

The Harvard Law School Record

VOL. 18. NO. 6

CAMBRIDGE, MASS., THURSDAY, MARCH 11, 1954

PRICE TEN CENTS

Faculty Members Contribute To March Law Review Issue

The March edition of the Harvard Law Review is ready for distribution. This issue terminates exclusive editorship by the present officers; the next few issues will be cooperative efforts in which the old and new officers will work together through the transition. The following are previews which should be of particular interest to the Law School community.

"Legislatures and Secrecy" by Clive



Clive Parry

Parry is an article dealing with the factors which make for keeping classified information secret, making more graphic how this problem is enmeshed in the interplay between the executive and legislative branches of government. Professor Parry is a lecturer at law and fellow of Downing College, Cambridge, and for the past two years he has taught Conflicts and International Law at Harvard. His article probes into the experience the British had in their release of secret information in closed sessions to Members of Parliament during two world wars. It crystallizes into summary form the kind of information released, the

Edmund Morgan Meets With Puerto Rico Group To Write Evidence Code

Professor Edmund M. Morgan, Royall Professor of Law, Emeritus, now at Vanderbilt University, continues active in his legal pursuits. From a letter made available to the RECORD by Professor Morgan's former secretary, Miss Bronson, we were informed of the progress of Morgan's trip to Puerto Rico to meet with an advisory committee formulating a code of evidence for the Island.

Letter

The following is from Professor Morgan's letter to Miss Bronson, dated February 28.

"At S. J. (San Juan) we were met by a Justice Ortiz of the Supreme Court and some others. . . . The Advisory Committee consisted of the Justice and eleven very good lawyers, at least three of whom were Harvard Law men. Most of the time we sat from 9 to 2 without a recess and had no afternoon meetings. We finished consideration of the entire preliminary draft. Tell J.M.M. (Prof. Maguire) the Committee accepted most of the provisions which were compounded of the Model Code and the Uniform Rules. I now have the job of preparing the final draft with comments. I submitted comments with the first draft, but there was no time to consider them; and the redraft of them will be much changed, for they will be drawn for the persons to whom the set of rules will be submitted for comment.

Speeches

"Before I left I corrected galley proof on the stuff I did for the A.L.I. Committee on Continuing Legal Education. . . . [Publication date April 1.] Since my return I have been dragged into two speeches—one at Indianapolis to the

(See MORGAN on page four)

question whether the legislation needed to be kept up-to-date, the security measures evolved and the results of this endeavor. This article is of more than academic interest in the United States where Congressional committees and the executive departments are continually clashing over whether or not classified information should be released to Congress.

Another contributor is Dean Griswold, who in a 1951 issue of the Review, favored greater liberality in a jurisdiction's acceptance of foreign divorce decrees. He posed a hypothetical situation, as Law Professors are by nature compelled to do, and like the inevitable trend of Time the hypothetical became an actual case. Now, in his comment, "The Reciprocal Recognition of Divorce Decrees," the Dean supplements his earlier article, discusses his hypothetical which became reality, and answers those who challenged his earlier stand.

Further, in this issue, Professor Arthur T. von Mehren has written an article on "The Legal Session of the Salzburg Seminar." The Seminar, a project begun several years ago, gathers leaders each summer from all over Europe to acquaint them with various aspects of American life. Last summer Professor von Mehren, joined by four other Harvard Law School professors, introduced the first legal session to it. This comment explains (See REVIEW on page three)

Research Bureau Aids In Revision, Amendment Of Massachusetts Laws

Prospective legislation is receiving intensive study by the Harvard Student Legislature Research Bureau, according to the schedule of activities released by President George T. Roumell, Jr., 3L, of Grosse Pointe, Michigan.

Foremost among the Bureau's projects is a revision of the Massachusetts tax structure. Under the direction of Jack Bershad, 3L, of Philadelphia, Pa., Ronald L. Unger, 3L, of New York City, Kenneth F. Phillips, 2L, of Cambridge, Mass., and Ralph E. Erickson, 2L, of Jamestown, N. Y. are working with the Commonwealth's Special Commission on Taxation. The Bureau is using the report of the Special Commission in drafting a provision to convert the inheritance tax into an estate tax modeled on the Federal Estate Tax. Such problems as the marital deduction, and the composition of the gross estate are receiving special attention, based on experience under the Federal Law.

Preliminary research done originally for the Massachusetts Commissioners on Uniform Laws dealing with dealer registration under the State Blue Sky Laws is now being used, under the direction

(See RESEARCH on page three)

Class Committee Reveals Elections On March 19

Details concerning balloting for the Class of 1954 elections have been announced by the Temporary Class Committee. Voting will take place on March 19th as announced. This year there will be three polling places: Harkness Commons, lower level, Langdell North and Langdell South. Polling will take place at Harkness Commons, lowest level, between the hours of 11:30 a.m. and 1:30 p.m., and at Langdell North and Langdell South between the hours of 9:30 a.m. and 12:30 a.m. This expansion of the number of polling places has been undertaken to insure that all third-year students will vote.

At the time of voting, the Committee requests that students present their Bur-sar's Card as an adequate means of identification.



Jerry Irani, Rae Puermer, and Marilyn Matusoff are three of the models who will appear in the Law Wives' Fashion Show to be given by the Elaine Claire Shop on March 24, 8:30 p.m. at Harkness Commons. Tickets are now being sold by the Law Wives.

HLS Forum Will Hear Board Announces Four Clergymen Discuss Quarterfinal Facts Handling Of Communism

Communism and the churches will be the issue before the Harvard Law School Forum tomorrow when three leading clergy of different churches speak on the task of the churches at a time when Communism preoccupies public attention.

Participating in the discussion of how the churches have dealt and are now dealing with Communism will be Dr. Forrest Knapp, Rev. Fr. John Sexton, and Dr. Joseph Fletcher.

Dr. Prentiss Pemberton of Andover-Newton Theological School will moderate the program. Pemberton, formerly minister to Baptist students at Harvard, is a member of the National Council on Religion in Higher Education and author of articles on Christianity and communism and related issues for such national religious journals as *The Christian Century*.

Other Speakers

Fletcher, who is Professor of Christian Social Ethics at the Episcopal Theological School in Cambridge, has been closely involved in the controversy over the clergy's role in political and social issues. Most recently he has figured in the contention arising from charges made before Congressional committees of alleged Communist infiltration in Amsterdam in 1949.

(See FORUM on page three)

The Board of Student Advisers has announced the schedule of spring arguments for the quarter-final arguments of the Ames competition.

The Wilson and Hall Clubs will argue the question whether the United States can recover from the seller of potatoes who sold them for table stock use despite his agreement to sell them only for seed purposes pursuant to an executive agreement between the United States and Canada. The case is based on *U. S. v. Guy W. Capps, Inc.*, 204 F.2d 655 (4th Cir., 1953). The argument will be heard before the Hon. Allan K. Grim, L.L.B. '29 of the U. S. District Court of Philadelphia on March 29.

Jaffe v. Scott

Whether or not a finding by the lower court of contempt for carrying a sign outside a courthouse in which a trial is in progress violates the First and Fourteenth Amendments will be argued by the Jaffe and Scott clubs on March 31. The case is based on the decision in *Lauer v. 1056 Lex Corporation*, 305 N. Y. 887, 114 N.S.2d 430 (1953). The Honorable Henry G. Wenzel, Jr., L.L.B. '42 of the Second Department, Appellate Division, Supreme Court of New York.

On April 5, before a court presided over by the Hon. Francis S. Wyner, L.L.B. '13, Special Justice, Municipal

(See AMES on page three)

Coffee Hour Hears Judge Magruder On Puerto Rican Historical Evolution

On Tuesday, March 9, at 1:30 Calvert Magruder, Professor of Law and Chief Justice of the Court of Appeals for the First Circuit, addressed the Coffee Hour in the Harkness Commons Meeting Room. The Judge spoke informally to the capacity crowd on the general topic of "Puerto Rico," "a little island which, unfortunately, seems to go unnoticed until it starts shootin' things up."

Judge Magruder began by outlining the history of the island since its cession to the United States after the Spanish-American War. Under Spanish rule, Puerto Ricans enjoyed a surprisingly large degree of autonomy, and they looked upon their new relationship with the U. S. as a step backward in their quest for freedom. The Popular Democratic Party was organized in 1940 as an expression of disapproval toward their near-colonial status. The Popular Democrats, who became the dominant political group, were faced with a paradoxical situation; should the island become a state it would lose many advantages. As a territory the island's internal revenues were turned back to the local government, whereas if the island were given statehood,

its citizens would become subject to the Federal Income Tax. For these and other reasons the Popular Democrats have never pressed for statehood. The result of these conflicting de-



Calvert Magruder

sires was a compromise whereby Puerto Rico and the United States entered into a "compact" whereby the island received a Commonwealth status analogous to

(See COFFEE HOUR on page four)

Cavers To Supervise International Bank Research Program

The Harvard Law School will make a study of laws and administrative systems governing electric-power operations in underdeveloped areas, Dean Erwin N. Griswold announced today. The study, which will be undertaken for the International Bank for Reconstruction and Development, will be related particularly to the problem of financing capital expansion.

Utility Rates

"Meeting the almost insatiable demand for increased electric power that results from rapid economic development requires the investment of great amounts of capital," Dean Griswold said. "This presents a serious problem for regulatory agencies in countries that do not now have large capital markets. What can they do to permit and encourage the attraction and accumulation of capital necessary for expansion?"

"The Harvard study will examine the legal and administrative methods for setting electric rates for both privately and publicly owned enterprises in underdeveloped countries. We shall seek to learn the methods that are proving most effective in meeting the economic problem without sacrifices of fairness to investors and the public.

Will Consult Experts

"Though the study is to be focussed on a representative group of countries, it will draw on the experience of other countries, including the experience of the United States and other economically developed areas before the electric industry had become an industrial giant."

The study will be directed by Mr. (See STUDY on page four)

Students Urged To File Applications For Rooms In Dorms By March 26

Applications for dormitory rooms for the ensuing school year must be filled out and returned to the Dormitory Office, Walter Hastings Hall, by March 26, according to Assistant Dean Wesley E. Bevins, Jr. Application cards and appropriate instructions will be mailed to students late this week.

Half of the dormitory spaces available for law school students are reserved for entering students, whose applications are received later in the year. This leaves approximately 250 openings for second- and third-year students.

Priority System

Last year, between 400 and 500 upper classmen applied. In allocating the rooms to second-, and third-year students, a priority system has necessarily been set up to be as fair as possible. Third-year students who have never lived in the dorms are given first priority. Next come second-year students who have not lived in the dorms. Those who have already lived in the dormitories are given lesser priority.

The signing of the dining hall statement on the application is also considered; with preference within each group given to those who sign. The dining hall statement is, in effect, an insurance of the solvency of the Dining Hall department and is something that would be resorted to reluctantly, and only under extreme circumstances.

Roommates

If two students wish to room together, each must so indicate on his application. The two applications are considered separately. Neither can pull the other up or down in priority. If two men who wished to room together are not placed in the same suite, they can usually arrange a switch. If at all possible, they will be placed together initially. Students presently in the dormitories wishing to keep the same rooms next

(See DORMITORIES on page four)

The Harvard Law School Record

Published weekly on Thursdays for twelve weeks of each term by *The Harvard Law School Record Corporation*, 23 Everett St., Cambridge 38, Massachusetts subscription price: \$2.00 per term mailed, \$4.00 per year (24 issues); student subscription \$1.50 per term mailed \$1.00 per term distributed at the Law School. Individual copies \$.10 each at the Law School; \$.20 each mailed. Business and Editorial Offices, 23 Everett St., Cambridge 38, Massachusetts. Telephone KIRKland 7-7600, extension 447.

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Entered as second-class matter November 19, 1946, at the post office in Boston, Massachusetts, under the Act of March 3, 1879.

Meriting Thought

This week's cartoon in the RECORD while at first glance eliciting a chuckle, on second glance all too well depicts a situation at the Law School which in the opinion of many has become malignant. The disciples of rugged competition and dog-eat-dogism (to sequester another metaphor from the animal world) will argue that it is the intensity of the competition and the desire to beat out the next man that draw out the real capabilities from the students. While to a certain degree, these features of academic life are desirable as preparatory to the rigors of the outside world, the magnitude of, and the preoccupation with, the competitive aspects have had a number of demoralizing and undesirable results.

The marking system is in need of overhaul. The homage paid the decimal point has indeed reached a ridiculous level here at Harvard Law School. The interviewers frankly admit that the short time available for the selection of new men, of necessity, requires a study of only one aspect of their records—their percentile averages. In spite of those much bruited about qualities of "determined aggressiveness," "that well-groomed look," and "a likeable personality," the fact remains that it is the grade (carried to two decimal places) that really counts.

The system used at the Business School, and in a number of other professional graduate halls of learning, appears to offer a much more desirable method of grading. Three categories such as excellent, pass, and fail, would in our estimation offer a better system.

At this level, when the normal drive should be toward a mature, well-rounded general understanding, the premium is placed on grades, and school becomes an intellectual battle for survival.

The Law School which initiated the case system in pioneering progressive legal education must now re-align its mechanism and foster a new aim toward a general comprehension. The recent announcement that the scholarship qualifying grade would be reduced when feasible is a step in the right direction.

Gallery

DAVE EGAN

Sports Columnist

Boston Record-American



Dave Egan, better known as the "Colonel" to readers of the *Boston Record-American*, graduated from Harvard Law School in 1925. He had graduated cum laude three years earlier from Harvard College. Upon graduation from Law School he took a job with a firm on State Street in Boston and started what proved to be an abortive career in the law. Egan, as he puts it, had just come out of the grist mill with law at his fingertips. It was not difficult for him to crack a tough case concerning the rule against perpetuities (they had such things in those days) with which the other members of the firm had had little success, even after a considerable amount of time and effort. Convinced of his own abilities, he felt that his pursuits along these lines merited reward; he assumed a bonus was due him. Prior to leaving for his vacation, he expected to receive the deserved addendum in his pay envelope. To his dismay, however, he was informed that the firm did not pay men on vacation.

Dempsey-Tunney Fight

Motivated by surprise, humiliation, and well nigh infatuation, Egan turned his back on what up until then had proven a proportionately unremunerative practice of the law. While in college, he had occasionally worked evenings for the *Boston Globe*. He decided to re-enter the Fourth Estate, and once more wield his mighty pen for the *Globe*. He did several odd stories which sufficed, allowing him to remain on the paper. Opportunity soon presented itself, however, and he was assigned to cover the now famous Dempsey-Tunney "Long Count" fight in Chicago in 1927. His coverage of that fight assured him a more permanent position on the paper. He remained with the *Globe* for another twelve years.

Crusader

About this time, a smaller undertaking down the street was having publishing difficulties. It was suffering from the common newspaper malady of a lack of circulation. Having had some experience in public relations, and being well-versed in the choicest idioms of the day, Egan took a chance and chose to cast his lot with the then struggling *Boston Record*. He began writing his column just as the paper's circulation commenced to soar. Some have termed this coincidence, but be that as it may, Egan's column runs daily in the *Boston Record* and weekly in the *Sunday Advertiser* even up until this very day.

People read the column either to disagree with it or get enough out of it to be able to call the author an idiot. Yet the column is perhaps the most avidly read sports column in the Boston area. Egan is known for his tenacity in sticking with problems he feels exist, until they either wither away or are eventually resolved. There are two clear examples of this to which he points. One is the fight he had with Bill Bingham, former Athletic Director at Harvard, and the other is the crusade he led to have Negroes admitted to organized baseball.

NAACP Honor

Bingham, according to Egan, allegedly an opponent of professionalism in college football, would schedule physically inferior Harvard squads against football giants, leading to the physical and moral defeat of the Harvard athletic program. In his other fight, Dave was honored by the National Association for the Advancement of Colored People for his efforts. The Colonel believes that it was largely through his doing that people came to realize that there was no reason why Negroes should be barred from organized baseball.

Critical

In his column, he is noted for his erratic changes of heart with regard to the Boston sports scene. If the Red Sox or the other Boston teams are in the midst of a winning streak, there is no more rabid supporter than Dave Egan. But let the fortunes of the Red Sox, or the others, wax low, and he will be gnawing away at the skeletal bones of what was, or could have been greatness. This is the man, and he explains his behavior by saying, "If a man has a mind, he has to change it." In his opinion, he does his job by exposing what he feels are shortcomings; and a sagging team is told the bold facts of its ills in the process.

In the vogue of many other sports columnists turned political commentators, Egan says "You can tell your readers that I think McCarthyism is a greater evil today than Communism."

R. B.

Letters to the Editor

To the Editor:

Dean Griswold's exposition of the privilege against self-incrimination presented to the Massachusetts Bar Association on February 5th was scholarly.

But his statement that to claim the privilege does not show the existence of treason, espionage, sabotage or other serious crime seems to me to be a half-truth and only serves to confuse.

Merely to judge a claim of the privilege out of context is meaningless. To me it seems important to see as to what questions the claim of privilege was made. If the questions had to do with espionage, a claim of privilege would seem to be evidence of espionage. Not conclusive evidence, not irrefutable evidence, but relevant evidence. And the evidence is not the making of the claim but, rather, the inference as to what the answer withheld would have been. If the answer would not have been relevant evidence to a charge involving a crime, the privilege does not exist. While it is obviously quite possible that one being questioned about espionage might correctly claim the privilege because an answer might be evidence of a narcotics violation, this possibility does not make the inference incompetent evidence of espionage.

The logical inference as to what the answer would have been after a claim of the privilege is, of course, prohibited in a Federal Criminal Proceedings. But to argue from this that the inferential answer is not evidence to be weighed by persons in relationships towards the one claiming the privilege other than that of juror in a criminal proceedings is unwarranted. And, I believe, the Dean, along with many others who are concerned over the effect of the claim of the privilege, does so extend the prohibition against the inference.

To make a decision in a non-criminal relationship based in part upon claims of privilege to a series of questions propounded by a Congressional Committee is not basing the decision upon the assumption that the claim is an admission of "guilt" or "criminal conduct". And to imply that a decision is so based upon a misunderstanding of the privilege is a disservice.

Nathaniel J. Young, Jr. '45, ('48)

To the Editor:

(In re: Rose of Aberlone II)

Biological feat beyond compare

That a pregnant cow be en ventre sa mere!

Ronald Steelman, (1L.)

(Poet, scholar, lawyer, rare,

'Tis Rose III who's blooming fair.) Eds.

Sub Judice

JUDICIAL REVIEW

Like many travelling Americans, Mr. Besig thought that he would take advantage of the cultural opportunities available to him in foreign lands. He went to Europe. The galleries, theatres, monuments, and people on the Continent helped him to acquire insight into the real forces activating our civilization. He realized that to understand these forces the well-travelled man must also be a well-read man, and that meant a familiarity with contemporary literature by the Parisian school of writers.

Consequently when our hero arrived in this country the port authorities found in his baggage the Paris publications of Henry Miller. After they were intercepted the District Court declared that the books were obscene and ordered them to be destroyed. Besig believed that the novels were realistic pictures of contemporary life and appealed the case on the grounds that the works were, therefore, not obscene under Title 19 USCA sec. 1305(a).

Held: the judgment of the lower court is affirmed. Judge Stephens in his opinion demonstrates how the competent judge must be able to understand, criticize, and evaluate an endless variety of subjects and situations.

At times humorous, and at times profound, he handles the problem with easy confidence. He claims that *The Tropics* by Miller lures on with the cleverness of scene, skillfulness of recital, and the use of words worse than gutter words . . . all of which the trial judge claims is not justified by the sophistry of "confession and avoidance."

The plaintiff claims that "they truthfully describe a base status of society in the language of its own inequities." And aha, "since we live in an age of realism, obscene language depicting obscenity in action ceases to be obscenity" but Judge Stephens says that "dirty word description of the sweet and sublime, especially on the mystery of sex and procreation, is the ultimate of obscenity, dirt for dirt's sake."

He also argues against the dangers of encouraging vice by sanctioning these writings, quoting Alexander Pope's *Essay on Man*:

"Vice is a Monster of so frightful mien

As to be hated needs but to be seen.

Yet seen too oft, familiar with her face,

We first endure, then pity, then embrace."

Besig v. United States, 208 F.2d 142 (Ct. of Appeals, 9th Circuit, Oct. 23, 1953).

THEY'RE OFF

This is the story of a horse racing fan who thought that he had finally figured out a way to beat the system. After careful study, he had worked out a plan whereby he would bet on the horse which occupied the same post position of the horse which had "placed" in the previous race.

So our confident fan went to the track on July 29, 1950 with high spirits, an adequate wallet, and plans for the future. The atmosphere was tense as the nervous masses in the grandstand clutched their tickets in their calloused hands, and the classy clubhouse crowd eagerly scanned the lineup through their binoculars.

He paid his admission fee, and went into the track, brushing aside the touts, who didn't realize that he could beat the system. Then he bought an official program and moved to a secluded corner to examine the post positions. It was prior to the start of the sixth race, and the pari-mutuel machines were ringing out tickets.

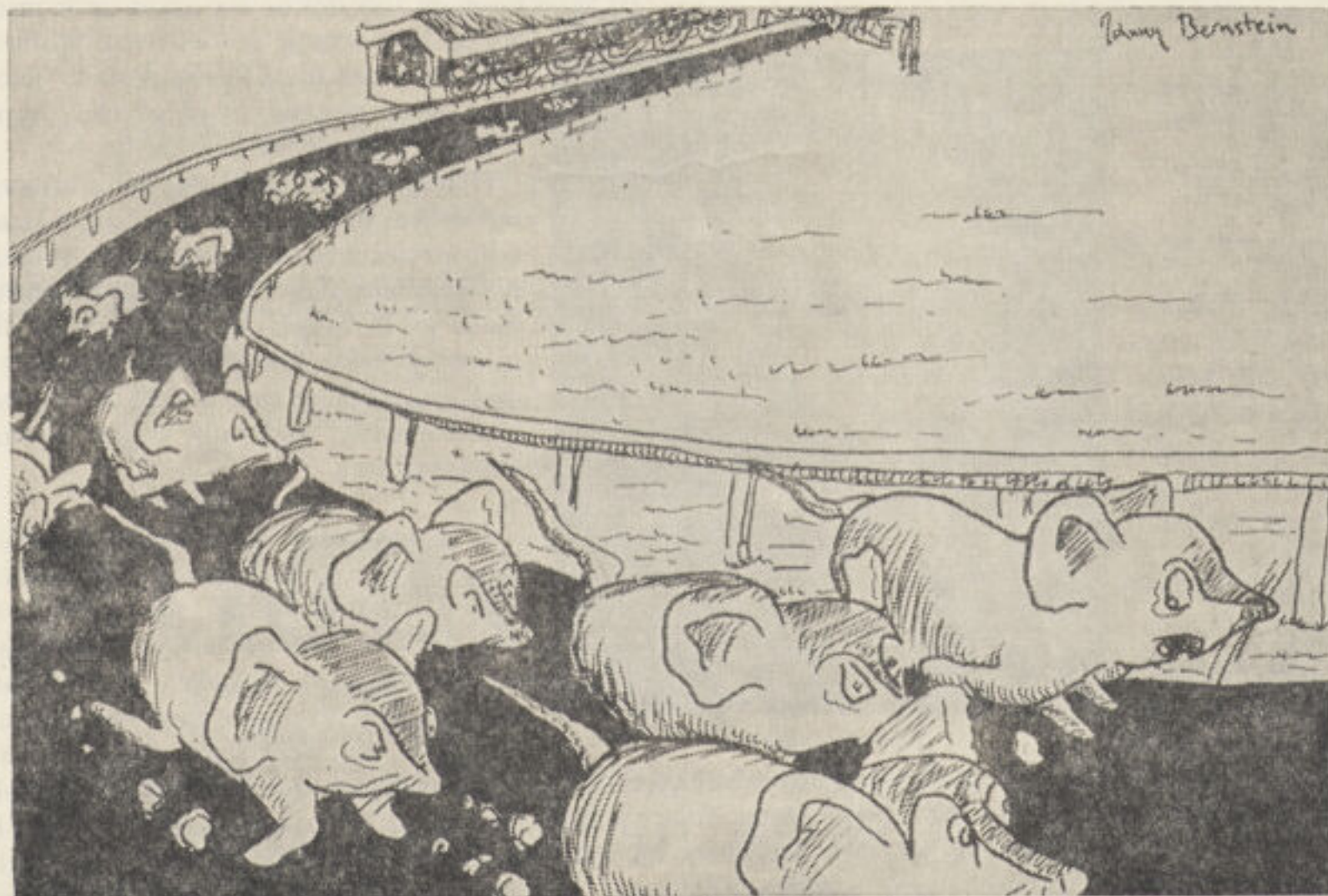
But when Land started to work out his plan he noticed that the program listed the horse which had "placed" in the previous race as number 5, and also listed another horse for the same position in that race.

He quickly went over to the information booth and asked a Mr. Allen what the correct post number really was. Allen told him that he thought it was number 7 but he could check with the judges to be sure. Land bet on number 7 and lost. Then he found out that the correct number for the horse which would be picked under his system had been number 5, and that horse won.

Land sued the track for negligence, false representation, and breach of warranty. The race track won in the lower court and Land appealed.

Held: Judgment affirmed.

The program clearly stated "While every effort is made to avoid mistake in the program, Del Mar Turf Club assumes no liability to anyone for inadvertent errors." Also the order of proof with regard to Mr. Allen's testimony was within the discretion of the trial court. The plaintiff has not established grounds for recovery. *Land v. Del Mar Turf Club et al*, 262 P.2d, 54 (D. Cal. of Appeals, 4th Dist. of Calif., Oct. 26, 1953).



IT COULD BE WORSE—WE MIGHT BE IN THE LAW SCHOOL!

REVIEW—(Continued)

plains the project and shows how the experiment can help and has helped to familiarize European lawyers with the problems of federalism. Using the United



Henry M. Hart, Jr.

States as an example the session demonstrated that a federal system was practicable, and illustrated the problems that inhere in the very nature of federalism.

Corporation Article

Another article of particular interest to students is entitled "Resolving Disputes in Closely Held Corporations; Intra-Institutional Arbitration." F. Hodge O'Neal, Dean of the Walter F. George School of Law, Mercer University, is its author. Dean O'Neal is a member of the Louisiana Bar, and co-author of a book called "The Drafting of Corporate Charters and By-laws." The article en-

compasses the legal and economic benefits and considerations that the mechanism of arbitration offers a closely held corporation in resolving its management and policy deadlocks. The discussion includes an examination of the law governing shareholder agreements as it affects arbitration clauses.

Hart Book Review

One of the books reviewed in this issue is "The Federal Courts and the Federal System" by Professor Henry M. Hart, Jr. and Professor Herbert Wechsler of Columbia. The review is written by Philip B. Kurland, associate professor of law at the University of Chicago. His praise is glowing, and his treatment of the book is unique. Professor Kurland patterns his review along the lines of a Socratic dialogue. A question is posed, and an answer given; thus the content of the book is outlined neatly and succinctly.

Finally, the student notes are timely and informative. The first note deals with the doctrine of equitable remedial rights. The next depicts the everyday workings of a Massachusetts administrative agency in the field of public utilities. It outlines the function, structure, and procedure of the agency, as well as the nature of its contact with those un-



Erwin N. Griswold

der its jurisdiction. Another administrative law note searches the principles, policies, and consequences involved in injunctive relief. It defines how far and under what circumstances a court may intervene in agency action with a stay. The final note delves into the mysteries of taxation which accompany the readjustment of partnership interests. It deals in particular with some aspects of



Arthur T. von Mehren

partnership sales, withdrawals, and dissolutions and relates them to the polar considerations of the "entity" approach and the "aggregate of individuals" approach. Behind the legal language that mantles this note one feels the age-old story of the running battle between revenue men and the taxpayer, but minus the melodrama of southern moonshine and a mountain still.

NEWS
IN BRIEF

LAW WIVES

The Law Wives will meet in the large meeting room of Harkness Commons on March 17, at 8 p. m. for an evening of chamber music. Mrs. Grace McCreary and a string quartet will be their guests for the evening.

DANCE

The Beth Israel Hospital Junior Auxiliary presents its "Windy Whirl" on Saturday evening, March 13, at Temple Kehillath Israel (384 Harvard St., Brookline). Music by Gene Dennis. Admission \$1.25 per person (tax included). Proceeds to Tumor & Cancer Clinic of Beth Israel Hospital.

PRIZES

The Board of Student Advisers announces that the prize awarded for the best student judge's opinion will be presented in the spring at the culmination of the Ames arguments. This prize will include the opinions submitted for the fall arguments as well.

BRIDGE CLUB

The HLS Bridge Club will hold a monthly masterpoint tournament at 7:30 p. m. tonight in the Wheeler Room. Full ACBL masterpoints will be given to the winners in both directions, with rating points awarded down to fourth place.

Entries are now being taken for the team-of-four championship. Any group of four players may enter by contacting David Baker, 3L, at KI 7-6409. Play will be on a knock-out basis, and the matches will be scheduled at the convenience of the players.

DORM COUNCIL DANCE

The Law School Dormitory Council will sponsor an informal band dance this Saturday evening in Harkness from 8:30 till 12. Bob Norris' Orchestra will provide music for dancing. Set-ups will be served. Admission will be by Dormitory Council card only.

TEAM TROUNCES B. C.

In a preliminary game to the Law League All-Star-Business School game played at 6:30 p. m. on Feb. 23, the "Equity" division "All" selections trounced a Boston College Law School team 68-17. The inept BC team could not score more than six points in any one quarter, and were scored upon at will by the Harvard team. Corderman, Harris, and Howard hit for double figures, scoring 14, 10, and 10 points respectively. Scoring summaries for the Harvard Law team:

Name	G	F	T
Bissel	1	0	2
Corderman	7	0	14
Goldstone	2	2	6
Harris	4	2	10
Hicks	1	1	3
Howard	5	0	10
McWhirter	0	0	0
Morelli	3	0	6
Poling	2	2	6
Smith	4	1	9

NEW YORK PRACTICE

The series of lectures on New York practice given by Julian J. Appleton, which is presently scheduled from 7:30 to 9:30 on Friday evenings, will be given from 7 to 9 instead, according to the office of Dean Griswold.

**Intensive Review for
OHIO BAR EXAMINATION**
STARTS SATURDAY, JUNE 5, 1954
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Opp. Lowell House — TR 6-5417

Alumni Notes

LL.B. '25—Edward W. Day of Providence, has been appointed the United States District Judge for the District of Rhode Island.

LL.B. '29—Warren E. Hoagland has been appointed by the Department of State as the United States Representative in the negotiations with the Federal Republic of Germany provided for in the Surplus Property Payments Agreement signed at London on February 27, 1953. Mr. Hoagland has acted as Counsel for the Standard Oil Company (New Jersey) since 1941. He has participated in numerous negotiations and transactions with European governmental and business concerns. During the past two years, he was one of the American participants in the negotiation of the readjustment of Germany's governmental debts.

LL.B. '32—Allen Gordon Miller announces the removal of his law office to 52 Wall Street, New York City.

LL.B. '33—Harold B. Cross, until recently General Counsel for the Department of the Navy in Washington, has joined the Legal Department of American Cyanamid Company, 30 Rockefeller Plaza, New York City.

LL.B. '41—Vincent B. Welch has been elected President of the Federal Communications Bar Association. He is the youngest president in the history of the association. Mr. Welch is a partner in the firm of Welch, Mott & Morgan in Washington, D. C.

LL.B. '48—George H. Cain, formerly General Counsel of the National Carloading Corporation, is now associated with the firm of Spence, Hotchkiss & Halpin in the general practice of law in New York City.

LL.B. '49—Roswell B. Perkins has been nominated to be Assistant Secretary of the Department of Health, Education and Welfare. Prior to his nomination, Mr. Perkins has been an advisor to the department.

LL.B. '50—Irving D. Isko announces the opening of his office for the practice of law specializing in Federal and State taxation at 55 Liberty Street, New York City.

David S. Wine was recently appointed as a member of the Arizona Legislature to represent District No. 1, Pima County. The appointment required that he resign from the office of Assistant to the Attorney General of the State of Arizona.

DALTON-ELCOCK
BAR REVIEW

The Spring Review, preparing candidates for the Massachusetts Bar Examination to be held in July, will begin June 1, 1954 for five consecutive weeks.

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STUDY—(Continued)

Marvin S. Fink, LL.B. '39, who until recently was a member of the legal staff of the Public Utilities Division in the Securities and Exchange Commission. As the work advances, several experts in the field of public utility economics will take part in the study



David F. Cavers

as consultants and staff members, Dean Griswold said.

Bank Contributes

The study will be carried out under the general supervision of Associate Dean David F. Cavers. The International Bank for Reconstruction and Development is contributing to the cost of the research.

COFFEE HOUR—(Continued)

that of statehood, its citizens being citizens of the United States but without voting representation in Congress; autonomous in local matters but with the Federal Government still able to pass on matters not of purely local concern, as for instance drafting conscripts for the army. Judge Magruder expressed doubts as to whether Congress has the power to revoke this legislative grant of citizenship. This problem recently arose in regard to the suggestion following the recent shootings that Puerto Rican citizens be kept out of the country.

Fanatics Not Representative

Judge Magruder agreed with the commentators who feel that the recent attack in Congress does not represent anything but the smallest body of opinion on the Island. Puerto Ricans are happy with their present relationship to the United States. He described the group of radical nationalists under the leadership of Pedro Campos, as a group of revolutionaries who frustrated by the refusal of their own countrymen to follow them, have tried to exasperate the U. S. to the extent of forcing the Congress to wash its hands of the island.

A charming island, concluded Judge Magruder, . . . pleasant people . . . I really don't know how I weathered these hard New England winters before the First Circuit started making its yearly February trips to Puerto Rico . . .

BARDS ?

Cannot the readers of the RECORD be moved? Surely after contemplation upon poetic heights reached by this last week's *Rose of Aberlone*, some of our more literate subscribers must have an insatiable yearning to see their short poetic masterpieces in print. We encourage all bards to give vent to their emotions. To our poet laureate will be awarded a copy of *Quia Emptores* autographed by Sam Quia and J. Albert Emptores.

CHANCERY ELECTIONS

In an election meeting held by Chancery Club on Wednesday evening, March 3, in Langdell North, officers for the coming academic year were chosen.

Elected Chancellor was Robert C. Booger, 2L, of Atlanta, Ga. James N. White, 2L, of Amsterdam, N. Y., will fill the position of Vice-Chancellor. Elected Secretary and Treasurer respectively were James A. Reed, Jr., 2L, of Rochester, N. Y., and Edwin F. Schaeffer, Jr., 2L, of Louisville, Ky. Richard F. deLima, 2L, of Scarsdale, N. Y., was chosen Alumni Secretary. Elected to the Board of Governors as Members-at-Large were Stephen M. Bernardi, 2L, of Worcester, Mass., and Robert L. Larson, 1L, of Rockford, Ill.

Banquet

It was further announced that the Chancery Club banquet will be held on Friday, March 12, at the Parker House.

Harvard University Press Announces Faculty Prize For Winning Manuscript

Through the generosity of a friend of Harvard University and the Harvard University Press, who wants to be anonymous, the Press has announced a prize which it believes to be unique in the history of American universities and their presses and, in terms of money, outstanding among prizes for manuscripts of book length. This prize, to be known as The Faculty Prize of Harvard University Press, will be given annually for a period of five years beginning 1 September 1954. The cash value of each award will be \$2,000, in addition to any royalties which may be earned, and the prize winning manuscript will be published by Harvard University Press. The recipient of each award will be that member of the teaching and research staff of Harvard University who offers "the best book manuscript" during each of the next five years. The donor has defined "best book manuscript" within the intent of his gift as "that one which . . . makes the greatest contribution to knowledge and understanding without limitation as to the breadth or narrowness of its field."

To Stimulate Scholarship

In further clarification of the purposes of the award, the donor has stated his principal purposes to be to encourage the production of scholarly books by the Harvard University Faculty and to help Harvard University Press in its efforts to serve as the book publishing arm of the University. The donor desires that the sales appeal of the individual manuscripts submitted shall not be a factor in the determination of the prize winner and that the fullest and most favorable consideration be given the works of the younger members of the faculty in order to stimulate their scholarly writing and research.

Board of Syndics

By the terms of the gift, the Harvard University Press Faculty Prize will be administered by the Press's Board of Syndics, the group of faculty members that serves as an editorial board and controls the imprint of the Press. The Syndics plan to seek assistance from outside the University in the determination of each year's prize winner. The present members of the Board of Syndics are: J. O. Brew, Director of the Peabody Museum; John P. Coolidge, Director of the Fogg Museum; Merle Fainsod, Professor of Government; Oscar Handlin, Professor of History; A. Baird Hastings, Professor of Biological Chemistry; Mark DeWolfe Howe, Professor of Law; Howard Mumford Jones, Professor of English; Paul C. Mangelsdorf, Professor of Botany; Edward S. Mason, Dean of the Graduate School of Public Administration; and Thomas J. Wilson, Director of Harvard University Press.

Those faculty members interested in the competition may obtain the prize rules by making inquiry of the Board of Syndics. This group will appoint a Prize Committee each year to make the award.

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Commissioner Rules Spartans Winners

A recent ruling by Basketball Commissioner Maurice Downey has resulted in clinching the Law basketball title for the Spartans, last year's champion. The decision has been made to retain a tie between the Independents and Chancery Red, in spite of a subsequent play-off between the two teams. Both games will be reflected in the final standings. Thus, regardless of the outcome of last Tuesday's game between the Independents and the Spartans the defending champions will finish in the top position.

Division Play-Offs

Downey has also made it known that two play-off champions will be crowned. The first place team in each of the two divisions will play the fourth place teams while the second and third place teams will play-off. The winners will meet in the finals to determine the ultimate champions in each division.

MORGAN—(Continued)

Indiana Bar Assn. and one at Memphis to the City and County Bar Assn. . . .

Miss Bronson's comment upon the above? —"Professor Morgan sure gets around."

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DORMITORIES—(Continued)

year should be sure to indicate this on their applications.

Selection within each group is made by lot. Those who do get rooms will be notified in April or early May. The others are put on a waiting list. First-, second-, and third-year students are intentionally scattered throughout the dormitories.

Special priority is given to those physically disabled and to foreign students who have serious language difficulties and are studying for the first time in



Wesley Bevins

the United States. A possibility exists of openings in the Graduate School dorms and those who would accept same should so indicate on their applications.

Applications for dorm proctorships should also be filled out now. Blanks are available at the Dormitory Office. The seven proctors will be chosen on the basis of ability and financial need. Each proctor will receive half of his room rent as remuneration.

Further details may be obtained from Dean Bevins.

BULL AND BEAR

James Barr Ames, LL.B. '36, will address an open meeting of the Bull and Bear Club today at 1:30 in Harkness on "The Lawyer's Fiduciary Responsibilities." Mr. Ames actively participates in trust work in the firm of Ropes, Gray, Best, Coolidge & Rugg. He will discuss the fiduciary duties which are imposed upon lawyers in various phases of their practice. All students are invited to attend the meeting.

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