

The Harvard Law School Record

VOL. 13 NO. 3

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PRICE TEN CENTS

Jury In First Year Mock Trial Gives Plaintiff \$3,500 Verdict

It was midnight when the jury returned a \$3,500 verdict for the plaintiff on a charge of negligence in the mock trial of *Fowler v. Swift*, and rejected the plaintiff's claim for damages for assault.

Despite a chilling rain, a capacity audience of primarily first-year students attended this four and one-half hour trial held in the courtroom of Langdell Hall last Thursday evening, October 11, 1951.

Presided over by Judge George C. O'Connell, a member of the Federal District Court of Boston, the audience

was an interesting and often exciting one. The plaintiff, argued ably under the Federal Rules of Civil Procedure by Prof. Arthur Sutherland, for the plaintiff, and Prof. Harold Field, for the defense.

Claimed Emotional Disturbance

staged by the Teaching Fellows, the

action arose out of a complaint by

plaintiff of assault and negligence

in the defendant flew his plane close

to the plaintiff, badly frightening and up-

ping the plaintiff, an emotionally ill

veteran. As a result of this action

plaintiff alleged that a teaching con-

tract he had was cancelled. He sued

defendant for compensatory damages

\$3,500 on either of two counts, as-

sault or negligence, and \$3,500 for ex-

emplary damages on the assault count.

Plaintiff's counsel, Prof. Sutherland

opened the trial with a few brief re-

marks to the jury of laymen from the

city of Cambridge. In the course of

presenting his client's case, Mr. Suther-

land called four witnesses and entered

interrogatories into the record.

Prof. Field, defendant's counsel,

opened after plaintiff rested his case.

In the course of the defense argument

the witnesses were presented, includ-

ing the defendant, Mr. Alvin Swift, and

very attractive woman friend, Miss

Gale.

Unexpected Withdrawal

One of the highpoints of the evening

occurred in the midst of Mr. Field's

examination of one of the plaintiff's

witnesses. A woman juror got up and

walked out of the jury box and through

the door.

Mr. Field, in the midst of a series of

questions, declared, "This is a bit un-

usual." A hurried consultation between

Mr. Sweeney and the lawyers was

held, and a five minute recess declared.

As an instructive lesson in the proceed-

ings of a litigation in Court, the mock

trial gave an opportunity for first year

students to observe the trial.

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Research Lectures

Ellis E. Champlin of the West Publishing Company will present a series of five lectures on legal research beginning next Monday. One lecture will be given each day, starting at 3:30 p.m. in the Langdell Courtroom.

These lectures are designed to aid students in learning how to approach problems of research and, specifically, how to use library materials.

The lectures will be illustrated by practical demonstration by Mr. Champlin in the various methods of using the major sets of research works in law.

Six Fellows Direct Group Work Study

Six new Teaching Fellows have been added to the Law School faculty and, supervised by Associate Dean David F. Cavers and a committee of first year instructors, will again meet weekly with the first-year class.

This is the third year of the Teaching Fellow program, initiated in an effort to reduce the confusion and uncertainty not uncommon among first-year students.

The six-man group conducting the program include five veterans of World War II, a Fulbright Scholar, and five married men. They are:

Robert A. Kagan (A.B. Harvard '46, LL.B. '50) of Boston. Mr. Kagan is 27, married and a veteran. While at the Law School he was an editor of the *Law Review* for two years and has practiced in New York for one year.

Sidney L. Posel (A.B. U. of Penn. '40, LL.B. '50, M. S. Wisc.) of Philadelphia, is 31 and married. He is a veteran and Fulbright Scholar, coming to Harvard from the London School of Economics.

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PBH Loan Library Deemed Success; Committee To Conduct Charities Drive

The Law School Committee of Phillips Brooks House has already begun its second year of activity, under the leadership of Sidney Kess, 3L, (C.C.N.Y. of New York).

Over 250 casebooks were loaned to students at nominal cost, many of them distributed by the Library Committee even before classes began. In a year of rising book costs, the value of a book rental service is inestimable. Jim Johnson, 3L, (Montana State U. '49) of Billings, Mont., chairman, has announced that this service will be available again this year.

The PBH Directory, listing all students at the Law School will appear at about the end of October. This edition will include telephone numbers of the dorms at all women's colleges.

George Meyer, 3L (U. of Michigan of Detroit, Mich., head of the Dance Committee, is planning a follow-up to the first mixer, which introduced new students to Radcliffe and Wellesley girls. Other women's colleges will be invited. Second and third year men may also be allowed to attend.

The PBH Committee's principal activity at this time is the Combined Charities Drive. Last year, money raised was donated to the Red Feather Campaign, CARE, the Damon Runyon Cancer Fund, the Salzberg Seminar,

Negro Scholarship Fund and to other groups.

This year, Sondra Markowitz, 2L (Wellesley '50) of New York City, chairman of the drive, announces that each donee will have the opportunity to indicate exactly where he wants his donation to go. The goal of the Charity Drive is a contribution of five dollars per student, and the committee stresses the fact that this campaign is the only fund to which students will be asked to give.

Phillips Brooks House offers to the Law School the use of its facilities. These include a weekly Entertainment Guide, available free of charge; and a ticket agency, open from 1:30 to 3:00 p.m. every weekday afternoon, where tickets for Boston theaters and concert halls can be purchased.

The Law School Committee has bi-weekly luncheons for its members, at which community leaders are asked to speak. There is still opportunity for students to take part in the widely varied service activities carried on by PBH. Those interested in joining the organization should see Sidney Kess, President, Mary Margaret O'Connell, 2L, (Chestnut Hill '50) of Jeanette, Pa., Secretary, and Louis Del Duca, 3L, (Temple '50) of Philadelphia, Pa., treasurer.

NEWS IN BRIEF

COFFEE HOUR PROGRAMS

Having just returned from two years in South Africa, Professor Bart J. Bok, Assistant Director of the Harvard Observatory, will speak on his own experiences and the conditions in South Africa at the Coffee Hour next Tuesday, October 23, at 1:30 in Harkness Commons.

Professor Bok directed the "Hub of the Universe" expedition whose main purpose was to search for interstellar cosmic dust as a clue to the origin of the stars.

Dean Hall will conduct a special Coffee Hour tomorrow at 1:30 p.m. in Harkness Commons. The purpose of this meeting will be to discuss the problems of the dining hall and to permit the students to air any and all criticisms of the present situation.

DEMOCRATIC CLUB

James Ryan, 3L, will speak to the Harvard Democratic Club tomorrow at 3 p.m., in the Wheeler Room of Holmes Hall on "Boston Machine Politics."

EISENHOWER CLUB

Those interested in forming an Eisenhower-for-President Club are invited to a meeting tomorrow at 5 p.m. in Room 402 of Ames Hall.

LAW WIVES MEET

Mr. Harold Lindergreen, Director of the New Castle Hill Arts Center, will address the first meeting of the Law Wives tonight at 8 in the Harkness Commons large meeting room.

Fiedler Urges Tax Exempt Orchestra

The Coffee Hour, held in the Harkness Common Room last Wednesday, played host to Arthur Fiedler, conductor of the Boston "Pops," with an informal "question and answer" period ranging from the future of opera in America to the origin of the word "Pops."

Commenting on the relative paucity of American opera companies, Mr. Fiedler blamed the "star system" for discouraging the growth of opera in America. Catering to big name singers has made opera prohibitively expensive and detracted from the music itself, he said.

Turning to the symphonic orchestra, Mr. Fiedler pointed out the annual deficits which every Symphony inevitably incurs and suggested some remedies. Chiefly, he advocated a change in our present copyright arrangements to enable the symphony orchestra to derive greater financial benefits from the playing of its recordings over the radio. He also insisted that

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Ninety-Nine Ames Clubs Engaged In Arguments

As Supreme Court of Ames opens its 1951 Fall Term, sixty-six law clubs will participate in the first year arguments this year, with thirty-three clubs participating in the qualifying rounds for the second year arguments.

First year cases will present legal questions considered by the students in their present courses. New cases involving up-to-date fact situations have been added in the fields of constitutional law, criminal law, procedure, and specific performance of contracts, while many old cases have been thoroughly revised. All Ames cases will continue to be governed by the Federal Rules of Civil Procedure.

Most of the second year cases will

(Continued on page three)

Dean's Annual Report Notes New Developments At School

Dean Griswold, in his annual Report to the President of the University, which was issued this week, highlights four major developments at the Law School in the past year. The Report concludes with a more formal record of the activities of the Law School.

The first of these developments was a new program of research activities under the guidance of Professor David F. Cavers, newly appointed Associate Dean of the Law School.



DEAN ERWIN N. GRISWOLD

The purpose of this program is to aid that type of research which "may require investigations reaching beyond the confines of the law library." It is the intention of the Law School, if feasible to set up a small group of research assistants, under the direction of an experienced lawyer. This group would be available to work with faculty members on question on which they felt the need for further facts, "whether these facts are to be found in law offices, government agencies, or in business practices."

Second Development

The second significant development was the opening of the Law School dormitories and dining hall facilities. In planning for the buildings, an allowance of 5% for vacancies during actual operations was made. However, the percentage of occupancy was 99.81%. This large occupancy figure was the result of the great student demand for dormitory space and "the extremely efficient management of the dormitory office under the direction of Assistant Dean Wesley E. Bevins, Jr."

In discussing the effect of the Graduate Center on the Law School, the Report says, in the words of Vice-Dean Hall, "It appears clear that the new Graduate Center has realized to an encouraging degree the hopes and expectations of the alumni whose generous financial support made it possible. With a successful first year of operation behind us, we feel sure that the foundation of a new and healthy tradition of student life at the Law School have been wisely created."

Mobilization Course

Thirdly the Report discussed the organization of the course on Legal Problems of Mobilization. This course was offered to students during the second semester. Eight different members of the faculty participated in giving the course and it was deemed to be highly successful. From the Mobilization Course

(Continued on page three)

Thurberesque Student of Distinction Forces Professor Seavey's Abdication

By KENNETH G. WEINBERG, LL.B. '48. (With apologies to James Thurber.) This feature has appeared before in the Record. We consider it one of our better products and worthy of republication for a new generation of law students.

George Priddy shuddered as he dragged himself wearily up the steps of Langdell South. The thoughts of encountering the babbling, jostling mob of students that was exploded out into the corridors between classes was frightening enough on an ordinary day, but today George felt that he would be entirely unable to fight his way through the wave of wild-eyed lawyers into the quieter brand of mayhem of Professor Seavey's torts class. He felt that he might easily be carried all the way back to Austin Hall by the surge of students.

Priddy braced himself, took a deep breath, fought his way into Langdell South and sank exhausted into seat No. 21.

"Perhaps," thought Priddy, "if I keep my head down and write furiously the entire hour I can sit down front this one time without being crucified."

As Priddy squeezed into his seat in the front row, Professor Seavey was already asking, "Any questions?"

Priddy slumped into his chair, put his

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False Alarm

Within the past ten days two false alarms have been sounded in the dormitories. The perpetrators of these have not been found and it is doubted that they will be discovered. Aside from the identity of the prankster, this situation raises certain problems.

If any prankster is permitted to sound false alarms, the dormitory residents run the risk of becoming immunized to fire alarms. But of greater consequence than this is the fact that when the alarm does ring, no direct signal reaches any fire fighting agency.

Such a state of affairs is dangerous. In the event of a fire, it becomes necessary that the sounder of the alarm must also call the fire department. We understand that this is standard procedure both in the graduate dorms and in the Yard.

While it may save the fire department many dry runs, especially in the Yard, we think that it would be safer to have a direct alarm system from the mechanism in the dorms to the fire department.

It is difficult to understand why the alarms are not installed with direct call mechanisms. If it is only to thwart irresponsible pranksters, a better way would be to "throw the book" at those who are caught.

Book Stealing

Must the shame of casebook and notebook stealing be as certain as death and taxes? Each year at this School, usually around examination time, we run into a rash of casebook and notebook thievery which brings anguished cries to Vice-Dean Hall and mutterings of revenge throughout the halls of Langdell and Austin. This year the "plague" is upon us earlier than usual as we see from the notice on the bulletin board posted by Vice-Dean Hall's office.

Since classes have not been running for too long a time the commodity which is the subject of this stealing is the casebook. It has been suggested that Law students are not the culprits in the instant case, but the fact that such things do happen here reflects unfavorably on the School and its students.

Classical Music

A delightful experience is in store for those who have not as yet heard the full toned music reproduced by the record player given to the students of the Law School through the generosity of Professor Chafee. Equipped with the very finest speaker available, this record player has already turned the Wheeler Room into a meeting place for music lovers. Given in memory of a close friend of Professor Chafee, who died during the first World War, it is accompanied by a sizeable and varied collection of classical records. The inscription on the player states that "This music will spread among many the happiness which from 1909 till 1912 Donald Fairfax Ray found at Harvard Law School and gave to his friends." We thank you, Professor Chafee, for the happiness your gift has already brought and will continue to bring to many years of students.

Gallery

HECTOR M. HOLMES
Patent Lawyer



Hector M. Holmes, LL.B. '09, senior partner of the firm of patent lawyers of Fish, Richardson and Neaves, of State Street, Boston, does not regard it as an anomaly that a person such as he, with a classical college education (Harvard '06), and without any mechanical aptitude or curiosity as a youth, should specialize in patent law.

When he left the Law School, where he served as Note Editor of the *Law Review*, he entered what was the predecessor of his present firm, which handled general practice as well as patent work. Shortly thereafter, when the corporate and patent sections of the firm separated, Mr. Holmes became a specialist in the latter field.

Although he does not discount the value of a thorough scientific background, particularly in the light of developments in electronics and organic chemistry during the last 40 years, Mr. Holmes stresses the still greater importance of a mind nimble with the patterns of legal thought. "Patent law is not something distinct from other branches of the law; it is part of the great stream of the Common Law. It does not deal exclusively with technical facts, as distinguished from commercial facts."

Mr. Holmes points out that "in the last analysis, the questions with which you are to deal are decided by courts of jurists, and it is the approach of the legal mind and not the technical mind that will govern." Nor does he think it advisable that a specially-trained and designated bench be formed to hear patent cases. In his opinion, "The great patent judges like Learned Hand and Augustus Hand have been great because they have been great jurists, not because they have had any particular understanding of science or machinery."

In rejecting the idea of a Patent Court, Mr. Holmes argues that for the most part the patent law bar is content to have cases heard by judges not specially trained. "A court concerned with only one character of a case tends to become

rather technical and tends to grow out of touch with the general field of law."

Change in Patent Appeals System Urged
But Mr. Holmes is far from satisfied with the present system of hearing appeals from the district courts in the ten circuit courts. For the appellate machinery now in use, he would substitute a single patent court of appeals.

"Such a court could have two permanent members, the other members to be selected from the district courts to sit for short terms. At present we have a variety of standards as to what is *invention*, for instance. One court will be favorable, one will be hostile—a single court of appeals would tend to set standards for *invention* and for *infringement* which would be more consistent, more stable, and more predictable than it is at the present time."

Commenting on the turmoil over the patent system in the past few years Mr. Holmes remarked, "There was a fear that the baby might be allowed to go down the drain with the dirty water, but that may no longer be feared. Although patents are more carefully scrutinized now than they were 30 or 40 years ago, and the standard of *invention* has been raised, actually the essential integrity of the patent system has been maintained."

He commended the Supreme Court of the United States in the recent *A & P* case, "where Justice Douglas, speaking for himself and for Justice Black made sensational but unsound statements, and where Justice Jackson, speaking for the Court, enforced well-established principles and quite rightly held that there was no invention in using a pusher to transport groceries from one end of the counter to the other end."

Patent System Significant Today

Mr. Holmes believes that patents play a significant role in technological progress by providing incentives for inventors and obtaining venture capital for industry, although, to his knowledge, no formal study of the effects of the patent system on the national economy has been made. Believing that patent rewards remain an important factor in maintaining the technological supremacy of the United States, Mr. Holmes has carried this belief to his work on the Patent Advisory Committee of the Atomic Energy Commission since its inception in 1946. In part, his job on this committee entails balancing the interests of inventors and researchers, who expect a reward or exclusive privileges for their efforts, and the interests of the nation in maintaining the strength of its arsenal—and secrecy as to its details.

This outstanding patent attorney has not devoted his efforts solely to patent counselling. Early in the 1920's, under the terms of a special grant to Harvard Law School, Mr. Holmes taught a course in patent law. "It was fun teaching the course," he says, "but such a course is not necessary for the student preparing to enter the field. I've always felt, and it always has been the principle of this office, that the primary requirement for the patent law is that you should be first and foremost a sound lawyer with a sound basic training." BERNARD BERNSTEIN, 2L

Sub Judice

ALL OR NOTHING AT ALL

Rex Best, owing to the defendant's negligence was run into by a crane, and sustained personal injuries resulting in a form of impotence. "He still retains the sexual urge, he is unable to perform the sexual act."

Julia Best, 25 year-old wife of Rex, brought this suit claiming damages on the ground that the defendant's negligence interfered with her consortium. "She alleged the sexual impotence of her husband had had a most serious effect on her health. She suffered and still suffers headaches, irritability, depression, and an extremely intense anxiety neurosis."

From lower court's dismissal of her suit, Mrs. Best appealed.

Held: Appeal dismissed. The court first reached the conclusion that a wife does have a right of action for loss of consortium. In reaching this conclusion the court had to dispose of much authority to the contrary.

Blackstone's *Commentaries* was cited as counsel for the defendant: "We may observe that in these relative injuries, (i.e., injuries suffered by a husband, a guardian, or a master, notice is only taken of the wrong done to the superior of the parties related . . . while the loss of the inferior (i.e., the wife, the ward, and the servant) by such injuries is totally unregarded."

The court replied, "Counsel for the defendant was duly apologetic about quoting such language, which, it must be confessed, falls strangely on modern ears. . . ."

The court went on to deny relief on distinction between the loss of consortium, an impairment of an element of consortium, "Companionship, love, affection, comfort, services, sexual intercourse—all belong to the married state."

"Taken together they make up the consortium, but I cannot think that the loss of one element, however grievous it might be, as it undoubtedly is in the present case, can be regarded as a loss of consortium within the meaning of decided cases. . . . Consortium, I think, is and is indivisible." *Best v. Samuel Fox and Ltd.* (1951), 2 All Eng. Rep. 116 (Mac)

Letters to the Editor

To the Editor of the RECORD:

An honor system for examinations should be established to replace the proctor system which system is inconsistent with the policy of Harvard Law School and with the increased moral training in American schools.

The policy of this school, as stated by Dean Griswold, is that we are men, not boys—our daily activities are not supervised. Dean outlined this in his letter to the Record of last April 4. But the administration feels when it comes to our honesty and integrity that we are not capable of handling the matter ourselves.

Last spring Vice-Dean Hall gave me reasons for the proctor system. First, *esprit-de-corps* necessary for an honor system may be present in colleges, but it is not. Also, the type of spirit is different. But backbone of an enforceable honor system reporting the offenders. There is greater likelihood of offenders being reported here in colleges. This is because colleges have of the "regular guy" attitude, whereas we are aware that examinations bear on our future and better. Therefore, I don't think there is much tolerance of one who tries to go his way ahead. Thus, the difference in attitude is not a reason against adopting an honor system but one in support.

Second, the Law School has an obligation to the legal profession that not one man who hasn't met the requirements here in any manner but honestly. A vital obligation to be sure. The Vice-Dean said that no honor system is possible if it meant that one student might successfully crib. However, in not of the six examinations I took last June I paid the proctor spend more than a fraction of the period observing the examination. Instead, they would read or write. If administration feels the indispensable need for a proctor system, then why allow operate so that it cannot accomplish the administration's objective and reason for its existence?

I suggest the establishment of an honor system at Harvard Law School. If the administration is fearful of the consequences, then the way it can and should calm those fears is having a proctor system which in fact accomplishes what they say it does. The present set-up cannot satisfy anybody, and a re-examination should be made.

ROBERT HAMMERMAN

Off the Record

THE REASONABLY PRUDENT MAN

1.
There's a queer little fellow whom all of you know,
And the deal the Fates hand him is raw.
Though his life is a drama of trouble and woe
He's the popular pet of the Law.
He's a chronic unlucky defendant.
He's the man the decisions all blame,
He's a God-given gift to the legal profession,
And this is the poor fellow's name:

Refrain

The Reasonably Prudent Man,
He's the toy of malevolent fate.
Though he's gentle and kind
You'll invariably find
That he'll wind up in back of
The ball known as Eight.
He looks for the light at each crossing,
And his contracts he'll carefully scan.
How the gods must chortle
To watch this poor mortal,
His life is a mishap
From portal to portal—
The Reasonably Prudent Man
The Reasonably Prudent Man.

2.
When he's closing a contract or signing a lease
His ways are regrettably slack,
He reads every word that is written in front,
But ignores the fine print on the back.
He's the fellow who slips on the pavement,
He's the target for taxi and van.
Though his name is enshrined in judicial reports
It's no joy to the Reasonable Man.

3.
This curious chap is romantic at heart,

But his love life's a series of shocks.
He dreams of soft moonlight and marital bliss
And invariably ends on the rocks.
A Reno divorce is the sequel
To each tender connubial plan,
For the Unreasonably Imprudent Woman, alas,
Is too much for the Reasonable Man.
(This lyric was written by Newman Levy for a musical revue, coincidentally entitled "Off the Record" presented by the Association of the Bar of the City of New York on March 27, 1947 and reprinted from the RECORD issue of May 7, 1947.)

PICTURESQUE SPEECH

In a recent Conflicts class Professor Freund was discussing the problem of Gretna Green's marriages, especially with respect to the famous English judge, Lord John Scott Eldon. Said Professor Freund, Dean Pound used to describe Lord Eldon's love letters to his "beloved Bessie" as comparable to the charging part of a bill in equity.

SCOTT ON CLAIRVOYANCE

In his class in Trust, recently, Prof. Scott was pursuing his own special brand of rapid interrogation. The professor reached the height of Socratic inquiry, when, after interrupting a student, he murmured: "Forgive me—I may be misinterpreting what you are about to say."

And Mr. Scott, ever quick on the uptake, replied in gentle tones to a student who remained unshaken in the belief that his answer was the correct one:

"You may be right and I may be wrong. I always remind myself that, that is conceivable."

Alumni Notes

The following is a partial list of the positions secured by the members of the class of '51. The remainder of the names of those who reported securing jobs will appear in succeeding issues of THE RECORD.

Jerome Ackerman—Covington, Burlington, Rublee, O'Brien and Shorb, Washington, D. C.; **Frederick Adler**—Hodges, Reavis, Pantaleoni and Downey, N. Y. C.; **Harry Adler**—Executive Office of the President, Bureau of the Budget, Washington, D. C.; **Lewis A. Arnowitz**—O'Connell and Arnowitz, Albany, N. Y.; **Herbert I. Baer**—Teaching Fellow, Harvard Law School; **Donald H. Balleisen**—Conboy, Hewitt, O'Brien and Boardman, N. Y. C.; **Franklin L. Bass**—Riegelman, Strasser, Schwarz and Spiegelberg, N. Y. C.; **Robert L. Best**—Ballard, Spahr, Andrews and Ingersoll, Philadelphia, Pa.; **Albin L. Bjorklund, Jr.**—Davis and Cahill, Gloucester, Mass.; **Paul L. Blawie**—Blawie and Wolf, Bridgeport, Conn.; **George A. Boston**—Goolan, Helm, Stites and Wood, Louisville, Ky.; **George A. Brown**—Snyder and Tepper, Boston; **William L. Bruce**—Edwards and Angell, Providence, R. I.; **John M. Brumbaugh**—Haight, Deming, Gardner, Poor and Havins, N. Y. C.; **Jerome C. Byrne**—Gilson, Dunn and Crutcher, Los Angeles, Calif.; **George C. Caner, Jr.**—Ropes, Gray, Best, Coolidge and Rugg, Boston; **Alfred W. Carrothers**—Faculty of Law, University of British Columbia, Vancouver, B. C., Canada; **John A. Caruthers, Jr.**—David P. Streckler, Colorado Springs, Colo.; **Hugh A. Chapin**—Kenyon and Kenyon, N. Y. C.; **Marvin Cherner**—Attorney General, State of Alabama Judicial Building, Montgomery, Ala.; **Rufus B. Clark, Jr.**—O'Melvery and Meyers, Los Angeles; **Daniel C. Cohen**—Henry C. Cohen, Philadelphia; **Edward D. Cohen**—Office of the General Counsel,

New York Public Service Commission, Albany, N. Y.; **Albert L. Cohn**—David Cohn, Patterson, N. Y.; **Thomas H. Collins**—Henry Collins, Lawrence, Mass.; **George F. Crawford**—Morrison, Hecker, Buck, Cozad and Rogers, Kansas City, Mo.; **Richard G. Crawford**—Moser, Johnson and Reif, Rochester, N. Y.; **Allen L. Crouch, III**—Drinker, Biddle and Reath, Philadelphia, Pa.; **Paul M. Cupp**—Thompson, Mitchell, Thompson and Douglas, St. Louis, Mo.; **Daniel A. Demarest**—Simpson, Thacher and Bartlett, N. Y. C.; **Richard Denton**—Denton, Winding and Moseson, Elmira, N. Y.; **Francis J. DiMento**—Nutter, McClennon and Fish, Boston; **James J. Doby**—Hinckley, Allen, Salisbury and Parsons, Providence, R. I.; **William A. Dochele, Jr.**—Heller, Ehrman, White and McAuliffe, San Francisco; **Melvin A. Dow**—Dow, Schlanger and Cohn, Houston; **Robert B. Dudley**—Supreme Judicial Court of Mass., Boston; **Corydon B. Dunham, Jr.**—Cahill, Gordon, Zachry and Reindel, N. Y. C.; **Richard J. Dunn**—Carrington, Gowan, Johnson and Walker, Dallas; **Lawrence J. Ebert**—Paul, Ebert, Paul and Kuswa, Milwaukee.

Robert Ehrenbard—U. S. District Court of New York, N. Y. C.; **Richard S. Emmett, Jr.**—Ropes, Gray, Best, Coolidge and Rugg, Boston; **Albert A. Eustis**—Raterbone, Perry, Kelley and Drye, N. Y. C.; **Dwight W. Fawcett**—Mayer, Meyer, Austria and Platt, Chicago; **Herbert C. Feinstein**—Harry Kisloff, Boston; **Clarence C. Ferguson**—Teaching Fellow, Harvard Law School; **Benjamin C. Fisher**—Fisher, Wayland, Duval and Southmayo, Washington, D. C.; **George C. Fling**—Donovan, Leisure, Newton, Lumbard and Irvine, N. Y. C.; **Arthur J. Flamm**—Robert Segal, Boston; **Gerald B. Franklin**—Hughes, Hubbard and Ewing, N. Y. C.; **Samuel Freed**—George Schwalsky, Hartford, Conn.; **Victor T. Fuzak**—Hodgson, Reiss, Andrews, Woods and Goodyear, Buffalo.

John Galca—Grossman, Schlesinger and Carter, Cleveland; **Stuart C. Gaul**—White and Case, N. Y. C.; **Marvin N. Geller**—Kabatnick, Sterin and Gesmer, Boston; **George B. Gelman**—Clerkship with Judge Augustus Hand, N. Y. C.; **David G. Gill**—Sullivan & Cromwell, N. Y. C.; **Herbert Glaser**—Abe Richman, Los Angeles; **Joseph A. Goldberg**—Norwich, Conn.; **David W. Goldman**—Paxton and Seasingood, Cincinnati; **Alan Goldstein**—McGlynn, Weintraub and

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Reactivated J.A.G. School At Va. Law

The University of Virginia Law School is the new home of the Judge Advocate General School which was reactivated last year at Fort Meyer, Va.

Fifty army officers, all former civilian lawyers, are attending the school at Charlottesville studying military law and procedure. This is the first group to take the eight-week course. In 1952 the course will be expanded to three months.

The purpose of this school is not restricted solely to the training of the Judge Advocate officer. Two-thirds of the faculty of the school are in the Special Projects Division and the Non-Resident School.

The function of the former is research, preparation, and publication of all texts and pamphlets of justice and law within the Army. It was this division which prepared the *Manual for Courts-Martial, United States, 1951*, used by legal officers of all the armed services.

This division is now also engaged in preparing the book *Duties of Trial Counsel and Defense Counsel*, which details court procedure from procedure to ethics.

The Non-Resident School serves to educate and train legal officers not on active duty. This division is preparing a plan to reorganize the entire system of training Judge Advocate officers and to train law students who want to join the JAG.

AMES—(Continued)

deal with problems in Corporations, Trusts, or Property. In addition there will be eight Equity cases, seven cases in Constitutional Law, three in Commercial Law, two in Creditors' Rights and one case in Taxation. No case will be argued more than once in the qualifying round.

The eight clubs with the best records in the qualifying round will participate in the quarterfinals. The next highest ranking eight clubs will be entitled to enter the Drafting Competition to be held in the spring.

ANNUAL REPORT—(Cont.)

grew the Institute for Practicing Lawyers on Legal Problems of the Mobilization. This was given in four sessions. "This effort showed that programs can be put on at the Law School for practicing lawyers, and that there is a demand for such work."

The fourth major development is the expanding and strengthening of the graduate program. During the past year there were 31 graduate students and 35 special students. The major function of the graduate program is the training of teachers of law. At present, of the active teachers in schools which are members of the Association of American Law Schools, 152 hold a graduate degree from the Law School.

Formal Record

In the second half of the Report which formally presents the activities of the Law School it is announced that members of the faculty have had published over 100 articles and books during the past year.

The library has been increased by some 20,000 volumes. Outstanding among the gifts to the library was an early manuscript of the Magna Charta.

Financially the operations of the Law School resulted in a deficit of \$30,000. This was due in part to a somewhat reduced enrollment of students because of withdrawals during the year, and also because of capital expenditures including the construction of stacks for book storage in the new dormitories and the general rehabilitation of Hastings Hall.

Scholarship aid totaling \$66,000 was extended to 142 undergraduates in the school and \$20,000 to graduate students during the year.

In concluding the Report the Dean says, "We look back with gratitude for what we have been able to accomplish. But we know that there is much more that must be done before the School can adequately fulfill the responsibilities of a great law school in the modern world."

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Calendar

AMES COMPETITION

First Year—Round 1: Brief Conference next Monday. Round 2: Brief Conference next Tuesday. Rounds 3 and 4: Docket posted today. Facts issued Friday. Fact Conference next Monday.

Second Year—Rounds 1 and 2: Facts issued tomorrow. Rounds 3 and 4: Facts issued Friday.

UNIVERSITY WORLD

Lecture on Art

Dr. Erwin Panofsky, of the Institute for Advanced Study, Princeton University, will lecture at Fogg Museum at 8 p.m. on "Traffic Accidents on the Road of Tradition."

Foreign Students

A tea and reception for newly-registered foreign students will be held at Phillips Brooks House, 4 to 6 p.m., on Friday, October 18.

OUTSIDE WORLD

Shakespeare

The Brattle Theatre Co. will broadcast "A Midsummer Night's Dream," at 8:30 p.m., on Thursday, Oct. 18, over WGBH (59.7 mc). This new FM station is broadcasting classical music programs.

FELLOWS—(Continued)

Clarence C. Ferguson, Jr. (A.B. Ohio State '48, LL.B. Harvard '51) of Baltimore, is 26 and unmarried. He is a veteran, and while at the Law School was President of the Legal Aid Bureau.

Carl Slater (A.B. Harvard '48, LL.B. '51) of New York, is 25 and married. He is a veteran and has been associated with a New York Law firm since leaving school.

William W. Schwarzer (A.B. U. of So. Cal. '48, LL.B. Harvard '51) of Beverly Hills, California is a veteran, 26 years old, and married. While in the service he was attached for two years with Military Intelligence in the E.T.O. At the Law School he was a member of the Legal Aid Bureau. Last summer Mr. Schwarzer worked for a San Francisco law firm.

Herbert Baer (Pr.B. Chicago '46, LL.B. Harvard '51) of Newton, Mass., is 24 years old and married. He served on the Legal Aid Bureau while in his second year and on the *Law Review* in his last year.

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JUNE READING

Reading. "June's friendly and efficient services contributed greatly to the smooth running of the Ames Competition and the mental quietude of harried student advocates." "June's duties varied from giving advice to a law student as to the type of overshoes he should purchase for his wife's Christmas present to acting as one of the cheer leaders at all the Board's athletic events, to attempting to determine the nature of 'The Thing,' as a first year student once requested in reference to his facts."

"To her the endless parade of student counsel, Ames judges, advisers, cases, printing deadlines, and Ames Honor took on the stuff of permanence. For this reason, she probably knew and understood the Ames competition in a way that those of us who are 'just passing through' cannot achieve."

Board Secretary Quits; Joins Soldier-Husband

Dan Skoler, 3L, Chairman of the Board of Student Advisers has announced the resignation of Mrs. June Reading who served as secretary to the Board from October, 1945 to September, 1951. Mrs. Reading resigned to join her husband, Lt. Arthur K. Reading, at the Lackland Army Air Force Base, San Antonio, Texas.

Mrs. Reading is credited with having been instrumental in aiding the Board to satisfactorily handle the Ames Competition when it was renewed at the end of the war in 1945.

In announcing the resignation Skoler paid the following tribute to Mrs.

PRIDDY—(Continued)

believe you had a question, Mr. Priddy?" Always the showman, Priddy waited a few seconds for the students to edge forward a little in their seats, and finally, when the room had become so quiet that the only sound that could be heard was Professor Chafee's voice coming from Austin West, Priddy began to speak.

"If A is juggling dynamite in Harvard Square, and B, in his automobile going 95 miles an hour in the wrong direction, hits and kills a newsboy, C thus throwing *Boston Daily Records* all over the Square, the headline on which so infuriates A that he throws his dynamite at D, causing him to drive his bus through the front door of the Wursthause, killing four diners and 12 bus passengers and ruining six kegs of beer, will B be liable to A for the loss of his dynamite?"

Professor Seavey loosened his collar, ran his hand through his hair, and tried bravely to smile.

"Well," he began, "I feel that—" "What!" interrupted Priddy. Only it sounded more like "Whaaaaat!" "You feel! I'm not interested in what you feel, Sir. I may be slightly interested in your thoughts, but hardly in your emotions, so let's confine ourselves to thinking and forget the visceral reactions."

An appreciative chuckle rolled around the classroom and came to rest under Justice Brandeis' portrait.

Reddening slightly, Seavey cleared his throat and began again: "Well, if the actual cause..."

Priddy was at him at once. "Oh, I see, I see; you mean actual cause as distinguished from cause. Perhaps you can discern a distinction there but I'm sure I can't."

This time the class was more outspoken in its approval and admiration. "Whattaman Priddy," someone whispered. "Bravo," another shouted. "Hear, hear," rang out still another. With a smile of Christian charity Priddy raised his hand to still his admirers.

Gamely, but with the look of a man who knows there is not much hope, Seavey tried once more; "But the..."

Sensing certain victory, Priddy plunged in for the kill. "Just what do you mean by 'THE'?" We'll have to be more careful of our terminology, Professor."

The rout was complete and the class knew it. The man on Priddy's right could not resist clasping Priddy's hand in a warm, respectful handshake, while the man on his left asked if he might borrow his notebook sometime. Priddy gave him a paternal smile and said, "Sorry, lad, but I never take notes. Keep it all in my head. It's much neater that way, you know."

The rest of the class, too far away for personal adulation, merely stamped their feet and whistled.

Rising to his feet, Professor Seavey quieted the class and made the noble gesture by paying a glowing tribute to Priddy.

"Gentlemen," Seavey was saying, "in all my years of teaching, I had never met a man who could stay on the same field with me when it came to splitting a hair or distinguishing a distinction. Today I met a man who did. His name is Mr. Priddy..."

"Mr. Priddy," Seavey's voice boomed out, "if Mr. Priddy is here will he please state the next case?"

"Hey stupid, isn't your name Priddy?"

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Trial Problems Feature King's Bench Programs

In an attempt to give law students some understanding of the problems they will encounter in practice, King's Bench has initiated a program of talks on legal tactics.

These talks will be held on alternate Tuesdays in the Wheeler Room, Holmes Hall, from 4:30 to 6 p.m. and will be given by practicing attorneys, judges, and professors.

The first semester's program will be devoted to a discussion of trial work. Among other invited speakers, Prof. Richard H. Field will talk on "Trial Tactics," and Profs. Robert Amory, Jr., and Ralph J. Baker will speak on "Business Negotiations." Other problems, such as interviewing clients, and preparation of cases, will be treated by men who have had experience in these areas of practice.

Next semester the various problems presented in doing appellate work will be the theme for the talks. It is hoped that at least one judge will be able to attend each semester.

Henry Long, the Tax Commissioner for Massachusetts, has agreed to speak at the next meeting, Oct. 23, on "The Problems of the Young Lawyer." At the last meeting, Oct. 9, Prof. David F. Cavers related the aims of the program to the aims of legal education.

Most of the talks will be informal, of the personal experience and anecdotal variety, and will last about one half hour, followed by a question period.

The program, it is hoped, will offer students some help in integrating their academic training with the mechanical and personal aspects of legal practice, and give them some idea of what they can expect to be doing after graduation.

MOCK TRIAL—(Continued)

students to see the federal rules of civil procedure in action and also to view the various techniques and methods used in a case before a jury.

It has already been announced that an appeal from the jury's decision will be taken. Dean Erwin Griswold will represent the plaintiff and Prof. Covington Hardee will argue for the defendant before a three-man appellate court. Briefs for the counsel are being prepared by third-year students.

the student sitting in back of Priddy asked, punching him smartly in the back at the same time just to give force to his question.

George Priddy shook himself, sighed sadly, and mumbled, "Unprepared, Sir."

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FORUM SCHOOL—(Cont.)

firms, large firms, small towns and the work.

Hector M. Holmes, LL.B. '09 of Fish Richardson and Neave (and our Galleries subject on page 2) discussed Patent Law. Although a technical background is not essential he thought that experience in organic chemistry and some of the other physical sciences is very helpful.

Work in a large firm does not necessarily mean specialization in a narrow field, said D. Nelson Adams, LL.B. '32 of Davis Polk Wardwell Sunderland and Kiendl in New York. He noted that competition may be intense between the lawyers within the firm.

Tax Work

George R. Blodgett, LL.B. '21 of Herick, Smith, Donald, Farley and Ketchum and Allan H. W. Higgins, LL.B. '25 of Goodwin, Proctor and Hoar, both Boston firms, discussed Tax Practice. They felt that one should be a good general lawyer and like hard, intricate work mostly with figures, to be a good tax lawyer.

Several years of practice with a firm is a prerequisite to starting on your own in the opinion of Harris B. Steinberg, LL.B. '35 who started his own New York practice ten years out of Law School.

Although government salaries for lawyers are not high (the median is \$6800), the lawyer reaches his maximum salary scale in about 15 years when it may take 35 years in private practice. James A. Durham feels that this contributes heavily to the persistent pattern of lawyers moving from government work into private practice after a few years.

FIEDLER—(Continued)

since such groups as the Boston Symphony Orchestra were non-profit organizations which served an educational need in the community, they should be exempt from federal taxation.

Asked to indicate the origin of the word "Pops," Mr. Fiedler laid to rest an ancient misconception. "Pops," he said, did not originate from the popping of champagne corks: it is merely an abbreviation of the word "popular."

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