

The Harvard Law School Record

VOL. 11 No. 7

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PRICE TEN CENTS

NEWS IN BRIEF

ADDISON BROWN PRIZE

Competition for the Addison Brown Prize of \$250 for the best essay by a student on some subject of maritime or private international law will be held until next May 1, Dean Erwin Griswold announced recently.

The prize is awarded from a bequest of Addison Brown, former Judge of the District Court for the Southern District of New York. The 1950-51 award went to Francis E. Rinehart, LL.B. '51, of Louisville, Ky., for his essay entitled "Status of Sub-Sea Soil and Legal Claims Posed by Offshore Seabed Structures."

The prize may be withheld at the discretion of the judges if no essay is deemed to deserve it. Any student in Law School in regular standing during the 1951-52 academic year and a candidate for any degree offered by the School is eligible to compete for the prize.

HVD APPLICANTS

The Harvard Voluntary Defenders announce that it is opening its annual competition for members. All second year men and women are invited to apply. A meeting for applicants will be held in Langdell South Middle, Tuesday at 2 p.m.

COFFEE HOUR

Professor C. H. Harrington of the College Department of History will address the Coffee Hour next Tuesday at 1:30 p.m. in Harkness Commons. The topic of his address will be "The Peron Regime."

COMBINED CHARITIES DRIVE

Today is the last day students will be able to make their contributions to the Law School Combined Charities drive at booths in Austin, Langdell, and Harkness. However, it will still be possible for students wishing to do so.

Inadequacy Of Legal Service To Poor Suggested By Survey Of Aid Societies

Legal Aid in the United States, by Harry A. Brownell (Lawyers Co-op. 31) 333 pp., \$4.50.

This is a fascinating book. True, it is complete with charts and statistics, but it can often have an attraction of its own, as Dr. Kinsey has proved. The fact still remains that the information set forth upon these pages will change the entire legal profession's view of how much progress has been made in the field of legal aid.

Mr. Brownell, who wrote this book as part of the American Bar Association's survey of the Legal Profession campaign, writes with the style of a novelist, and the organization of a dramatist. It is a tale told by a man who obviously is dedicated to the principle of equal justice for all. One senses the indignation.

Mr. Brownell feels at the command of the Bar and the public in aiding for the legal defense of indigent criminals, or other persons unable to afford counsel. Witness his conclusions in the field of criminal legal aid.

"First, this country cannot afford to permit thousands of its poorer citizens each year to face criminal prosecution without the minimum protection of representation by competent legal counsel. Second, the long and wistful attempt to meet so large a need by the volunteer assistance of individual lawyers is a complete and abject failure." Mr. Brownell strongly favors the Public Defender System, along the lines pioneered by Los Angeles County.

Launch Drive For Blood Contributions; Volunteers Can Sign Up At PBH Booths

Yesterday marked the opening of the PBH Blood Drive which will continue until tomorrow. "Subscription" tables have been set up in Austin, Langdell, and Harkness Commons. The donations will be given from Dec. 3 to 7 inclusive.

The plasma contributed in this drive is earmarked for the wounded in Korea and those now in base hospitals. The requirement of the fighting front alone is some 300,000 pints per month.

N. E. Tax Institute To Present Forum; Griswold Chairman

On Saturday, December 8, 1951, the Federal Tax Institute of New England will hold an all-day forum on "Major 1951 Tax Legislation and Tax Aspects of Insurance Planning," at the John Hancock Hall in Boston. A special student's \$2.00 rate, exclusive of luncheon, is available as long as space exists.

Leading tax authorities will participate in the program. The subject matter will be discussed and analyzed in panel form by leading specialists in the field of Federal taxation. Dean Erwin N. Griswold will be chairman of the meeting. The opening panel, starting at 9:30 a.m. will consist of an analysis of the 1951 excess profits tax provisions by Mr. Herman Stuetzer, Jr., of Lybrand, Ross Bros. & Montgomery, Boston.

Dean Griswold and Mr. Vance L. Kirby, Tax Legislative Counsel, Treasury Department, Washington, D. C., will each lead separate panels on the "Major Aspects of the Revenue Act of 1951." Prof. A. James Casner will lead the final panel of the morning session on the "Powers of Appointment Act of 1951." All the panel reports will be followed by discussion.

The luncheon from 12:15 to 2:00 p.m. will be at the Dorothy Quincy Suite. During this period there will be an open forum presided over by the Hon. Calvert Magruder, Chief Judge, Court of Appeals for the First Circuit.

Included in the afternoon session will be four different panel reports followed by discussion. Leading off the afternoon panels will be Prof. Stanley S. Surrey.

(Continued on page three)

At present there are no stockpiles of whole blood or plasma in this country. The only source of this precious fluid is the contribution of the individual.

In order to sign up to contribute in this drive the donor need only fill in a card at one of the PBH booths. Although the booths will close tomorrow pledges will be taken after that date.

In making his pledge the donor will also select a time convenient for him to give the blood. He will be notified of the exact time and date by mail.

The total time spent in giving blood is estimated by PBH at about 45 minutes. The contributions will be collected at Memorial Hall. The procedure consists of a simple physical examination by a doctor, a routine medical history check is made, and then registered nurses will take the blood. The actual giving of

(Continued on page four)

Harvard Foreign Law Research Study Preludes Plan For World Law Center

The following article was written specially for the Record by William Sprague Barnes, LL.B. '43 ('47), Director of the Foreign Law Research Study and Adviser to Foreign Students at Harvard Law School.

In considering plans for a center of world legal studies at the Harvard Law School, we have naturally been aware of the vast dimensions of the field. With respect to legal research, the problem is particularly acute. Obviously the Law School can sponsor work in only a few of the many subjects in which useful research may be done. Therefore the initial step has been to determine those areas in which the greatest contribution can be made. This is the kind of work that cannot be done solely in the Law Library. It requires contact with practicing lawyers in government agencies, international business firms and private practice.

To carry out the investigation of this whole field, the Law School created the Foreign Law Research Study and asked me to serve as its director. My own interest in this work had led me, on my return to Harvard after the war, to organize a group of fellow-students interested in other systems of law. We were conscious of the challenge facing the legal profession as a result of the new responsibility of the United States for world leadership and we wanted to do something to prepare ourselves before engaging in practice. Upon graduation this interest led me to study at the University of Geneva, Switzerland, and later to accept appointment as Research Associate in Comparative Law at the Michigan Law School.

Determining the Needs

One of the first tasks of the Foreign Law Research Study was to determine the needs of the legal profession and the particular fields of law in which most of the problems were encountered. This was done by a series of interviews with lawyers known to be concerned with legal problems abroad. It involved an investigation of the adequacy of present sources of information and the reliance which was placed upon them.

It also involved an examination of the foreign legal work of agencies of the United States government and international organizations. A worthwhile by-product of my study of the many activities of the United Nations in this field was my appointment last winter as Special Consultant to the Legal Department to make a report on methods of carrying out economic and social studies involving research in national laws.

D. M. S.

Responsibility Of Free Press Will Be Discussed At Forum



MORRIS L. ERNST



ERWIN D. CANHAM

An attempt to answer the question, "How Free Is the Press?" will be made by Erwin D. Canham, editor of the *Christian Science Monitor*; August Heckscher, of the *New York Herald Tribune*; Morris L. Ernst, prominent New York civil rights attorney and John H. Thompson, international vice-president of the American Newspaper Guild, at the Harvard Law School Forum tomorrow night at 8 in the New Lecture Hall.

Special emphasis will be laid on the effects of the recent Executive Order restricting the availability of news from government agencies. Also to be considered are the influence of advertisers and political parties on editorial policy, the danger to freedom of the press posed by the decreasing number of papers and the possibility of a paper to be run by the Federal government.

Matthew Foner, 2L (N. Y. U. '50), of New York City, expects the guests will devote part of their discussion time to the problem of "defamation of character by newsprint," as raised by the manner in which the press handled the Lattimore hearings and the Hiss trial. Professor Mark DeWolfe Howe of the Law School will moderate.

Truman Appointee to U N

Mr. Canham is chairman of the U. S. Advisory Commission on Information, which was organized to advise the State Department in its international information program. In 1949 President Truman appointed Mr. Canham an alternate delegate to the UN General Assembly. Past president of the American Society of Newspaper Editors and the Overseas Writers' Club, Mr. Canham is now vice-president of the International Federation of Newspaper Publishers.

Morris L. Ernst, author of *Too Big and The First Freedom*, and collaborator with others on *Censored, Hold Your Tongue*, and *The Censor Marches On*, (Continued on page four)

Law League Basketeers Meet 'B' School Champs In Tilt Tomorrow Night

When the referee blows his whistle at 8:30 tomorrow night in Hemenway Gym, basketball for Harvard Law students for the year 1951-1952 will have started. A squad of top-notch performers from the Law School will meet last season's champions from the Business School in 4 ten-minute quarters.

The fast and rugged Law School team includes Dave Atcheson, 2L (Stanford '50), of Seattle, Derek Bok, 1L (Stanford '51), of Beverly Hills, Calif., Robert Carlson, 3L (Harvard '46), of New Britain, Conn., Fred Clark, 3L (Princeton '49), of Flushing, N. Y., Norm Dorson, 2L (Columbia '50), of New York City, Tom Hanifin, 3L (Notre Dame '49), of Binghamton, N. Y.

Also Bob Hawkins, 1L (Amherst '51), of Bala-Cynwyd, Pa., Ken Hirsch, 2L (Pennsylvania '50), of New York City, Ralph Jefferson, 3L (Yale '49), of Rochester, N. Y., John Harty, 2L (Amherst '50), of Johnstown, Pa., Quent Kopp, 3L (Dartmouth '49), of Syracuse, Bob Rout, 3L (Wisconsin '49), of New

(Continued on page three)

The Harvard Law School Record

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CHANGES OF ADDRESS should be sent to the Record office, Austin Hall, Cambridge 38, Massachusetts, at least three weeks in advance to insure prompt delivery.

Typing Rates

There can be no doubt that the Ames Competition serves a useful and much needed function at the Law School. But one of the resulting abuses of the Competition is that typists throughout Cambridge "hold-up" competing students by charging exorbitant rates for doing their briefs.

The standard rate for the present year is 25 cents per page and 5 cents per carbon plus the cost of materials. For a first year singles argument this can amount to \$5.00 and for a qualifying round brief very close to \$12.00. It may well be that the services are worth that much, but when you consider that the typist is actually earning approximately \$2.00 per hour, the reasonableness of the rates becomes questionable.

These rates should be reduced. At the present time they are kept "standard" by a "gentleman's agreement" among the various typists, who say they merely charge "standard" rates; but each year's "standard" seems to be higher than the last. Soon the cost of typing alone may drive more and more students out of Ames Competition. This is one scholastic expense that the Board of Student Advisers should try to lower.

Blood Donor Drive

Blood should be flowing very freely in Memorial Hall from Dec. 3 to 7 if the record-breaking University-wide Blood Drive continues to attract willing students to submit to the needle. The Law School division of the drive, run by the Law School Committee of PBH, is signing up budding Blackstones today and tomorrow in Austin, Langdell and Harkness Commons.

The Harvard campaign is part of the nationwide effort to provide blood supplies for wounded servicemen. Evidently the stockpiles of plasma have been greatly depleted in Korea. Until the fighting comes to a halt there the need will continue. We urge all students to participate if they are able.

LETTERS to the EDITOR

To the Editor of the RECORD:

I am much interested in your editorial appearing in the issue of Oct. 24, (entitled "Fairer Marking System.") When I was in Harvard Law School, many of us felt the same way that you do and, although I have to go back nearly 40 years, I am still under the impression that we never got any answer which we considered satisfactory.

At that time we had "optionals" in January of the first year which most of the students took. My recollection is that both for the "optionals" and the final exams in June, our examination books bore only a number assigned to us. In our second and third years, however, the books carried our names.

In the year previous to my entrance to Law School, I took a Master's Degree in Economics at Dartmouth and, in the course of the year, corrected most of the examination papers of the then seniors, all of whom I knew intimately. I found it an extremely difficult job in grading

Gallery

STEPHEN P. LADAS
International Lawyer



With hardly a pause in his swiftly flowing narrative, Stephen Pericles Ladas readily recounted details of the fabulous career which has brought him international renown as an authority in trade-mark, patent, and copyright law.

Speaking with a delightful Greek accent, Mr. Ladas told the story of his early legal training in Athens in 1919, further study in the Paris School of Political Science after a hitch in the Greek Army, and his trip to America to spend a year at Harvard Law. Like "The Man Who Came To Dinner," he found himself gradually extending his stay in America. First, it was because of Dean Pound's insistence that Stephen Ladas would never understand the Common Law system without a full three-year course of study. Having been persuaded, Ladas signed up for three years.

Then came the time in 1926 when Ladas delivered an 85-page report in Professor Manley O. Hudson's seminar on International Law Problems. Prof. Hudson was so impressed, he suggested that Ladas correct the situation which then existed, of no book in the English language on the subject of Ladas' report. This seemed like a reasonable idea to Ladas, so he stayed at the Law School for another three years, on a fellowship, to write his book.

Book Something of Enigma

Published in 1930, Ladas' tome, "International Protection of Industrial Property," proved something of an enigma. No one at Harvard knew enough about the subject matter to judge whether or not the book was good. However, men in the field were impressed, and Lawrence

the answer to a question to discharge from my mind my conviction that John Doe was a superior student and that Richard Roe was anything but that. I remember one occasion when on an hour quiz I gave the highest mark to a student without any scholastic reputation: the professor, questioning the result I had reached, remarked, "He isn't that good."

My own experience in Law School where I, not a member of the *Law Review*, regularly studied and prepared for examination with *Law Review* members, led me at that time to the belief that it is rarely humanly possible for a professor not to read into a written answer by a brilliant student something favorable that isn't actually there.

The importance of Law School grades in getting a desirable connection on graduation cannot be over-estimated. Unless the young graduate has family or business connections, his Law School average is in all cases the principal factor considered by a large law office, and with some firms it may be almost the sole factor.

I would be interested to hear from the professorial side what the arguments are in favor of using names instead of numbers on the examination books.

LELAND POWERS, LL.B. '14
BOSTON, MASS.

To the Editor of the RECORD:

We, the undersigned, feel it deplorable that the Law School has seen fit to pay so small a tribute to the late Professor Dodd. It seems to us that at least it would have been appropriate to re-schedule those classes falling during the time of the funeral.

To many the Law School is, and perhaps often must be, an insensitive place. In this case we do not comprehend its policy, which we feel shows a lack of respect. In our limited knowledge of the reasons for this attitude, it appears to us as another example of the School's insensitivity.

HENRY R. GULD, JR., 2L
JOHN R. EVANS, 3L, HOWARD S. REED, 2L,
DAVID E. MCGIFFERT, 2L

Langner, noted patent attorney, offered him a position with his firm, which was accepted. A second grant from Harvard enabled Ladas, by working nights and week-ends, to write another treatise called, "International Protection of Literary and Artistic Property" (1938). This volume and its predecessor remain standard works in the field, and have established Ladas as one of this country's leading authorities on the subject.

Mr. Ladas observed that he had written his first book without ever having practiced law a day in his life. "In my 20 years of practice since then," he said, "I have learned much, but I do not think I would have to make any substantial change in the book." Writing a book without experience has the advantage of enabling the author to write without prejudice of any sort, and with pure academic objectivity. After you've been in the field, he explained, your opinions become colored by considerations of your clients' interests.

Exciting, Strenuous Work

The practice of law, as carried on by Mr. Ladas today, turns out to be an exciting, albeit strenuous occupation. Often working from 8:30 in the morning to 11 at night, he is expected to know the law of scores of nations, speak several languages, do work for the many legal groups he belongs to, including the Committee for Industrial Property of the International Chamber of Commerce which he heads, and protect his client's property from confiscation by foreign governments or from unfair competition of foreign companies.

Asked about the opportunities in the field, Mr. Ladas lighted a Fatima, thought a moment and then pointed out that Harvard men were at a slight disadvantage because the Law School has no course on patent law, or copyright law, and the course on trade-marks (Unfair Competition) does not deal with the international aspects of the problem. He noted, however, that the trade-mark field is open for good men, and that starting salaries are apt to be better than in most other types of practice. Patent law is more limited due to the requirement of some engineering background. A knowledge of foreign languages, of course, is also very helpful.

Returning to the reminiscences of his days at the Law School, Ladas remembered that Dean Pound "knew too much" to be a good teacher; his course in Jurisprudence was too hard to follow. Judge (then professor) Magruder's course in Partnership was very popular.

Leaving, we had the impression that we'd just spent an hour with a brilliantly successful man, who was, at the same time, immensely happy with his work, and still excited by it. It was good to find that this rare combination still exists.

D. M. S.

Off the Record



Carolyn McTear, 2L

The Reasonable Man Takes An Afternoon Stroll

YA GOTTA BE NUTS

Question: May a veteran with a dishonorable discharge claim VA benefits?

Answer: It is always his privilege to file a claim with VA. However, to be eligible for VA benefits, he must prove he was insane when he committed the act for which he was dishonorably discharged.

San Quentin News, Oct. 18, 1951.

Sub Judice

THE BAR OF JUSTICE

Hatfield, had served intoxicating liquor. Love, a minor, a misdemeanor under local law. Hatfield had continued to serve Love after the latter had become drunk, another misdemeanor under the same statute.

Love upon leaving Hatfield's tavern took the wheel of his car, as defendant knew he was. Defendant made no effort to stop Love while driving hit Joyce's car, damaged the car and killing Joyce. In an action under Lord Campbell's Act a demurrer by defendant Hatfield to the above facts was sustained.

Held: Judgment affirmed.

Markell, J. "Apart from statute the common law knows no right of action against the sale of intoxicating liquors, as such, for causing injury to the person whose negligent or wrongful conduct has caused injury. . . . Evils of intoxication are of record as far back as Noah. . . . Subjects are legislators kept better informed by legislation in other states. In the face of flood of civil damage laws enacted, amended and repealed in other states and the Volstead Act—and of the total absence of authority to the contrary—there is no such law in Maryland as to the legislative intent as clearly and completely as affirmative legislation would."

The court does state, however, that it is under a more compelling set of facts, in the tavern-keeper liable even in the absence of statute. It cites an Indiana case in support of this stand: "The defendant, a liquor dealer, unlawfully sold to . . . the driver, liquor which the driver consumed on the defendant's premises. The driver became intoxicated to the state of unconsciousness. While in this state and capable of controlling the horses, the driver was placed in the sleigh and the horses started homeward by (the defendant) . . . The sleigh ran away and the plaintiff's horse was killed. We may assume, that on such facts the defendant would be 'guilty of an actionable wrong independent of any statute.'"

State for Use of Joyce v. Hatfield, 75 Md., Feb. 9, 1951.

WHAT ABOUT TAXES

Plaintiff, a retail milk distributor, brought against defendant, an agricultural association, for a declaratory judgment to determine defendant's right to refuse to supply milk to plaintiff if latter instituted a quantity discount for its customers.

Held: Complaint dismissed.

Although disposing of the suit on the ground that plaintiff had no contract rights, the court went on to consider whether defendant had exceeded the exemptions given agricultural associations by the anti-trust laws. The following indicates the reasoning the court followed in determining legislative policy:

"From 1932 to the present time we have watched that federal policy expand until under the Wagner Act even as modified by Taft-Hartley Act, labor is organized . . . such tight control over production that almost necessary for a plumber to call a carpenter to sharpen his pencil. . . ."

"In agriculture we have seen parity price supports; . . . marketing acts . . . now a man by the name of Brannan desires to inaugurate a policy which in the end will bring this country back to the Indians."

"Any interpretation of these two acts which permits a labor organization to roam over eighty acre field while confining an agricultural organization to the barn lot is neither justifiable, or proper."

With due modesty the court went on to say: "We wish we could offer an ultimate solution, but, being guided by legislative policy we await events." *Superior Dairy v. Stark Co. Milk Producers' Assn.*, 100 N. E. 2d 695 (1951).

GOOD OLD DAYS

From the Law School Section of The Harvard University Catalogue.

1844-45

The other expenses for a term are as follows:
Board, 20 weeks, at \$1.75 to \$3.50 per week, from \$35 to \$70
Room-rent, including care of room but not making fires 26 to 30
Furniture (if student does not furnish his own) 10 to 15
Washing 7.50 to 10
Fuel, for the first winter term, from August to January 3 to 5
Fuel for second term from February to July 6 to 10
Servant (if one is employed) to make fires, clean boots, etc. 3 to 5

\$95.50 to \$120.00

Alumni Notes

CLASS OF 1950 REUNION

The Class of 1950 will hold its second reunion of members living in the New York City area December 1 at 4:30 p.m. at the Harvard Club of New York. The Committee in charge of this stag-
 air are: Donald R. Levy, Chairman, Lawrence W. Keepnews, Cornelius F. Lawrentz, Lawrence Goldberg, Leonard Lefkowitz, Brian D. Forrow, and Paul Edelman.

LL.B. '19—Oscar E. Frid will be a candidate for the post of Associate Justice of the North Carolina Supreme Court in the Democratic Primary next May 31.

LL.B. '22—Charles A. Coolidge, a member of the Harvard Corporation, has been appointed by President Truman as Assistant Secretary of Defense. Mr. Coolidge is a member of the firm Ropes Gray Best Coolidge and Ruggles, Boston.

LL.B. '30—Ganson Purcell has formed a partnership for the general practice of law under the firm name of Purcell and Nelson in Washington, D.C.

LL.B. '34—Benjamin R. Shute has been designated as Director of Intelligence for the United States High Commissioner for Germany and resumed membership in the firm of Cravath, Swaine and Moore of New York City.

LL.B. '38—Edwin J. Putzell has been named to the office of Secretary of the Monsanto Chemical Corp. in St. Louis.

LL.B. '48—Albert A. Danoff is serving as volunteer counsel to the Fibrous Glass Insulation Co., a parachute pack factory in Wilkes-Barre, Pa., manned entirely by handicapped veterans. Their success at this undertaking is the subject of an article in the October 20, 1951, issue of *The Saturday Evening Post*.

LL.B. '50—William H. Berman, who held a Teaching Fellowship at the Law School, 1950-51, is now with the Anti-Trust Division of the Department of Justice in Washington. Samuel Dash is presently with the Appellate Section, Criminal Division, of the Department of Justice in Washington, D.C.

LL.B. '51—Erwin T. Grant is now associated with the firm of Lane, Ward and Robinson, N. Y. C.

LL.B. '51—Nathan J. Siegal has recently joined the firm of Griffith and Tibbitts of Utica, N. Y. Mr. Siegal served as the Gallery Editor and Advertising Manager of the Record last year.

Law School Wives Plan Varied Social Program

The Harvard Law Wives held their monthly bridge and canasta party last night in Holmes Hall. The party was part of the Wives' regular program of weekly meetings designed for the entertainment and edification of its members, according to Mrs. Joseph B. Carney, public relations chairman.

The organization is open to any wife of a Harvard Law student, and despite the fact that the number of married men at the school is decreasing, has increased its membership steadily for the past few years, as more of the wives decide to join.

Though organized chiefly to provide the wives with a social life while their busy husbands are studying, Mrs. Carney hastens to point out that the group also has its service function.

Each year the Wives devote some time to working for Hale House, a Boston settlement house, doing such things as making toys or mending doll clothes for the children. The group also provides hostesses to pour coffee at the weekly Coffee Hours, and occasionally for other social functions at the Graduate Center.

Another activity of the club is a choral group composed of about fifteen women. They sing together once a week for their own entertainment, and are presently rehearsing for the part they will play in the annual Law Wives' Christmas party.

The club has varied speakers during the year, having heard this year such speakers as Professor Scott on the history of the Law School, Harold Lindergreen on the Castle Hill Arts Center, and Gerrit Blaauw, Harvard Teaching Fellow, on the Dutch underground during the occupation.

The next speaker will be Mr. David T. W. McCord, Executive Secretary of the Harvard Funds Council, who will read some of his verse. Mr. McCord is a frequent contributor to *The New Yorker*.

NEWS BRIEFS—(Continued)

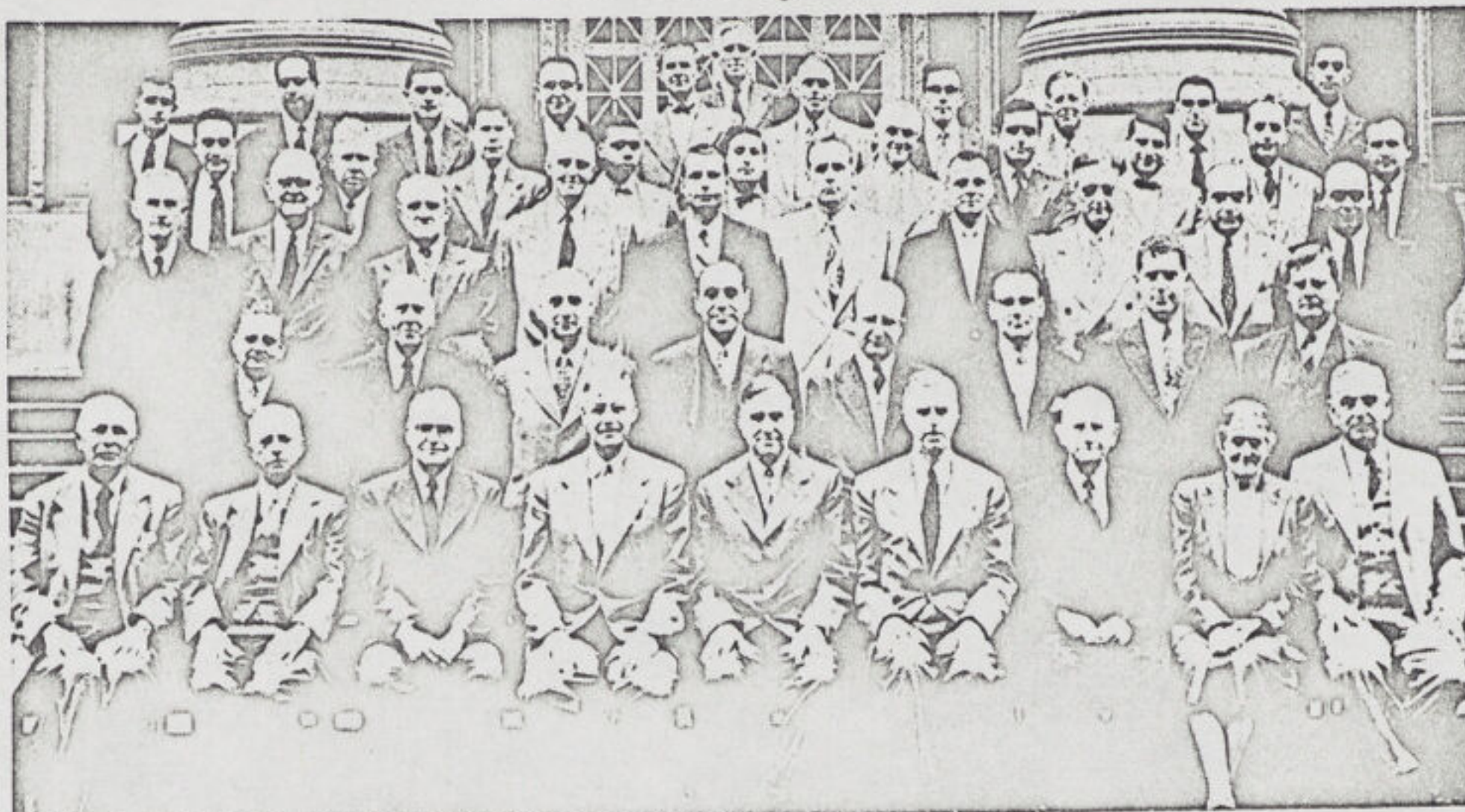
to mail their check directly to Phillips Brooks House.

Thus far over \$2,000 has been collected in the drive. The Committee hopes to top last year's contributions.

AMES COMPETITION

First year—Arguments: Round 3 next Monday. Round 4 next Tuesday. Brief

H.L.S. Faculty 1951-52



Front row, left to right: Prof. Chafee, Late Prof. Dodd, Prof. Scott, Vice Dean Hall, Dean Griswold, Associate Dean Cavers, Profs. Hudson, Cam, and Seavey. Second row: Asst. Librarian Treadwell, Librarian, Pulling, Profs. Sutherland, Jaffe, Asst. Profs. Sohn, Watts, Berman, Prof. MacLachlan. Third row: Profs. Baker, Fuller, Gardner, Leach, Amory, Braucher, Asst. Prof. Hardee, Prof. Hart, Mr. Barnes, Director of Foreign Research, Asst. Dean Toepfer. Fourth row: Asst. Dean Bevins, Prof. McCurdy, Asst. Prof. Van Mehren, Teaching Fellows Ferguson, Kagan, Prof. Field, Asst. Prof. Brewster, Profs. Surrey, Kaplan, Teaching Fellow Slater. Fifth row: Asst. Dean Peck, Prof. Freund, Mr. Hack, Fac. Adviser for Ames Competition, Profs. Brown, Cox, Secretary Dimmitt, Prof. Maguire, Teaching Fellow Schwarzer, Asst. Librarian Putnam, Teaching Fellows Baer, and Posel. (Not pictured: Profs. Glueck, Howe, Casner, Bowie, Lecturer Adelman, and Judge Magruder.)

BASKETBALL—(Continued)

York City, and Lou Schauer, 3L (Northwestern '49), of Chicago.

On the strong "B" school combination, which defeated the Med School in a post-season playoff last year will be former performers from Harvard, Bowdoin, Brown and the University of Washington. Hoping to repeat its record of last year, the champions will be gunning for a win to start the new season.

Referees for the game will be Larry Fleischer, 2L (N. Y. U. '50), of New York City, and Bob Bjork, 3L (Princeton '49), of Yonkers, N. Y. All students, their dates, and faculty members are invited.

The game was arranged by John Harty, League Commissioner for the 1951-1952 season to stimulate interest in the Law School's forthcoming basketball league. The league competition this year is expected to be tighter than ever with the best athletic talent of the school participating for the league and play-off championships. All Law students will be eligible to play.

Exchanges: Round 5 next Tuesday. Rounds 6 and 7 next Wednesday. Second year—Arguments: Round 3 today. Round 4 tomorrow. Brief Exchange: Round 5 next Wednesday. Coffee Hour will follow all second year arguments.

A Lecture

on a

Challenging Subject

Would you like to have information about what Christian Science teaches and how it heals? Then come to this free lecture entitled

Christian Science: The Revelation of Spiritual Law

by

Paul Stark Seeley, C. S. B.
Portland, Oregon

Member of the Board of Lectureship of The Mother Church, The First Church of Christ, Scientist, in Boston, Massachusetts.

Friday, November 16
8 p.m.

Paine Hall (Music Building)

Christian Science Organization
Harvard University
Cordially Invites You To Attend

BLOOD DRIVE—(Continued)

the blood takes only 15 minutes, and is a painless process. After the donation has been made the donor is served coffee, tea, milk, or coca-cola, and is permitted to rest for about 20 minutes.

This drive is being conducted in coordination with the Red Cross and constitutes the last phase of a University-wide effort which has already broken last year's record by a wide margin. Over 2000 pints have thus far been pledged.

The success of this drive may well serve to awaken the general public to the need of giving blood. Only 700,000 pints were given in all last year. If the donations this year do not far exceed that amount, it will be impossible to maintain the present recovery rate of 983 out of every 1,000 wounded reaching Army hospitals.

On a percentage basis the University has been the largest single contributing unit in this country. One out of every 411 pints of blood given last year was donated by a Harvard student. This is the record that PBH is seeking to break this year.

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TAX INST.—(Continued)

He will speak on the general consideration of tax provisions relating to insurance. Mr. Philip J. Woodward of Haussermann, Davison & Shattuck, of Boston will lead a discussion on tax considerations relating to endowment and annuity contracts.

The closing panel of the day will feature Daniel P. Cavanaugh, Associate Counsel, Aetna Life Insurance Co., Hartford. He will speak on insurance problems in connection with employee benefit plans. The full day's program will close at 5:00 p.m. with an Open Forum.

This forum is one of a series which commenced in the spring of 1949, conducted by the Federal Tax Institute of New England. The various forums have been organized to further Federal tax knowledge and education throughout New England.

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LAW RESEARCH—(Cont.)

Tax Laws Initial Step

A forceful combination of facts and circumstances led to the conclusion that research should be initiated in foreign tax laws and tax administration. Until sound tax structures are developed abroad, the United States must continue to carry much of the burden of higher living standards and basic public improvements in the free countries of the world. Encouragement of private investments often hinges on their tax status. As a pilot project in the relation of law to world economic development, taxation has the advantage of cutting across a vast segment of the legal order. It is the *sine qua non* in the securing of the benefits of technical assistance in less-developed areas. Finally, the problems of tax legislation can only be solved by reference to the non-legal ordering of society, opening up possibilities for cooperation between many different disciplines.

The United Nations is active in the collection and distribution of information on fiscal matters and has encouraged the establishment of a center of world tax law research. Its Fiscal Division has been authorized by the Economic and Social Council to cooperate in the initial job of preparing surveys of foreign tax systems. Several members of the Faculty are teaching in the field of taxation and the Library is unusually well-stocked with tax materials from all over the world. Research projects in American taxation which are now going on here provide useful experience on technical problems of organization. All of these factors indicate that one of the best ways to start a program of research in foreign law would be to attack specific topics in world tax law.

Related Activities

The functions of the Foreign Law Research Study have not been limited to the exploration of possibilities. In anticipation of some of the problems discussed later, certain related activities have been undertaken because of their relevance to the over-all objective. For

example, it is important to keep in touch with jurists abroad. Shortly after my appointment, I attended the meeting of the International Bar Association in London. Several sessions were devoted to discussion of the possibilities for cooperation between lawyers in different countries to provide authoritative information on foreign law.

Another opportunity for exchange of



WILLIAM S. BARNES

ideas with foreign jurists was presented by the invitation to meet with the Bureau of the UNESCO International Committee for Comparative Law in Paris last December. Groundwork for international exchange of information on sources of law and current developments was laid at that meeting. I am also planning to represent the Law School at the forthcoming Conference of the Inter-American Bar Association in Montevideo and the Congress of Jurists in Lima. Many lawyers from other countries who have visited here in the last year have been interviewed informally and in some cases special programs have been arranged for their benefit.

A unique opportunity for increasing our knowledge of foreign legal systems exists in the presence here of highly-qualified graduate students from all parts of the world. Dean Griswold recognized this opportunity and asked me

to serve as Adviser to Foreign Students in addition to my duties on the Foreign Law Research Study. While aiding them through an informal program of orientation, we ourselves have learned much concerning the special difficulties of study and research in a legal system which is foreign to the student. We have already encountered many of the problems which would come up in a School of World Law and techniques for attacking them are being worked out. Increasing success has been achieved in providing financial support for law study in this country and opportunities for practical training and permanent placement on the completion of graduate work.

Students from Abroad

Some of the students from abroad take the regular course of study for the LL.B. degree but most are special students electing courses in the graduate program. Their purpose is not so much to learn the substantive rules of American law as to acquire an understanding of American legal institutions and our pragmatic methods of dealing with a problem. The most important thing that they can learn here is how to work effectively with an American lawyer on a legal matter. It is important that they take full advantage of the library and accordingly one of my functions as the Adviser to Foreign Students is to give them practical assistance on questions of international and comparative research in connection with their regular seminar work.

Special encouragement is given to American law graduates interested in study abroad, especially under the Fulbright program, by working out specific projects with each potential applicant. Many students going abroad for shorter periods or on their own initiative have been provided with letters of introduction to jurists in the countries to be visited.

A "lawyer reference service" has grown up informally to meet specific requests to the Law Library from members of the legal profession who need information on foreign law. In some cases, students from abroad have made translations of certain materials. In other cases, specific research projects have developed out of such requests.

Inherent Problems

The problems of the Foreign Law Research Study are inherent in the nature of any effort to break new ground. There is the need to convince those who are skeptical of the value of lawyers engaging in the kind of research which has been recognized as indispensable in medicine, engineering and even in business. There is the distrust of foreign concepts and the latent provincialism of a profession which is painfully aware of its territorial limitations. But not all the obstacles are so nebulous; for instance the linguistic barrier is very real. The problem of personnel for an international research staff is similar to a jig-saw puzzle, trying to fit languages, legal background, knowledge of the subject and familiarity with American methods into homogeneous regional patterns.

A basic problem is how to find the foreign law and interpret it correctly. With our own elaborate system of digests, citators and encyclopedias, we tend to overlook the very real frustration caused by the absence of such tools and thus the quest for sources of comparative law has been the object of many hours of work both in the library and outside. There are recurring issues of technique and method; how to be sure that we have a correct statement of the law, questions of terminology and the like. Even in this exploratory stage, we have an opportunity to see the difficulties of work in foreign law, but these very difficulties emphasize the need for organized effort to overcome them.

Once research has been initiated and carried out, there will be the problem of dissemination whether by publications, international conferences, seminars or other means. Extensive investigation of other research operations in this field, especially in the United Nations, has helped to suggest solutions to these problems.

What we can accomplish in such research activities is conditional on what individuals and organizations interested in our broad objectives can put into them, both in terms of cooperation and financial support. Increasing realization of the importance of this work is manifested by the increasing availability of funds to enable law students to come here to study. We are confident that the development of experience in the conduct of research in fields of practical significance will generate support from a variety of sources. Evidence of the interest of American law schools is found in the recent agreement of more than ten schools, including Harvard, to join in founding an American Journal of Comparative Law. It is hoped that other cooperative ventures may follow.

Many law schools have been justifiably proud of being national in character, attracting students from all parts of the country and sending graduates to practice in every state. We seem to be on the threshold of a new era which will see the establishment of centers of legal study of a truly international character.

FORUM—(Continued)

will stress the danger to our civil rights posed by the decreasing number of newspapers.

Active in Newspaper Field

A member of the firm of Greenbaum, Wolff and Ernst in New York City, Mr. Ernst is counsel for the Dramatists Guild and the Author's League.



JOHN H. THOMPSON

America, as well as a special contributor to the American Newspaper Guild. He was a member of President Truman's Civil Rights Commission.

Leading off the discussion will be John H. Thompson, international president of the American Newspaper Guild, president of the Boston Newspaper Guild, and chairman of the Joint Council of Newspaper Unions in the area. Mr. Thompson is Copy Editor of the *Boston Traveler* and has been a practicing journalist for 15 years.

August Hecksher, editorial writer of the *New York Herald Tribune* and frequent speaker at debates and lectures, will appear as the second speaker. It is expected he will emphasize the responsibility of the newspaper to its readers, especially now that the United States is faced with the threat of impending war and has to prepare to defend itself.

The question period of the forum will be broadcast over Station WHDH.

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