuring noted journalists talking on politics from the newsman's point of view.

Office-Seekers Speak

Democrats seeking office as State Representatives then gave short talks, stating some of their beliefs and asking for assistance in their campaign efforts.

They are: Francis R. Doyle of Cambridge, who works in the Harvard Law Library system; Raymond T. McNally of Brookline, an associate professor at Boston College and associate at Harvard University's Russian Research Center, whose campaign manager is Vincent P. McCarthy, 3L; and Jack H. Backman of Brookline, LL.B. '48, a lawyer and active participant in civic activities, who noted that he returns to the Law School almost every year as an Ames judge.

Also Michael S. Dukakis of Brookline, LL.B. '60, who is an incumbent and an active participant in the Legislative Assistant Program; and Irving Fishman of Newton, a special student at the Law School in 1956-57 and former chairman of the Fair Housing Practice Committee in Boston, an incumbent, active in the LAP, and the first Democrat elected from his district; and Richard Landry and Donald Manning of Waltham, both participants in the LAP and both running in strong Democratic districts.

Goldwater Scored

Joseph Bradley of Newton, also the first Democrat from his district, and active in the LAP, called Senator Goldwater's takeover of the Republican Party a "heresy," and noted that "we've dragged the Senator from Arizona into our campaign, and for a very good reason — the Republicans in our district support the national ticket and therefore Barry."

Review, Board Try Dictaphones

The Harvard Law Review and the Board of Student Advisers have obtained the use of dictaphone equipment in connection with a market research program conducted by IBM. The Board and the Law Review each have one machine and the Board expects a second machine in the near future.

J. Eugene Marans, 3L, president of the Board of Student Advisers, explained that in the short time the Board has used the equipment, they have found it helpful in research and in drafting. Marans stated that these machines will be available for third-year students who can use them in connection with the third-year paper. IBM hopes to find out what market exists for this equipment in graduate and law schools, and the participating organizations are asked to help make this judgment in return for the use of the machines.

Oliver Wood, the IBM representative, is willing to place similar equipment with other organizations or individuals who have a use for it, he said.

Linsky '64 Seeks Brookline Election

By Stewart D. Davis



Martin A. Linsky

Since the first day of August, Martin A. Linsky, LL.B. '64, has been on the door-to-door campaign trail which he hopes will lead to the position of state representative from Brookline.

Linsky took a giant step toward his goal when he triumphed in the town's Republican primary on Sept. 7. He finished second in the five-way race for three ballot positions. Only 253 votes behind a ten-year incumbent, he defeated his next nearest rival by over 700 votes.

Presently a full-time campaigner, Linsky promises the Brookline voters he has the time, the interest and the energy to be a full-time representative.

A 1961 graduate of Williams with honors in political science and a member of the Ripon society while at the Law

School, Linsky is receiving active help from Williams graduates and Ripon members in the immediate area. Playing particularly significant roles are overall coordinator Michael B. Keating, 3L, and coordinator of special events Emil H. Frankel, 3L. Other campaign workers include Steven L. Kass, LL.B. '64; John R. Price, 3L; David A. Self, 3L; Stewart D. Davis, 3L; Walter E. Graham, 2L; and William S. Robertson, 2L.

Linsky termed his Law School education "indispensable" to his campaign, a "day-to-day asset in understanding legislative problems." Turning critical, he stated that "the Law School should offer, as many law schools do, a course in legislation, not only because many students want to enter the political sphere, but also because many lawyers in private practice are constantly dealing with legislative problems."

The candidate is placing emphasis on the Massachusetts public education system as a central issue. He states that while ninth in the nation in per capita income, Massachusetts is 47th in the ratio of state aid to personal income. "Add to this the fact that money is distributed on an archaic formula based on 1945 property valuation, and the result is a system which is both qualitatively and quantitatively bad," he stated.

After much research, Linsky has taken the "dangerous political position" that the revenue for improving the educational set-up should come from a limited sales tax, one

(Continued on page 12)

Students to Aid Brooke

Heading up a group of law students interested in promoting the candidacy of the incumbent Attorney General of Massachusetts, Mr. Edward Brooke is Philip Olsson, 3L.

The students plan to conduct a door-to-door campaign distributing literature in support of their candidate as well as working at the polls on election day.

Those interested in aiding this effort may contact Olsson at 108 Trowbridge St., or sign up at the table in Harkness Commons lobby.

Goldwaterites Make Plans

James F. Whipple, 3L, and Lawrence Bowles, 3L, were chosen recently to co-ordinate the efforts of Harvard students on behalf of the Goldwater-Miller ticket.

They reported this week that local Goldwater leaders are eager to make use of student volunteers in the campaign. "We are especially interested in using students for door-to-door canvassing and for talks at informal neighborhood meetings," Bowles said.

The co-ordinators said they hoped Harvard students would also volunteer to help in the campaign in New Hampshire and Maine.

Whipple said that students wishing to work for the national Republican ticket, both in the campaign and on election day, may contact him at 403 Ames.

McCarthy, 3L, Edged in Primary

By Richard A. Hannaway

This summer, while most Harvard Law School students were moldering in law factory libraries, one third-year man was campaigning for, and losing by a hair, a state political office. Vincent P. McCarthy, 3L, a Democrat, ran for state representative from Ward 22, Brookline-Allston (not to be confused with Ward 21 where Charles W. Long, 3L, is a representative and is running for re-election) and lost by thirty votes.

"I grew up in Ward 22. I've been in politics for a long time and I always had it in the back of my mind that I'd like to run for representative; so when both seats became vacant, I decided in the spring to run.

Campaigning was extremely hectic, McCarthy said. There were twenty-five candidates for two seats in the Democratic primary held September 10. "With so many candidates in the running, it was literally true that everyone had a cousin in the race." The large field of candidates made personal campaigning very important.

Candidate McCarthy was out at the local MTA stops at six in the morning talking to the voters and passing out his literature. Evenings and weekends were spent ringing doorbells. McCarthy estimated that he probably rang over 7,500 doorbells in the course of the campaign. He was aided by several fellow members of the Democratic club, especially David C. Hart, 3L, who researched and drafted a medicare bill, patterned after the Federal bill, which McCarthy promised to introduce if elected.

McCarthy tied his campaign closely to the campaign of Governor Endicott Peabody, emphasizing that he was one of those who seconded the Governor's nomination at the state convention. He still believes this strategy helped him, since the Governor won Ward 22 by 2,000 votes.

He said he was very surprised at the few voters who were interested in the issues of the campaign. "In the course of ringing more than 7,500 doorbells, no more than a handful of the people I met seemed interested in my position on any issue." This attitude showed itself in the election results. Although the large turnout (80%) showed considerable voter interest in the election, the voting pat-

tern was along neighborhood lines. McCarthy scored highest in his own neighborhood and lowest in the Allston area around Harvard stadium, far from his home. In the final tally he gathered 1,358 votes to the 1,388 votes of the nearest winner.

He is now indefinite about his future plans — whether he will run again. In the meantime he is "keeping his hand in" by managing the election campaign for Raymond T. McNally, a professor of Russian History at Boston College and an associate at the Harvard Russian Research Center, who is running for state representative in Brookline.

Riponers Active in GOP

The Ripon Society, a Cambridge-centered Republican group of "fiery moderates" including many Law School students, has been active in GOP activities this summer, though the Party's choice of a Presidential candidate leaves many Society members in a dilemma.

The Ripon Society, modeled after the English Bow Society, is comprised of students, professors and young businessmen who seek to provide intellectual leadership for the Republican Party.

A founder of the Ripon Society, Emil H. Frankel, 3L, states that, "a majority of the Society members are dissatisfied with the choice of the Republican Convention, but there is no plan to publicly criticize the ticket in the midst of the campaign. Our loyalty to the Republican Party remains firm."

Wishing to be in a position to help rebuild the Party in a moderate mold, the Society is confining its activities to positive work for such candidates as seek its support. Ripon's activities currently include doing research for Republican office-seekers, including Elliot L. Richardson, candidate for Lieutenant-Governor of Massachusetts, Senator Kenneth Keating of New York and Senator Hugh Scott of Pennsylvania. Plans also call for publishing papers in 1965 on Urban Affairs and Campaign Financing.

During the summer J. Eugene Marans, 3L, represented the Ripon Society at the Governor's Conference in Cleveland and also at the Hershey "unity" meeting where he did

(Continued on page 13)

Law Student Helping Volpe Campaign

By Brian Christaldi

A random photograph of Republican gubernatorial candidate John Volpe would almost certainly include the face of William H. (Harvey) Webster III, 3L. Webster has accompanied the former Governor for the past three months as a campaign aide.

Webster met Volpe on an Amsterdam-to-Moscow flight in the summer of '63. Last July, while attending the Republican National Convention in San Francisco, he encountered Volpe and offered to assist him in the Massachusetts campaign. This offer was accepted later in Boston, and Webster became Volpe's chauffeur. Shortly thereafter, Webster was made a "traveling aide."

Typically, Webster's day begins at Volpe headquarters where he checks travel arrangements and scans the morning papers, noting the coverage of the Republican campaign. Candidate Volpe arrives with a bag of mail to read en route, and the two-car Volpe caravan begins a long day of electioneering. The trip might include visits with local officials, tours of business establishments, luncheon or dinner with a local service organization, news conferences and radio interviews.

Webster's responsibility is to see that posters and campaign literature arrive just ahead of the caravan. He must also jot down the names and addresses of participants, that the day's activity may be followed up with

letters of thanks and encouragement. Names of hosts and campaign volunteers are catalogued for future reference. He acts as a liaison between Volpe and newsmen, ready with the campaign itinerary and collateral information.

Webster is totally committed to his candidate. He cites Volpe as "a man who stands for efficient, well-organized government." He attributes Volpe's loss to Governor Endicott Peabody in the '62 campaign to inadequate publicity of the Volpe administration's accomplishments; notably, the saving of \$17,000,000 by the elimination of wasteful patronage, the establishment of the Citizens' Crime Commission, and the introduction of independent auditing of state agencies. He feels that support by large numbers of Democrats and independents plus the voter appeal of running-mates Edward Brooke (for second term as Attorney General) and Elliot Richardson (for Lieutenant Governor) will carry the Volpe ticket to victory.

Posner Wins ASCAP Prize

First prize in the 1964 Nathan Burkan Memorial Competition was won by S. Paul Posner, LL.B. '64. The Competition is sponsored annually by the American Society of Composers, Authors and Publishers, and is designed to stimulate interest in the field of copyright law. Posner's paper is entitled "State and Federal Power in Patent and Copyright."

Posner received his A.B. in 1959 from Princeton University, and a B.A. degree from Oxford University in 1961. At the Law School he was Case Editor of the Law Review, and is currently Clerk to United States Supreme Court Justice William J. Brennan, Jr.

First and second prizes of \$250 and \$100 are offered in each of several leading law schools throughout the country. The Competition is administered at Harvard by Dean Erwin N. Griswold. A panel of judges considers all the prize-winning papers, and selects the outstanding essays for National Awards of \$1000, \$500 and \$250.

Talk on Justice Dept. Set

Professors Frank E. A. Sander and Frank I. Michelman will discuss job opportunities with the Department of Justice in Langdell North at 2 p.m., Tuesday, Oct. 13 for the benefit of interested third-year students.

Both men have served in the Tax Division of the Department of Justice. The session is being held in advance of Justice Department interviewing at the Law School later this month.

Urban Study

(Continued from page 1)

involved. Individual lawyers active in the field were particularly sought out.

Loken noted that he found general satisfaction with the technical provisions of the codes. However, effective enforcement posed a wide variety of problems, some of them inherent in the job, some others the result of imperfect administrative techniques. One example of the former is what Loken termed the "foot pounding problem." Any system of inspection where the thing to be inspected cannot be funnelled through a relatively few checkpoints, he explained, puts a tremendous physical load on an agency "just to cover the ground," and saps energies needed for a thorough job.

Other problems discovered were a lack of financial backing for the codes' enforcement agencies, and a frequent overlapping of jurisdictions. Time-consuming jurisdictional questions arise between federal and state agencies, between state and local offices, and frequently between agencies of the same city, Lanfield said.

Because the codes deal only with structural problems, they may be incapable of achieving the goal of decent, safe and sanitary housing for all, Carlton concluded. The real problem, he said, is "a human and economic one. This applies not only to the slum landlord, but also to people who just cannot afford decent housing."

The project also did some research on urban renewal and public housing as necessary adjuncts to their primary concern.

In the urban renewal field they found that the workers "bring a professionalism and a wide breadth of training to their work, and

seem less subject to political pressures," Carlton observed. The participants were impressed with the caliber of municipal officials in all city agencies dealing with aspects of the housing problem, and felt that their public image does disservice to their abilities.

They found that opposition to urban renewal came mainly from people opposed to it on principle, from indigenous groups composed of those whose good homes must go with the bad, and from civil rights associations. The latter groups reportedly claim that urban renewal has been used as a weapon to keep Negroes out of an area by raising prices, Loken explained.

In public housing, Lanfield said, many problems are created by the laws themselves. Since by statute most public projects must pay their maintenance and other costs out of rents, and since there is no fixed rental, tenants near the statutory income ceiling are favored. Large families often fail to meet the regulations governing the distribution of tenants by age and sex. Yet the small, higher-income families are not as a rule the "problem families," whose housing needs the projects are intended to meet.

RECORD Plans Political Poll

A week from today the RECORD will turn its distribution centers in Austin and Langdell Halls into polling places to allow the student body to cast a sentiment vote regarding the upcoming Presidential election.

The RECORD also plans a somewhat more thorough poll of the faculty to determine whom they are supporting not only for President but also for the statewide offices.

THE MISSES LITTLEFIELD

HARVARD SQUARE

*Professional
Typists*

4 Brattle Street TR 6-7495

CHICKEN DELIGHT

UN 4 - 0520



Free
Delivery
Complete
Chicken,
Shrimp, Fish,
Rib and Clam
Dinners
Also Pizza
Hrs. Mon. 4-8
Tues. - Sat. 4-11
Sundays &
Holidays 11-11

Professional Dry Cleaning
by

Rite-Way
CLEANERS

KI 7-8008

4 Hudson St., Cambridge
(off 1672 Mass. Ave.)

Recent Book

Wellsprings of the Law's Deficiencies

My People is the Enemy: An Autobiographical Polemic. By William Stringfellow. New York: Holt, Rinehart and Winston, 1964. Pp. 149. \$3.95.

By Thomas E. Woodhouse

A long, hot summer which saw the eruptions of discontent in the ghettos of many Northern cities has now passed. Two excellent accounts are available to anyone who is anxious to understand the reasons for the riots—or, if they were reasonless, the generative forces behind them. The recently published FBI report, surprisingly sensitive for that agency, confirms the merit of the other account, William Stringfellow's *My People is the Enemy*.

Stringfellow was raised in the quiet coolness of Northampton, Mass., went from there to Bates College—at far remove from teeming Harlem—and eventually came to Harvard Law School. In his third year he elected to pass by opportunities to practice in Northampton or Boston, to open an office on the streets of Harlem instead.

He makes no explicit explanation of why he went to Harlem. The Boston firm, he offers, would not have given him enough personal contact with his clients, but personal contact is available elsewhere than in Harlem. Nor was his mission one of charity. The key to his mission stands in the definition he offers for Harlem—"Harlem is the reminder and witness in American society of all the world's poor."

Stringfellow is the reminded. He went to Harlem to establish a dialogue with the world's poor and with its outcast. It is crucial, if we are to heed his polemic, that we believe he succeeded. Yet, it is in this demonstration that String-

fellow is elusive. When the need is for unadorned prose, he offers metaphor. Has he succeeded? One can only sense that he has.

Stringfellow is far from mystical, however. He is excoriating in his indictment for indifference of the church, the legal profession, the political process, and the Mayor of New York. He condemns the hypocrisy which blinds itself to the "virtually complete" estrangement of the races in America. "The platitudes of tolerance, it turns out," he charges, "conceal the practice of discrimination, for the American idea of tolerance—though it be less vehement than South Africa's apartheid—is, after all, a generically similar doctrine of racial coexistence."

The subchapter headings on law are entitled "Existentialism in the Practice of Law" and "The Law as an Enemy of the Outcast." In

each he asserts failures of the law and of the police in Harlem. To amplify the assertions, he recounts the ill treatment accorded some of his acquaintances at some level of the legal structure. But for all the temerity of his accusations, Stringfellow is weak in his prosecution. He doesn't point to the wellsprings of the law's deficiency, only to its surface turbulences. He is like the cops he blames for arresting the narcotics addicts rather than the peddlers or the syndicate. It is credit to Stringfellow that one remains confident he could have done more.

Somewhere in Harlem may be the secret of the reconciliation of man to man. Stringfellow puts his subchapter of that name in the chapter entitled "Epiphany." He is not optimistic that it won't take a coming of Christ to find that secret.

Afterthoughts

Social Reform in the Law

A foolish consistency is the hobgoblin of little minds, adored by little statesmen and philosophers and divines.

By Michael Hampden

I think the point of Emerson's conceit is less that bright people should ignore consistency, than that they in fact do ignore it when it suits the purpose, and that a simple recognition of this is perhaps their more appropriate response than a neurosis over it.

Lawyers and law students, it seems, have a matchless talent for being consistent amid the minutiae of their work, and a unique—and probably very wise—faculty for inconsistency on the grand scale.

Classroom discussions often take the form of detailed, critical probes into the deficiencies of a case; the unstated standard being its logical

consistency, either with itself, with other cases, or with some widely accepted rule of law. We are taught early that consistency is the peculiarly legal virtue which makes the law stable, predictable and responsible.

But then a class finds itself discussing Supreme Court decisions such as *Griffin v. School Board of Prince Edward County* or *Webster v. Sanders* (the reapportionment case). Then tacitly, imperceptibly, the assumptions shift, the ground rules change. Professors and students alike then turn their energies to discovering, rationalizing and inventing legal grounds to support the holdings. The suggestion that these cases are "wrong" is unstated because it is practically unthought.

(Continued on page 14)

Candidate Linsky

(Continued from page 7)

which would not affect food, clothing, and drugs. He noted that this would be less regressive than the property tax, in which the Commonwealth already leads the nation, and would broaden the tax base. He added, "It is irresponsible for a candidate to advocate great increases in state services without giving serious and rational attention to the problem of where to get the money."

In the area of legislative reform, the candidate would like to see the job of legislator made "more rational, responsible, and respectable." Therefore he favors the controversial pay raise, but with the hope that it comes into effect in the legislature succeeding the one which passes it so that the voters may express their reaction to it at the polls.

Last Sunday Linsky took a break from his eight-hour-a-day campaign to the voters' homes. In the afternoon he and Western Massachusetts Congressman Silvio O. Conte exchanged views at a large reception at the Hotel Beaconsfield.

Linsky gained political experience working with Conte in the latter's successful campaigns of 1958 and 1960. Linsky also served on the research staff of Senator Leverett Saltonstall in 1960, and on the personal staff of Elliot L. Richardson when Mr. Richardson was seeking the Massachusetts Attorney General post in 1962.

Academy Elects Prof. Freund

Professor Paul A. Freund of the Harvard Law School faculty was elected President of the American Academy of Arts and Sciences at its annual meeting in May. The last lawyer to hold the office was the late Dean Roscoe Pound, over twenty-five years ago. Prof. Freund succeeds Dr. Hudson Hoagland, Director of the Worcester Foundation for Experimental Biology.

The Academy was founded during the American Revolution to promote the study of arts and sciences in America. Many well-known Revolutionary leaders were among its charter members, including George Washington, Thomas Jefferson, John Adams and Benjamin Franklin.

Dunster Shirts

The name Dunster at The Coop is given only to top value merchandise. In shirts, the name identifies the fine quality oxfords, with the button-down collar . . . in white, blue or blue stripes. You'll like the careful tailoring, the expert styling and the high-ranking cotton fabric.

4.20

3 for 11.80

Camp Hosiery

Camp's Bouyant 7 is ideal for sports and smart for business. The wonderful blend of 75% orlon acrylic and 25% stretch nylon provides a light, lofty and luxurious anklet. Machine washable, machine dryable. Black, navy, heather, charcoal grey or brown, ivy green and maroon heather.

Anklets 1.50

The above also available in the executive length, (over the calf) in black, navy, ivy green and charcoal brown or gray.

2.00

STORE HOURS

8:50 a. m. to 5:30 p. m.

Monday thru Saturday



Dean Joins Anti-Rightist Council

Dean Erwin N. Griswold was among the more than one hundred civic, educational, religious and business leaders who joined recently to form the Council for Civic Responsibility.

Headed by Arthur Larson, former consultant to President Eisenhower, and current director of World Rule of Law Center at Duke University, the Council hopes to "tell the truth about the John Birch Society and related reactionary groups."

Feeling that saturation broadcasting and local harassment techniques used by various right-wing groups are "degrading the American political dialogue to such a point as to damage our self-respect at home and our reputation for political responsibility abroad," the group is abandoning the policy of ignoring the Birch broadcasts. It plans to sponsor "dignified, factual, and documentary" radio broadcasts to counter the rightist propaganda.

Sponsored by the non profit Public Affairs Institute of Washington, D.C., the Council will solicit funds from the public, and hopes to spend \$500,000 in their broadcasting program.

Speaking in a news conference called to publicly launch the Council, Mr. Larson noted that the United States was in a struggle to vindicate its system. "We cannot afford to have the confidence of Americans in them-

selves and in the integrity of our democratic system eroded by this Niagara of distortion and abuse," he said. He asserted that the prime function of the Council's broadcasts would be to present a "... sustained, full-time, methodical correction of the record, exposure of unworthy tactics, and focusing of the national conscience on local harassments, in the hope that gradually some greater measure of decency and dignity can be restored to the American political dialogue and the democratic process."

Ripon Society

(Continued from page 8)

research for the Society. At the Republican National Convention were John R. Price, 3L, who worked on Governor Nelson Rockefeller's staff, Richard Crystal, 2L, who arranged demonstrations for Governor William Scranton and Robert C. Kirkwood Jr., 3L.

In the pre-Convention days, the Society issued two statements. After the California primary and the Governor's Conference Ripon urged that the impending Goldwater nomination be opposed and pointed out the dangers of a thorough defeat of the Party with the Arizona Senator as the nominee. On July 4, several members of the Society traveled to Ripon, Wisconsin, birthplace of the GOP, and delivered a "Declaration of Conscience."

Rackets Restrung

One-Day Service

Tennis and Squash Shop

67A Mt. Auburn St., Cambridge
Opp. Lowell House — TR 6-5417

Exeter Street Theatre

KE 6-7067

now playing

Alberto Sordi

in

MAFIOSO

at 2:00, 3:45, 5:35, 7:25, 9:15

HARVARD SQUARE THEATRE

Ingmar Bergman's

"THE SILENCE"

3:00, 6:25, 9:55

plus Albert Finney in

"NIGHT MUST FALL"

1:15, 4:40, 8:10

Next week: "A Shot in the Dark"

BRATTLE THEATRE

Kurosawa's film of Dostoevski's

"THE IDIOT"

Daily 6 and 9 p.m.; mat. Sat. at 3

Starting Sunday: new Russian

film of Tolstoy's "Resurrection"

4:30, 7:00, 9:30 daily

W. T. PHELAN & CO. INSURANCE

— SINCE 1898 —

HARVARD SQUARE
AT 11 DUNSTER STREET

Offering personal service in all forms of insurance through companies of recognized financial strength and dependable nationwide protection.

Aetna Casualty & Surety Co.
Hartford Insurance Group
Centennial Insurance Co.
The Travelers Insurance Co.

We cordially invite you to visit our modern **street floor** offices across from new Harvard Holyoke Center.

TELEPHONE 876-0876

Afterthoughts

(Continued from page 11)

The fact is, Dean Pound's prescription that law should be an instrument of social change has become a standard part of our intellectual equipment, and such cases, justified by this principle alone, are by definition at odds with their predecessors, and often with themselves as well. They are what Professor Michelman calls "deliberately uncitable" decisions.

There is too little thought and discussion of the very radical differences between judicial opinions aimed at achieving a drastic social or political objective at the expense of legal consistency, and those reasoned deductively from general legal rules.

It is far from universally ac-

cepted that the judiciary's place is to institute social reform, as an increasing number of federal cases are doing. Why are our class discussions so casual, so docile, on the point? We may be the first generation of law students for whom these decisions will be part of the staple diet. We should at least be sophisticated enough to see that they must be dealt with distinctly.

Law Wives Convene

The first meeting of the Harvard Law Wives will be held Wednesday, Oct. 14, at 7:30 p.m. in Harkness Commons. The program is designed to acquaint members with the Cambridge and Boston areas.

Casner to Study ABA Ethics Code

Associate Dean A. James Casner was among the twelve men named this summer to a special American Bar Association Committee which will undertake a complete review of the ABA's Canons of Professional Ethics, originally adopted more than a half-century ago.

The study, which will require a year or more to complete, will initially embrace only the 47 canons applicable to lawyers, and not the Canons of Judicial Ethics which apply to judges.

"As remarkably flexible and useful as the canons have proved to be, they need to be re-examined as guidelines for the practicing lawyer," explained ABA President Lewis F. Powell Jr., LL.M. '32, of Richmond, Va. The study does not mean that "all, or even a substantial number" of the canons are obsolete, Mr. Powell explained.

"The broad principles, as reflected eloquently in the canons, are immutable," he said. "No doubt most of the present canons will be found to be adequate; but in view of changed conditions since 1908 and the experience of the past half-century, the time surely has come for the American Bar Association to take a careful look at this critical area of its responsibility."

The study will be concerned with the enforcement of the canons, as well as their content, Mr. Powell added.

Used & New Law Books

LAW SCHOOL AIDS
Bought — Sold

HARVARD BOOK STORE

1248 MASS. OPP. LAMONT
OPEN TIL 10 P.M. TR 6-9069

GINO & MIKE BARBER SHOP

Opposite Cambridge House
Motor Hotel

ONE BLOCK FROM
LAW SCHOOL

Five barbers for
better service

1638 Mass. Ave., Cambridge
EL 4-9790

CRONIN'S

114 MT. AUBURN ST.

Famous for Steaks
Chops & Sea Food

Tenderloin for Two
on Sizzling Platter
\$7.00

Porter House Steak for Two
\$6.00

— SAMPLE DAILY SPECIALS —

Soup or Juice

Roast Rump of Beef

French Fries — Tossed Salad 99¢

Rolls & Butter — Beverage

Dessert

Tel. EL 4-1366

SQUASH RACKETS

Tennis and Squash Shop

67A Mt. Auburn St., Cambridge
Opp. Lowell House — TR 6-5417

Treadway MOTOR HOUSE

HARVARD SQUARE, CAMBRIDGE

Convenience • Comfort • Cordiality

Located on edge of Harvard Sq. 72 modern, air conditioned rooms. Complimentary continental breakfast daily. Only 20 minutes from Logan Airport. Within easy walking distance of MTA to downtown Boston.

FREE PARKING

Matthew F. Dooling, Innkeeper
UNiversity 4-5200



Richardson

(Continued from page 1)

line. He was appointed a Lecturer in Law at the Law School in 1952 and Assistant to Senator Leverett Saltonstall from 1953 to 1955. Christian A. Herter, then Governor of Massachusetts, summoned Richardson for a two-year term as acting counsel and special assistant.

Mr. Richardson served in President Eisenhower's cabinet as Acting Secretary of Health, Education, and Welfare. He served as assistant for legislation in that department from 1957 to 1959, and in that capacity he was responsible for drafting and presenting to Congress the National Defense Education Act.

In September 1959, Eisenhower appointed Richardson United States Attorney for Massachusetts where he served until 1961, when Robert F. Kennedy appointed him Special Assistant to the Attorney General of the United States.

Education plays an important role in the candidate's platform. Increased aid for elementary and high school education through a state financed equalization fund and con-

tinued development of state institutions of higher education to provide expanded educational opportunity are programs that Richardson is stressing. Drawing from his experience as U.S. Attorney and as a member of the Justice Department, Richardson is advocating greater scrutiny of state departments to prevent corruption and inefficiency, prevention of juvenile delinquency through improved counselling, probation and parole services, and establishment of community mental health centers providing intensive treatment close to the patient's home.

Richardson favors the current referendum to limit the powers of the Governor's Council and advocates a four-year term for the Governor and other Constitutional officers and the election of the Governor and Lieutenant Governor as a team.

In addition to being active in politics, the candidate has served Harvard University in several capacities. He is Director of the Ad Hoc Committee on Law School Appointments, a member of the Overseers' Committee to visit the Medical School and Government Department, a Trustee of Radcliffe College, and a former member of the Committee to visit the Law School.

HARVARD PROVISION COMPANY INC.

92-94 MT. AUBURN ST.

HARVARD SQUARE PHONE KI 7-6684-5

Free Delivery Until 4:45

THESE SPECIAL BACK TO SCHOOL SAVINGS ON BEER

RHEINGOLD BLATZ		PABST SCHAEFER		CARLING BALLANTINE	
All Are \$3.99 Per Case — Cans or 12 oz. Bots.				6 For \$1.00	
FULL QUART VALUES		RHEINGOLD PABST BLATZ SCHAEFER		\$4.00 Per Case Contents	3 Quarts \$1.00
While They Last		Ballantine Beer In Non-returnable Bots.		\$2.99 Per Case	6 Bots. .75
Now In Stock	— Rheingold	— "Chug-A-Mugs"	—	6 For \$1.00	\$3.99 Per Case
GILBEY SPEY ROYAL SCOTCH Especially Selected For Harvard Provision Co. 8 Years Old \$ 4.99 Per Bot. \$59.00 Per Case		HARVARD PROVISION GIN \$3.99 Quart 90 Proof \$4.50 Quart 94.4 Proof		"PRIVATE — STOCK" BEAM Private Labelled For Harvard Provision Co. 4 Years Old 86 Proof \$4.29 Per Fifth \$48.00 Per Case	

Voluntary Defenders Choose Members

The Harvard Voluntary Defenders has completed the selection of its second-year membership, it was announced this week by the group's president, Thomas A. Welch, 3L.

The Defenders, who represent indigent persons accused of crime in the District Courts of Massachusetts, selected 20 new members from a list of 90 applicants, Welch said. He explained that the selections were made on the basis of the applicants' performance on a written problem and on personal interviews.

New members will spend the balance of the academic year interviewing inmates at local houses of correction, assisting third-year members in the trial of cases, and conducting research on questions of constitutional and procedural law for inmates in prisons throughout the nation.

Those selected for membership are:

Alan L. Adlestein, Cornell, Harrisburg, Pa.; Lawrence R. Buxbaum, Williams, Yonkers, N.Y.; Robert L. Dancy, Northeastern, Lyons, N.J.; Alexandra D. Dawson, Barnard, Milton, Mass.; Paul L. Dillon, Denver, Denver, Colo.; Jerald P. Esrick, Northwestern, Rock Island, Ill.; Francis X. Fallon, Catholic, Grand Rapids, Mich.; Peter P. Gamer, UCLA,

North Hollywood, Calif.; Robert J. Glass, Harvard, Boston, Mass.; Lawrence S. Goldman, Brandeis, Philadelphia, Pa.; Charles E. Hill, Duke, Carnegie, Pa.; Richard H. Johnson, Princeton, Westport, Conn.; Neal W. Johnston, Chicago, Mt. Morris, Ill.; David D. Kinley, The Principia, Winchester, Mass.; Jeffrey E. Lamson, State University of Iowa, Fairfield, Ia.; Joel R. Levine, Buffalo, Syosset, N.Y.; John S. Lowe, Denison, Marysville, O.; Kenneth A. Manaster, Harvard, Chicago, Ill.; Paul M. Metzger, New Mexico, Sante Fe, N.M.; Jack H. Watson Jr., Vanderbilt, Dallas, Tex.

Chayes Resigns Government Post

Abram J. Chayes, former professor of law at the Harvard Law School, has resigned his position as Legal Adviser to the State Department to re-enter private practice.

After his graduation from the Law School in 1949, Mr. Chayes held several positions, including law clerk to Felix Frankfurter, before returning to Harvard in 1955 as Associate Professor. He was named full Professor in 1958, which job he held until his appointment in 1961 to the federal post.

Coin — Operated Dry Cleaning

\$1.75 per load

Poly Clean

Open 7 a.m. to 11 p.m.

1685 MASS. AVE.

(between Harvard
& Porter Squares)

ELSIE'S

Noted for the Best Sandwiches
To Eat In or Take Out
The Famous Special Roast
Beef Sandwich

•
KACKWURST — BRATWURST

with Sauerkraut
OR POTATO SALAD

•
Auburn St., Cambridge, Mass.
Henry Baumann 491-2842

Canned Briefs

In large looseleaf notebooks for:
Commercial Transactions
Taxation (Griswold)
Accounting
Corporations
Administrative Law (Jaffe)
Constitutional Law
Trusts

Reasonable Prices

491-1943

ENTERED AS SECOND CLASS POSTAGE BOSTON, MASSACHUSETTS.

RETURN ADDRESS:

HARVARD LAW RECORD
MAIL DEPARTMENT, LANGDELL HALL
HARVARD LAW SCHOOL
CAMBRIDGE 38, MASSACHUSETTS

Scannell's Pharmacy

PRESCRIPTIONS

KI 7-8170

Corner of Kirkland
and Beacon