



Harvard Law School Record



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PRICE TEN CENTS

90 Prominent Alumni Present At Law School Fund Meeting



L. to r. at the Fund meeting, Ganson Purcell, LL.B. '30; and Robert N. Miller, LL.B. '06.

More than 90 alumni representing numerous classes and different sections of the country gathered in the large meeting room of Harkness Commons last Saturday for the meeting of the Harvard Law School Fund. S. Pearce Browning, Jr., LL.B. '25, presided.

Mr. Browning, National Chairman of the Fund, after making a few short comments on the purpose of the gathering, introduced the first speaker of the day, Karl E. Seyfarth, LL.B. '25. Mr. Seyfarth, Vice Chairman of the Fund, addressed himself to the problems facing the area chairman trying to build up contributions. Under Mr. Seyfarth's leadership, Fund contributions from the Chicago area have increased over 250 per cent in the last three years.

Class Secretaries Important

Kurt F. Pantzer, LL.B. '17, who serves with Mr. Seyfarth as Vice Chairman of the Fund, took the floor next. He stressed the fact that the classes leading in Fund contributions have been those classes with active secretaries keeping their classmates informed of the events taking place at the school.

William S. Barnes, LL.B. '43('47) told the group of the work being carried out by the International Tax Program. He thanked Fund members for the help they had given him in the past, and pointed out that they may further help the Program by acquainting interested groups with the work of this sort being done at the University.

Following Mr. Barnes' remarks, Dean

Student Bar Group Expands Its Ranks, Increases Activities

Recently the Harvard Student Bar Association held its first meeting for the year. It was started here only a few years ago with the approval of the faculty and has tried to provide the law school student with an early and stimulating contact with senior members of the bar who are engaged in active practice.

This year the Association has registered an impressive gain in membership, now numbering 116, and it has expanded its schedule of activities accordingly. With the co-operation of the Dean's office they are scheduling a lecture series on types of legal practice as explained by outstanding men in their field.

They are also planning a series of informal luncheons with members of the Boston bar who will discuss phases of bar association work. Arrangements have already been made with the Massachusetts and federal courts in Boston area for Association sponsored tours of the courtrooms, and observation of trials.

(See STUDENT BAR on page three)

Erwin N. Griswold welcomed the gathering on behalf of the faculty and reviewed the accomplishments of the Fund. He pointed out that the school could not have undertaken the recent alteration program, including the new courtroom, without the Fund's support. The Dean also spoke of the importance of the work of the Scholarship Committee, and congratulated those associated with it for the part they have played in bringing the total of funds available for scholarships up to a record high.

Scholarships

At this point in the proceedings, the work of the Scholarship Committee was explained by John C. Buchanan, LL.B. '12, and William P. Palmer, LL.B. '20, respectively present and past chairmen of the Scholarship Committee. It was explained that one may obtain membership on the Committee by contributing \$800 or more to the Fund, enough for at least one full-tuition scholarship.

Increased Library Use

Robert N. Miller, LL.B. '06, President of the Harvard Law School Association, addressed the gathering briefly. He told Fund members that the Association was most appreciative of the work they were doing and that the Association was ready to help them in any way possible. John M. Dry, LL.B. '32, Chairman of the Library Committee, was the last speaker on the agenda. He told the meeting of his plans to encourage corporations to give the library financial assistance, and stressed that the Committee was anxious to make the scarce materials in the library available to the bar.

The rest of the day was spent in the pursuit of less pressing matters, including the Harvard-Dartmouth football game, and a tour of the school.

New Law School Rooms Honor Pound And Ames

The Harvard Corporation has approved official names for the new Austin courtroom and the conference room on the top floor of Langdell, according to an announcement from Dean Erwin N. Griswold.

The Law School faculty unanimously recommended that the Austin courtroom be named the James Barr Ames Courtroom, and the conference room, the Roscoe Pound Room.

Other Alterations

The Dean's announcement also notes that present plans call for the completion of the Langdell and Austin alterations by Dec. 1.

With regard to the other alteration programs being carried on in the Law School, work on Holmes Hall began the middle of last week. It is expected that it will be completed in the near future.

DEAN'S SPEECH

The RECORD will make available reprints of Dean Erwin N. Griswold's speech, "The Fifth Amendment As a Symbol," which was published in last week's issue. Single copies will be free, while a nominal charge will be made for quantity orders. Please address requests to the HARVARD LAW SCHOOL RECORD, 23 Everett Street, Cambridge 38, Mass.

Crisis In Education Subject Of Forum; Pusey, Others Talk

President Nathan Pusey defended both private and public schools as integral parts of American education before a crowd of nearly 700 persons at the season-opening Harvard Law School Forum last Friday night in New Lecture Hall.

Public schools must provide a wide range of subject matter to provide for the needs of all its pupils, President Pusey said, while the private school can concentrate on a smaller area catering to those students who are interested primarily in what he called "book-learning." Both kinds of schools are vital in a complex society like ours, he concluded.

The shortage of qualified teachers President Pusey viewed as the real "Crisis in Education," the topic for the evening. The children are already born, he said. "They are coming and there is nothing we can do anymore to stop them." We can only prepare adequately for their coming.

Recruit Teachers

He suggested two means for recruiting more teachers: college teachers should openly and frankly encourage their students to enter the teaching professions. Secondly, state legislatures should relax their idiosyncratic requirements that teachers take a course or two in a peculiarly parochial subject. These requirements, Pusey claimed, keep many

(See FORUM on page four)

Appeal From Model Trial Will Be Argued Nov. 17

Intense realism created by convincing witnesses characterized the model jury trial last Thursday evening in the new James Barr Ames Courtroom.

The jury returned a sealed verdict in favor of the plaintiff for \$1.00 on the second count of libel, and \$9,167.19 on the third count of tortious interference with an advantageous business relationship. The verdict will be appealed.

Just prior to the trial, the plaintiff dropped his first count of slander. Counsel for the plaintiff was Prof. Arthur E. Sutherland, Jr., while counsel for the defendant was Prof. Richard H. Field.

Counsel for the defendant will appeal the case to the Supreme Court of the

Commonwealth of Ames. The appellate argument will be held on Wednesday evening, Nov. 17, in the James Barr Ames Courtroom.

Dean Erwin N. Griswold will represent the plaintiff-appellee, and Vice Dean Hall will argue for the defendant-appellant.

Magruder Will Preside

The appellate judges will consist of Chief Judge for the Court of Appeals for the First Circuit Calvert Magruder, LL.B. '16; Visiting Professor of Law Laurence C. B. Gower; and Harold T. Davis, LL.B. '21, of the Boston law firm of Nutter, McClennen & Fish.

The trial, witnessed by the entire first-year class, was highlighted by a parade of highly credible and persuasive witnesses, representing both sides of the action.

Miss Lucretia McPherson, formerly of the Law School, received a burst of applause when she stepped from the witness stand. She portrayed Lucy Haskins, a typical farmer's daughter in the urban-rural state of Ames.

The plaintiff was very well acted by Philip A. Putnam, assistant librarian of the Harvard Law School library. The defendant was portrayed by Warren F. Farr, LL.B. '30, a Boston attorney. Another witness was a police officer, who was acted by Richard Rabinowitz, a research assistant in the Law School.

The case involved a letter written by the defendant, a retired Army officer, which libelled the plaintiff, a high school principal. The plaintiff had been offered a headmastership position at a higher salary, and the offer was withdrawn because of the libel, thus bringing on the suit for damages.

The jury consisted of Cambridge citizens. Due to a death in one of the juror's families the trial proceeded with only 11 jurors, both counsels stipulating to accept the smaller jury's verdict.

New Room Used

The trial was held in the newly completed courtroom in Austin Hall. According to Dean Griswold, the courtroom work was rushed to be ready for the trial, but is not fully completed as yet. The entire courtroom was filled for the trial, and many students were forced to stand on the sides in order to hear the proceedings.

The trial having lasted well into the evening, Judge Bailey Aldrich, LL.B. '32, Federal District Judge for the District of Massachusetts, instructed the jury to bring in a sealed verdict, which was posted the next morning on the bulletin boards.

Throughout the entire trial, each of the opposing counsel employed diverse courtroom techniques and procedures, both to support their client's cases, and also to demonstrate them to the onlooking civil-procedure students.

The entire pre-trial work and the trial arrangements were handled by the Teaching Fellows, in connection with the group-work program in the first-year curriculum. This past week students have been reviewing the events of the trial itself, and will consider the steps to be taken on appeal in preparation for the appellate argument to be held in three weeks.

G.O.P. To Hear Lodge Address

Henry Cabot Lodge, Jr., United States Ambassador to the United Nations, will be guest speaker at a cocktail party sponsored by the Law School Committee of the Harvard Young Re-



Henry Cabot Lodge, Jr.

publican Club tomorrow at 3:30 p. m. in the lower level of Harkness Commons.

Lodge, formerly United States Senator from Massachusetts, will speak on the role of the United States in the United Nations. The meeting will be open only to members of the Young Republicans. Those who have not joined will be able to do so tomorrow.

(See G.O.P. on page three)

Cavers Discusses Implications Of 1954 Atomic Energy Laws

In the November issue of *Scientific American* there appears an article entitled "The Atomic Energy Act of 1954," written by Associate Dean David F. Cavers. In his article Dean Cavers examines the new legislation, discusses its major provisions and attempts to fore-

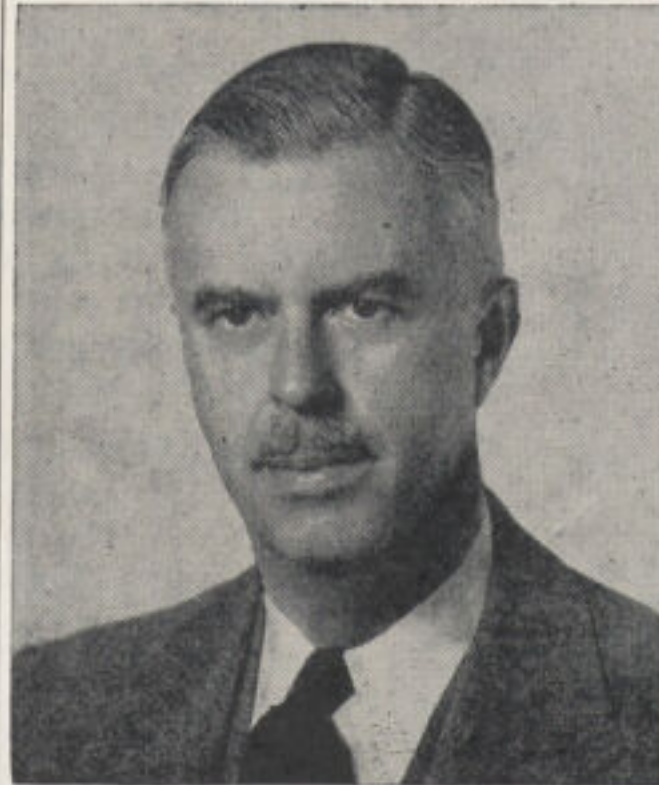
only on the production and ownership of fissionable materials. Only research and development in nuclear energy escaped complete control, and even this small opening for private enterprise was limited by a ban on patents except in non-military areas—and all were subject to compulsory licensing.

Eisenhower Recommendations

The so-called island of socialism has been under attack since the adoption of the original Act, the final stimulus to revision coming last February when President Eisenhower recommended amendments of the Act for the purposes of widened co-operation with our allies, improved methods for handling atomic information, and lastly, broadened participation in the development of peacetime uses of atomic energy.

The chief result of Congress' revision insofar as they relate to its purpose of providing for the development of an atomic power industry, has been to empower the AEC to license private applicants to own and operate facilities for producing and using nuclear materials for purposes of "practical value." The AEC retains title to the nuclear material which is supplied to its licensees, and it automatically gets title to all nuclear material produced by its li-

(See CAVERS on page four)



David F. Cavers

cast how they will work out in practice.

The original Atomic Energy Act was adopted in 1946 and created what one of its draftsmen termed "an island of socialism in a sea of private enterprise." The civilian Commission had a monop-

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Recap

A significant event took place last week when Professor Seavey held an informal meeting with his last year's sections in Agency. With the blue-books once again in hand the students were given model answers and were permitted to ask questions about the error of their ways.

The RECORD editors are always interested in any innovation at the Law School that represents an important step in the progress of our educational techniques. It is seemingly a contradiction in values to place a high degree of emphasis on grades for 33 weeks out of the year and then not to offer the students opportunities to learn what they have failed to assimilate.

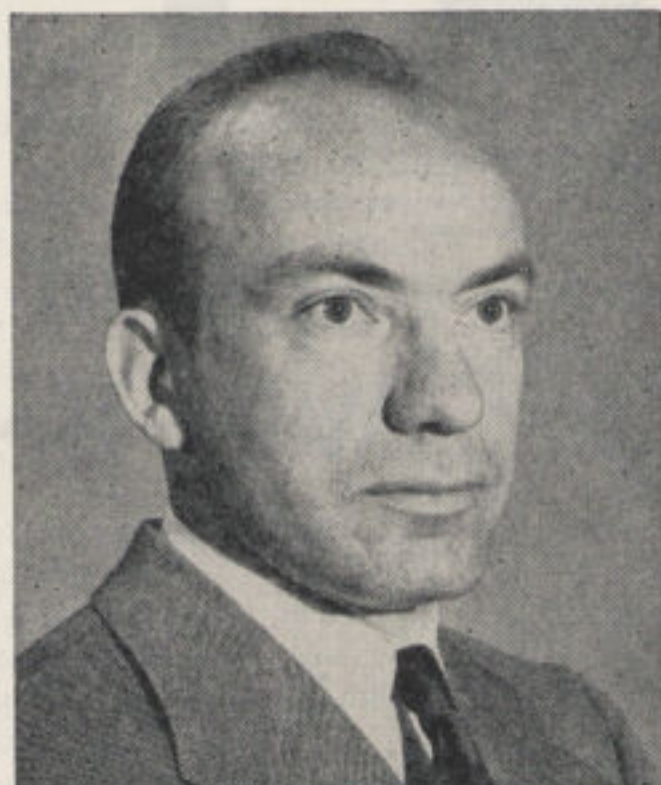
It is often the case that students would just as soon not go near the examination booklets once they are turned in. These persons presumably will continue their legal education in ignorance of the gaps which exist in their methods of legal thinking. However, we believe that a majority of the students would be only too glad to attend such sessions in the future.

It is worthy to note that such new ideas are forthcoming from a member of the faculty whose tenure at Harvard is measured by decades instead of years. We think that other professors could use these sessions with appreciable success.

Admittedly this involves an additional investment in time by the teaching faculty, but the Law School has set other precedents in the methods of teaching law and this seems to be a refreshing and valuable addition to our legal orientation.

Gallery

WILLIAM S. BARNES
Director of World Tax Series
Harvard Law School



Dynamically combining business acumen and scholarly attainment, William S. Barnes is the director of the World Tax Series, a project of the International Tax Program of the Law School. His reputation and the origin of the World Tax Series are almost one and the same story.

Actually, the story begins even before Mr. Barnes came to the Law School in 1950. He received his A.B. from Yale in 1940 and his LL.B. from Harvard in 1947, having entered the second-year course by examination. His first-year instruction was obtained in a German prison camp with fellow prisoners, using law books sent from home. This self-instruction while in the enemy's prison camp was "not very good," he reflects.

Formed World Law Group

While studying for his LL.B. he developed an interest which seemingly became his beacon-light to a career. At the Law School, he founded and organized a world law group, since the Law School itself offered no course in comparative law. This interest in comparative law aroused, he decided to study in Europe to get acquainted with the "European approach" to the law and the substantive law of European countries.

At the University of Geneva, Mr. Barnes pursued a doctoral course in comparative law, successfully passing his oral examinations, and writing in French a thesis on the comparative law of co-operative association. He expects to obtain his degree this year. The full title of his thesis is "Fundamental Principles of Co-operative Association in Comparative Law."

From 1948 to 1950 Mr. Barnes was a research associate in comparative law at the University of Michigan. There he assisted Ernst Rabel in the preparation of the book, "The Conflict of Laws: A Comparative Study." During the summer of 1949 he aided in the organization of a summer institute on practical problems of international legal work.

At the institute he was cited for "talents and enthusiasm for integrating business practice and legal theory in comparative discussion of international problems."

In 1950 Mr. Barnes joined the Harvard Law School staff with the purpose of finding a way of making the facilities of a law school available to business. It was decided that the problem of training and research in foreign law for the business community could best be resolved on a project basis.

Ford Foundation Grant

The current project, the International Tax Program, was made possible by a Ford Foundation grant in 1952. Mr. Barnes assists Professor Surrey in the administration of this project and has over-all direction of the World Tax Series. The latter is a sub-project under the Tax Program and involves publishing information concerning the tax structures of 30 selected countries. It is hoped to have six to eight reports of the series completed by 1955.

Activity with the International Bar Association and the UNESCO committee on comparative law followed Mr. Barnes' appointment at the Law School in rapid order. The UNESCO committee recently published the "Register of Legal Documentation in the World" (1953) in the compiling of which Mr. Barnes had a leading role.

It is Mr. Barnes' hope that present fields of law school business cooperation can be further expanded, and that the International Tax Program may give birth to new projects such as exchange control and comparative law.

L. S. G.

Off the Record

COMMERCIAL LAW. Examination on summer reading which *anybody* can pass.

Fill in the blank for the first question. No credit is offered for this question, but give it a whirl anyhow, to see if you are (1) physically fit, (2) mentally awake, and (3) have lead in your pencil:

0. My name is

One of the answers to each of the following questions is entirely correct; the other answers are all dead wrong. Without flipping a coin or looking at your neighbor's paper, try to guess the right answer; then place a check (no stamps, please) beside your choice.

1. The name of this course is Commercial
 - ☐ Bank and Trust Company
 - ☐ Law
 - ☐ paper.

2. The color of the cover of the casebook is
 - ☐ red-and-white striped
 - ☐ different from the textbook
 - ☐ blue
 - ☐ I am color-blind.

3. A negotiable instrument is a
 - ☐ sphygmomanometer
 - ☐ tachistoscope
 - ☐ farce
 - ☐ none of the above.

4. An instrument to be
 - ☐ musical
 - ☐ negotiable
 - ☐ blunt . . .

5. . . . must contain an unconditional promise or order to pay a sum certain in
 - ☐ money
 - ☐ beads
 - ☐ brightly colored gingham . . .

6. . . . on demand or
 - ☐ at the Harvard Trust Company
 - ☐ mañana
 - ☐ at a fixed or determinable future time . . .
7. . . . to order or to
 - ☐ Sears, Roebuck
 - ☐ Director of Internal Revenue
 - ☐ bearer.

Hint on answering the next question: Look at the answer the man on your right gave. Now look at the paper on the man on your left. The hint: if the proctor catches you peeking, YOU won't be back next year.

8. (Sleeper—watch this one.) "NIL" means
 - ☐ nothing
 - ☐ "Not In Langdell"
 - ☐ Uniform Commercial Code.

9. A person who cannot pay his debts as they mature is
 - ☐ destitute
 - ☐ prostitute
 - ☐ bankrupt
 - ☐ in Creditors' Rights A.

10. The examination in this course will be held
 - ☐ in May
 - ☐ in June
 - ☐ in good time
 - ☐ in due course.

Sub Judice

OFF-STAGE ACTRESS MAKES GOOD

In a recent Michigan case some new techniques in the womanly art of henpecking one's husband and securing his property were disclosed.

The very interesting lesson arose when Lucille, the instructor of this story, filed a bill for separate maintenance against her third husband, Charles, and demanded payment of a note from him to her.

Charles, in his answer, complained bitterly of his wife's behavior during the fifteen months of their marriage, and asked the court for a divorce. Charles supported his position by telling a tale of antics rarely equalled in the age-old struggle between the sexes.

To state that Lucille was maternal toward Charles would be a complete understatement. He claimed that she attempted complete dictatorial control over him, prescribing a code of by-laws for his daily conduct. These rules included such significant items as: where he was to wait for buses, in whose automobiles he could ride, and just what his relationships could be with his sons by a former marriage.

What result did this strategy have for the cagey Lucille? Were the fruits of her labor purely egotistic?

Unfortunately not, for Charles made out a \$7,500 note to her to stop the outbreaks. In addition, to pacify the accomplished actress further, he designated her as his beneficiary under his retirement fund, and also made an alimony agreement with her in case of divorce.

Charles' real submission was in literary form. He entertained the court with some dozen or more apologetic love notes asking forgiveness for imaginary or unimportant acts.

The judge conservatively observed, "The facts as a group are extraordinary and differ widely from the common run of events in married life."

Lucille received her professional training with her two previous husbands. While still married to number-two husband Roy, she persuaded number-three man Charles to make out the \$7,500 note. In addition, Charles complained that Lucille was still spending a good deal of time with second-husband Roy. Lucille explained that Roy was very lonesome.

Held: The bill for separate maintenance was denied. The note for \$7,500 was cancelled for lack of consideration. Lucille had maintained that she had paid for the note with money she had received from her father when she was "real little"; she claimed to have stored the money in a small metal box, which had been misplaced.

In addition the court held that the agreement for alimony and support was cancelled "as having been obtained by coercion and mental duress," and also because non-lawyer Lucille refused the consideration for the agreement, viz., continued marital relationship. (*Olmstead v. Olmstead*, 65 N.W. 2d 313, Michigan, 1954).

A HORSE IS A VEHICLE

As Jack quietly rode his saddle horse in an easterly direction on U.S. Highway 160, approximately eight miles east of the city of Parsons, Kansas, to his surprise a truck swooped down upon him, hitting the horse and knocking Jack to the ground. The rider sought damages against truck-driver Wayne for injuries alleged to have been caused by his negligence.

Wayne not only denied negligence on his part, but insisted that Jack was negligent, thus barring relief. He alleged in his answer that in the dark of the evening the plaintiff rode his horse out on the highway without any light or warning signal of any kind, in violation of the traffic laws of the State of Kansas, without regard for his own safety or for the safety of others using the highway.

He claimed it was the duty of the plaintiff when using the highway more than thirty minutes after sunset to be equipped with at least one lighted lamp or lantern exhibiting a white light visible from a distance of 500 feet to the front and with a lighted lamp or lantern exhibiting a red light visible from a distance of 500 feet to the rear.

Jack moved that all reference to the quoted statutory provisions be stricken for the reason that a saddle horse does not fall within the definition of a "vehicle" as defined by the act, and that the act had no application to a ridden animal.

Held: for defendant. The legislature expressly defined the word "vehicle" so broadly that it included not only automobiles and animal-drawn vehicles, but every device upon which any person can be transported. This definition was sufficiently broad to cover not only bicycles, but ridden animals as well. The latter must wear lights (*Conrad v. Dillinger*, 270 P.2d 217, Kansas, 1954. Thanks to Professor Maguire.)



"Your Witness, Sutherland!"

Young Demos Aid In Local Elections

Vigorous participation in the 1954 Congressional campaign has been undertaken by the Law School Young Democrats.

The club has organized a car parade, to be held Saturday, in which two sound trucks, 30 automobiles, and a slate of local Democratic candidates will seek to bring their message to Cambridge. Members of the Young Democrats are also in charge of the Tenth Congressional District campaign headquarters in Brookline.

Canvassing

According to Alan H. Straus, 2L of Utica, N.Y., club president, a majority of the club's 68 members are helping in the campaign. The club has been assigned three housing projects to "canvass," that is, go from door to door, requesting the residents to vote Democratic, and distributing campaign literature.

On election day, Young Democrats will transport voters to the polls by car, and check lists to see that all registered Democrats have cast their ballots.

After the election, the club is planning to invite speakers to open meetings, Mr. Straus said. Either former Governor Paul Dever or former Boston Mayor James M. Curley is likely to address the first such meeting.

Seminars

Seminars on political issues are also on the Democratic club agenda. Farm policy and foreign aid are topics to be discussed by third-year students, who have written papers on each field.

The club avoids, however, taking a political stand on any issue, except the election of Democratic candidates. For example, Mr. Straus refused to commit himself on the issues of racial segregation or McCarthyism, stating it was "silly to ask questions like that." He continued, the purpose of the club is "to promote better understanding among Democrats."

CLU

The Civil Liberties Union will meet for lunch today at 1 p. m. in the Mallory Smith Room. Luther K. Macnair, executive secretary of the Civil Liberties Union of Massachusetts, will address the group after the meal.

Mr. Macnair probably will discuss the relation between the student group here and the state and national civil-liberties organization.

Alumni Notes

LL.B. '42—John K. Purcell is a member of the legal staff of an Indianapolis, Ind., Insurance Company.

G. Rolfe Scofield, Jr., is a councilman at large of the City of Rochester, N.Y. George B. Scully is practicing law in Holyoke in partnership with Maurice Belsky under the name of Belsky & Scully. The firm was established in 1950.

Bernard Lisman and Bob Gannett are Republican State Committeemen in Vermont.

LL.B. '51—Nathan S. Paven and Ruth M. Paven '53 announce the removal of their law offices to 40 Court Street, Boston.

LL.B. '52—Everett B. Ellin has received an appointment as law clerk to Chief Justice Phil S. Gibson of the Supreme Court of California, in San Francisco. Mr. Ellin was recently released from active duty as a Lieutenant with the U.S. Air Force, where he was assigned to the Office of Commanding General of the Air Material Command as Chief of the Equipment Classification Branch.

Walter N. Kaufman has recently become associated with the firm of Avery, Hodes & Mantynband in Chicago.

G.O.P.—(Continued)

With approximately 40 members at present, the Law School branch of the Young Republicans is planning to expand by adding new members, and perhaps by forming a Law Wives Auxiliary. Such an auxiliary association of women was active in past years, and if enough interest is shown it will probably be reorganized.

Although it is an autonomous unit of the Harvard Young Republicans, the graduate unit co-operates closely with the College group. In order to avoid duplication of events and speakers, the two clubs combine their programs as much as possible. A debate with the Young Democrats and additional cocktail parties and coffee hours are planned for the future.

Purposes

The purposes of the Young Republican Club are to add to the general political education of its members, to define and discuss the Republican program, to supply practical experience in political work, and to sponsor speakers of interest. Members are given opportunities to help legislators draft bills and to aid in campaign work by making speeches and canvassing voting districts. A newsletter, containing information about Club and political matters, is published by the combined graduate and undergraduate groups.

Recent Grads Excel In Last Bar Exam

Results of bar examinations in Massachusetts and Ohio show that over 80 per cent of the Harvard Law School graduates taking the examinations for the first time passed. In Massachusetts 77 graduates passed; 15 failed. The per cent passing was 83.7. Two who tried the exam a second time failed. Of two who tried the examination for a third time, one passed, one failed. The overall percentage was 81.3. Last year, the figures were 85.5 and 86.4 per cent, respectively.

13 Pass In Ohio

In Ohio, 13 out of 16 graduates who attempted the examination for the first time passed, for a percentage of 81.25.

The percentage of Law School graduates passing the examinations, as usual, was well above the average for all law schools. In releasing this breakdown, Dean Erwin N. Griswold commented that the failures are not due to faulty instruction at the Law School, but to an attitude that does not take the examination seriously enough. A substantial group of those failing to pass have not even studied for the exam, according to the Dean.

STUDENT BAR—(Continued)

At present negotiations are under way to assist the Lawyers Reference Service of the Boston Bar Association.

Members also do work for various committees of the American Bar Association because the local group is an affiliate of the American Law Student Association which is sponsored by the American Bar Association. The national organization makes available to its members a wealth of material on legal ethics, problems of the practitioner, and placement opportunities.

Reduced rates for the American Bar Association Journal are also available to its members, and they can thereby see what senior members of the Bar are doing to promote the good of the profession as a whole and to best serve the community as thoughtful leaders.

Semi-Final Ames Clubs Get Facts; Participation In Ames Sets A Record

With the issuance of facts to the semi-final law clubs, Ames competition began in earnest for all three classes of the Law School last week. As a result, activity at the Board of Student Advisers is now at a high for the fall. In addition to the work of writing and assigning cases, which has occupied the Board up to now, facts and brief conferences for the first-year men are beginning this week, while library tours are continuing.

Facts

In the semi-final arguments it will be the Baker-Smith Equity Club against the Hall Club, and the Jaffe Club against the Seavey Club. The issue before the first two clubs involves the Louisiana "direct action" statute by which a right of direct action is given an injured party against the insurer of the tortfeasor. It involves a conflict-of-laws problem. Another question concerns whether there is the requisite diversity of citizenship for federal jurisdiction.

The Jaffe and Seavey Clubs will argue the scope of review of a constitutional court over decisions of a military tribunal. The case is up on a writ of *habeas corpus* and involves an Army private sentenced to death for the shooting, under orders, of a South Korean civilian.

New Venues

The Board also announced that it is planning to lay the venue of future cases in actual jurisdictions, rather than the mythical Commonwealth of Ames. Concrete steps in this direction will probably be taken for the spring first-year arguments. The Board feels that better training can be given students if moot-court work is approached in this more realistic manner.

Highest Number

This fall the greatest number of second-year men in the history of Ames is participating in the Competition, and the Board is pleased that there will be no duplication of cases. Credit for this is given by Dick Heath, 3L of Somerville, N.J., to his Second Year Facts Committee. On the committee are John Arrington, 2L of Pawhuska, Okla.; Alan Hakes, 2L of Longmeadow; Paul Marx, 2L of Beverly Hills, Calif.; John Oleson, 2L of Hartford, Wis.; and Bob Ryan, 2L of Montclair, N.J. These men have produced 27 new cases thus far this year, almost doubling any previous year's total.

Many topics that give a flavor of current interest have been selected for the qualifying round cases. These include several segregation cases similar to those scheduled for argument before the Supreme Court in December.

Harvard Law Wives

There will be a pot luck supper and square dance in Harkness Commons on Nov. 6 at 7 p. m. for all law wives and their husbands. Ed Ginsburg will call the dances; a three-piece band will play. Tony Sifton will entertain during the evening. Each couple is to bring a covered dish. Coffee will be provided. Cider and doughnuts will be served later in the evening.

Reunion Held Here For Class Of 1924

Cambridge's Hotel Commander last weekend served as headquarters for the 30th reunion of the Law School Class of 1924. More than 75 members of the class were present for the reunion, and of these about half were accompanied by their wives.

The reunion officially opened with a cocktail party for members, wives, and guests held in the George Washington Ball Room of the hotel at 6:30 Friday evening. Guests at the reunion dinner which followed at 8 included Dean Erwin N. Griswold of the Law School, Dean Emeritus Roscoe Pound, Prof. Austin W. Scott, and Judge Calvert Magruder of the United States Court of Appeals for the First Circuit. All except Dean Griswold were members of the faculty during the law school days of the Class of '24. At the dinner each of the guests was called on for informal remarks.

Saturday morning was spent visiting classes and touring the new library offices and the court room. The class picture was taken on the steps of Langdell Hall at noon, and a buffet luncheon for members, families, and guests followed in the Elihu Root Room of Langdell Hall.

The Harvard-Dartmouth football game occupied most of Saturday afternoon, and a reunion gathering at 4:30 in the George Washington Ball Room of the Commander closed the proceedings. Robert Proctor served as chairman of the reunion committee.

NEWS IN BRIEF

HALLOWE'EN

A Halloween Dance, sponsored by the Dormitory Council and the Graduate Student Council, will be held in Harkness Commons on Saturday, Oct. 30, from 8:30 to midnight. Music for dancing will be furnished by the Bob Morris orchestra, and at the 10 o'clock intermission the Wellesley "Tupolos" singing group will be featured. The usual bottle-checking and set-up facilities will be provided, and brooms may be parked free of charge. Admission will be by membership card of either Council, which can be obtained from any member of the Social Committees.

ST. THOMAS MORE

The St. Thomas More Society will hold a dance (or mixer) on Friday at 8 p. m. in the large meeting room of Harkness Commons. The Society will provide over 100 girls for the stags but dates are permitted, too. Jack Quinlon's band will play. Admission to the affair will be 75 cents. Cider and doughnuts are to be served.

On Sunday at 10 a. m. the Society will hold a communion breakfast in the Mallory Smith Room. Communion will be at St. Paul's in Cambridge at 9 a. m. Father Maurice B. Walsh, S.J., will address the group on divorce problems of the Catholic lawyer.

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Memo

TO: Our old friends at the Law School, and those of
you who will become our friends —

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SUBJECT: We are now open till Midnight . . . still serving
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CAVERS—(Continued)

censees, paying them a "fair price." The question as to whether the Act safeguards the national interest in public power remains a source of contention. The AEC as the Act now stands is specifically forbidden to produce commercial power; on the other hand it is authorized to sell "by-product energy." In sum, the door remains open for public power, though only in principle and without specific grants of funds.

Another of the major questions is, will private atomic power be fairly and effectively regulated? The difficulty stems from the fact that the government must fix a fair price for the material it sells to licensees and also a fair price for the fissionable products it buys back. This poses problems as to whether our new atomic power industry encourages efficiency and incentive.

Patent Provisions

There is a further question as to whether the new patent provisions provide adequate incentives and safeguards. Those seeking patents within the next five years may be compelled to license the AEC if the invention is of primary importance; and to obtain a patent an inventor must show that he conceived his invention independently of any relationship with the AEC.

A fourth question about the Act is, does it fulfill its purpose of promoting international cooperation in the development and use of atomic energy? The old Act restricted disclosure of restricted

information, no matter how friendly the nation involved. The new Act is more liberal but there are still many restrictions. The President, with 30 days' notice to Congress, may make agreements with other single nations or regional defense organizations in developing and using atomic energy. The co-operators may receive facts about external features of our atomic weapons but not about design or manufacture.

Security vs. Knowledge

Finally, there is the question of security. There were many complaints that the old act impeded both the advancement of scientific knowledge and the creation of an informed public opinion. The new act calls for a continuous review by the AEC of material that may be declassified without undue risk and encourages such action.

In concluding his analysis of the Atomic Energy Act of 1954, Dean Cavers reminds his readers that for better or worse the "island of socialism" is not completely immersed by a new wave of free enterprise. "An industry to which entry is by government permit, which requires government authority to construct its plants and acquire its raw material and fuel, which can sell its nuclear products only to the government and its radioactive by-products only to government licensees, which is subject to regulation of the price it may charge for its power output, which must license its main inventions and employ only licensed operators, is a far cry from the world of Adam Smith."

Student Defenders Aid In Many Criminal Cases

The Voluntary Defenders announced the addition of Harold J. Pilskaln, 2L of Hudson, Ohio, to their second-year group. He replaces Rudolph Kass, 2L from Cedarhurst, N. Y. The Defenders also released a breakdown of the cases handled during the period from Sept. 11 to Oct. 11, 1954.

Crime	Number of Cases
Assault and Battery	14
Larceny	10
Breaking and Entering	9
Robbery (armed and unarmed)	7
Larceny of auto	5
Narcotics	4
Neglect and Non-Support	4
Kidnapping	1
Using U. S. mails to send threatening letter	1
Escape	1
Driving to Endanger	1
Defective Delinquent	1
Sex Offenses	14
	72

Last year the Defenders took 475 cases during the eight-month season. This year they expect to handle many more as they continued work through the summer and have expanded their capacities.

COFFEE HOUR

This week the Coffee Hour will be on Thursday, Oct. 28 at 1:30 p. m. The speaker will be Prof. Arthur Smithies of the Harvard Department of Economics. The topic will be "Taxes, Budget and the Defense Program." (A critical analysis of the Eisenhower defense budget).

FORUM—(Continued)

people from teaching in our secondary schools.

Sharing the platform with President Pusey were Frederick Weed, Headmaster of Roxbury Latin School, Professor Robert Ulich of the Harvard Graduate School of Education, and Lee Dunn, Senior Counselor of Boston Latin School. Associate Dean David F. Cavers of the Law School served as moderator.

Professor Ulich's critique of American education met with enthusiastic applause from an appreciative audience. Ulich criticized Hutchins' plan to make sure that every student understood the great philosophers, scientists, artists, and historians. Ulich remarked that only 50 per cent of the population of the United States have an IQ of 100 or better. We can't expect the impossible from the educators, he said. "Blame the Lord, but not the educators!"

The crisis in education which we are facing today, in Professor Ulich's opinion, is the problem of finding a balance between the necessity of keeping our school system a common experience which creates for all Americans a sense of community and, on the other hand, the need for differential treatment of pupils of varying capacities in order that our country's intellectual potential might be developed to the fullest.

Weed

Mr. Weed concerned himself with the problems presented by having to keep Junior in school serving time until he gets a diploma. He suggested that we wring out some of the sentimentality with which we have imbued the idea of education for all, and that we raise the standards throughout the school system—in colleges as well as secondary

P. B. H.

The blood drive now underway in the Graduate Center is a project of the Law School Committee of the Phillips Brooks House, only one of several activities of that group.

About Nov. 10 the annual P.B.H. Law School Directory will appear. As usual, the book will list all registered students in the Law School, their local and home addresses, classes, local phone numbers, marital status, and extra-curricula activities, if any.

Members Needed

To carry out these, and many other programs, the Committee needs more members. Interested first- and second-year men and women should apply at the offices at 23 Everett Street or directly to Martin Bressler, chairman, 3L of New York City.

schools. Too many people are in college today, he asserted, because they hope that it will better their social standing and their ability to earn money.

Mr. Dunn commented on the capable student who is denied a college education because funds are not available to him. The loss of this intellectual power he saw as a dangerous condition to the health of the country.

Welch

The second Forum of the fall series was held last evening in Sanders Theater and presented Joseph N. Welch speaking on "Reflections on Army v. McCarthy." Following Mr. Welch's talk, Professors W. Barton Leach, Richard Field, and Arthur E. Sutherland joined Mr. Welch in a discussion of some of the problems raised by his talks. Details of the program will be reported in next week's RECORD.

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