

## Editorial Comments

G. J. Boileau

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### Repository Citation

G. J. Boileau, *Editorial Comments*, 7 Marq. L. Rev. 3 (1922).

Available at: <http://scholarship.law.marquette.edu/mulr/vol7/iss1/1>

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# Marquette Law Review

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*Published Quarterly during the School Year by the Marquette Law Students*

Subscription Price, \$1.50 per year

50 cents per number

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## EDITORIAL COMMENTS

The power of the courts to declare legislative acts unconstitutional has recently been the subject of unfavorable comment from men who are prominent figures in our nation's politics. In this issue of the MARQUETTE LAW REVIEW there are two articles dealing with this subject, which justify the court's power to declare legislative acts unconstitutional, both from the viewpoint of the power being granted under the constitution, and from the viewpoint of sound policy. The first of these articles is contributed by Justice F. C. Eschweiler, of the Wisconsin Supreme Court, and is entitled, "The Veto Power of the Judiciary." The other article by Professor Albert K. Stebbins is entitled, "Courts of the United States Under the Constitution."

Dean Max Schoetz, Jr., of the Marquette Law School, discusses "The Industrial Commission of Wisconsin and its Administration of the Workmen's Compensation Act." In this treatise he discusses the legal status of the Industrial Commission, the purpose, the construction, and extra territorial effect of the Workmen's Compensation Act, the exclusiveness of the remedy, the procedure before the commission, the findings and effect of the commission's decisions, the appeal from the decision of the commission, and the review by the Wisconsin Supreme Court.

"Congested Dockets in the Federal Courts Menace to Justice," by Harry M. Daugherty, Attorney-General of the United States,

is a very interesting dissertation. Mr. Daugherty outlines the efforts of the Department of Justice to relieve the jammed conditions of the federal dockets, and declares that much of the congestion is due to the new "police" litigation. He also asserts that the United States' marshals are without sufficient authority.

"The Wisconsin Doctrine of Implied Trusts, Resulting Trusts and Constructive Trusts," is a very difficult and technical proposition of law, and is discussed in a scholarly manner by Professor John McDill Fox, of the Marquette Law Faculty.

G. J. BOILEAU, *Editor-in-chief.*