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THE LAW SCHOOL: 1951-52

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THE LAW SCHOOL: 1951-52

A year ago, in December of 1950, when the war in Korea was going badly and the country appeared to be on the brink of general mobilization, it seemed inevitable that the demands of military service would make severe inroads upon this year's student enrollment in the Law

School. Such inroads have been made, but although the recall of reservists and the call of Selective Service draftees have drawn into the armed forces many young men who would otherwise be studying law at Michigan, the effect has by no means been as severe as was anticipated. The current fall semester has opened with a reduction of only approximately 10% below the enrollment of a year ago. With 276 members of the first-year class (selected just as carefully as in previous years), 240 members of the second-year class, 301 members of the third-year class, and 35 graduate, and two unclassified students, the grand total of 854 students is still far above the maximum figures of pre-World War II years and is less than 100 below a year ago. Moreover, the total is substantially above the number for which the Law Quadrangle was designed. Classes are still too large for most effective teaching.

Although total mobilization has not taken place, the impending call to active duty hangs heavily over the heads of most of the students in the School. It creates an atmosphere of suspense and apprehension far from conducive to the best concentration upon the task of preparation for the bar. However, the faculty is very properly continuing to enforce the usual high standards in classroom and examinations, and accordingly future Michigan graduates will continue to be soundly trained for the bar, the vicissitudes created by the world situation notwithstanding.

Important faculty changes must be reported. We enter upon the current year without the effective teaching services of five valued members of the staff. Professor John B. Waite, for twenty-nine years a member of the faculty, in recent years teaching Criminal Law, Sales, and Patent Law, and Professor Edgar N. Durfee, for thirty years a specialist in Equity Jurisprudence, have terminated their teaching service by reason of reaching the age of retirement under the bylaws of the Board of Regents. They are now in their final year of so-called "terminal furlough." Professor Paul A. Leidy, who has taught Torts to first-year classes for upwards of a generation, and in recent years has served also as Placement Director for the School, is retiring at the end of the first semester of the current year. Professor Grover C. Grismore, who will long be remembered for his masterful teaching of Contracts, died on March 10, 1951, at the age of sixty-two. Associate Professor Albert F. Neumann, who has been a member of the teaching staff during the postwar years, has resigned to enter the practice of law. It will be difficult to replace the valuable teaching services of these men and we shall miss them.

To fill the vacancies in part, one new member has been added to the teaching staff. William Burnette Harvey has been appointed Assistant Professor of Law beginning with the fall semester. Mr. Harvey was born in Greenville, South Carolina, on September 4, 1922. In 1943 he earned his Bachelor of Arts degree, *summa cum laude*, from Wake Forest College, where he was elected to membership in Phi Beta Kappa. After graduation Mr. Harvey was commissioned in the United States Navy where he served with distinction as communications officer on a troopship and executive officer on a destroyer. Toward the close of the war he was assigned to serve as Assistant Professor of Naval Science and Tactics at the United States Naval Reserve Officers Training Corps Unit at Tufts College in Medford, Massachusetts. After release to inactive duty in 1946 Mr. Harvey entered the University of Michigan Law School and in February of 1949 he received his Juris Doctor degree. While in the Law School he served as a member of the Editorial Board of the *Michigan Law Review* and was elected to the honorary law society, the Order of the Coif. Following graduation he entered the practice of law in Washington, D.C., associated with the firm of Hogan and Hartson. He has long been interested in the teaching of law and now he has embarked upon his teaching career as a member of the Michigan faculty.

Another new appointee of the year is Assistant Professor William James Pierce, who will be on the research staff and will serve as Assistant Director of the newly established Legislative Research Center of the Law School, the objectives of which were described in the 1949-50 report on Law School affairs printed in the December 1949 issue of the *Law Review*. Mr. Pierce, who was born in Flint, Michigan, earned his Bachelor of Arts degree at the University in 1947 and his Juris Doctor degree from the Law School in 1949. During the war years he served with the United States Army Corps of Engineers and was awarded the Bronze Star for meritorious service.

In previous annual reports I have described the program of Institutes offered by the School, designed not only for students, faculty, and other members of the University community, but also, and indeed especially, for members of the bench and bar who are always cordially invited to attend. In February of 1951 we offered the Second Annual Institute on Advocacy, this time dealing with the general subject of preparation and proof of a case. Subjects covered included joinder of persons and claims, problems in the choice of courts, preparation and proof of workmen's compensation cases, and preparation and proof of the damage issue in personal injury suits and breach of contract actions.

Outside speakers included James L. Hill, Chairman of the Michigan Workmen's Compensation Commission; Buell Doelle and E. C. Starkey, of the Detroit Bar; Maxwell F. Badgley, of the Jackson, Michigan Bar; Charles R. Sprowl, of the Chicago Bar; and Ralph M. Besse, of the Cleveland Bar. Approximately five hundred guests—members of the bench and bar—attended.

Then, in the latter part of June 1951, the School offered its Fourth Annual Summer Institute, this time devoted to the Taxation of Business Enterprise. It was a four-day program extending from June 25 through June 28. A distinguished list of speakers included Walter F. Dodd and William M. Emery, of Chicago; G. Howard Spaeth, Commissioner of Taxation of Minnesota; Professor Harold M. Groves, of the University of Wisconsin; Doctor A. K. Eaton, Assistant Deputy Minister of Finance of Canada; Charles D. Post, of the Massachusetts Bar; Eldon P. King, Special Deputy Commissioner of the Bureau of Internal Revenue; George F. James, Treasurer of the Standard-Vacuum Oil Company; Richard E. Slitor, of the Tax Advisory Staff of the United States Treasury Department; Beardsley Ruml, formerly chairman of the Board of R. H. Macey Company; Albert W. Adcock, General Counsel for the National Tax Equality Association; Wilfrid E. Rumble, of the Minnesota Bar; Willard H. Pedrick, of Northwestern University Law School; Stanley S. Surrey, of Harvard University Law School; George Bouchard, of the Los Angeles Bar; Clifford H. Domke, of the Jackson, Michigan Bar; Thomas N. Tarleau, of the New York Bar; Everett M. Hawley, Jr., of Detroit, Tax Accountant; Harley L. Lutz, Tax Consultant to the National Association of Manufacturers; Randolph E. Paul, of the New York and District of Columbia Bars; Merle H. Miller, of the Indiana Bar; Morrison Shafroth, of the Denver Bar; Thomas V. Koykka, of the Cleveland Bar; Richard L. Shook, of the District of Columbia Bar; and Reece A. Gardner, of the Missouri Bar. The two hundred guests who registered for the Institute were afforded a wide variety of topics calculated to be of interest to all concerned with the taxation of business enterprise. So long as such Institutes elicit the interest and participation of members of the profession, the Law School plans to continue to offer them as a service to the profession.

One of the significant features of legal education at Michigan has been the fact that in nearly all of the courses in the curriculum the students receive instruction from casebooks prepared by the Michigan faculty. Each casebook is planned in collaboration with other members of the faculty, with the result that the total program is thoroughly integrated, with a minimum of overlapping, and with elimination of

undesirable gaps in the fundamental subjects of the law. These classroom tools constitute a notable achievement in legal education. Moreover, these volumes are continuously revised to keep abreast of current developments in the law, especially as they are met in active practice. To meet postwar changes, the following is a list of the new Michigan casebooks and revisions of earlier editions which have been prepared in the past six years by the members of the Michigan faculty:

- Aigler, Ralph W., *Cases and Materials on Bills and Notes* (revised)
 Aigler, Ralph W., *Cases on Banking*
 Aigler, Ralph W., Tefft, Sheldon (University of Chicago Law School), and Smith, A. F., *Cases and Materials on Property*, Second Edition, Two Volumes
 Bishop, William W., Jr., *International Law Cases and Materials*
 Blume, W. W., and Joiner, C. W., *Civil Procedure, Cases and Statutes on Jurisdiction and Judgments*
 Blume, W. W., and Reed, John W., *Civil Procedure, Cases and Materials on Pleading and Joinder*
 Cooper, Frank E., *Materials on Drafting Legal Documents* (mimeographed)
 Dawson, John P., *Materials on Comparative Law* (mimeographed)
 Dawson, John P., *Materials on Legal History* (mimeographed)
 Durfee, Edgar N., *Cases on Securities* (revised)
 Durfee, Edgar N., and Dawson, John P., *Cases on Equity* (lithoprinted)
 Durfee, Edgar N., and Smith, Russell A., *Cases on Creditors' Rights* (revised)
 Durfee, Edgar N., and Dawson, John P., *Cases on Remedies* (revised) (lithoprinted)
 Grismore, Grover C., *Cases on the Law of Contracts* (revised)
 James, Laylin K., *Cases on Business Associations* (revised)
 Joiner, Charles W., *Civil Procedure—Trials and Appeals* (lithoprinted)
 Kauper, Paul G., *Cases and Materials on the Law of Taxation* (lithoprinted)
 Kauper, Paul G., and Wright, L. Hart, *Cases and Materials on Estate and Gift Taxation* (lithoprinted)
 Leidy, Paul A., and Plant, Marcus L., *Cases on Torts* (revised)
 Neumann, Albert F., *Cases and Materials on the Law of Corporate Expansion, Termination, and Reorganization* (lithoprinted)
 Shartel, Burke, *Our Legal System and How It Operates*
 Shartel, Burke, *Readings in Jurisprudence* (revised) (mimeographed)
 Simes, Lewis M., *Cases and Materials on the Law of Future Interests* (revised)
 Simes, Lewis M., *Materials for the Study of Drafting and Estate Planning*
 Smith, Russell A., *Cases and Materials on Labor Law*
 Stason, E. B., *Cases and Materials on Administrative Law* (revised)
 Stason, E. B., *Cases and Materials on the Law of Municipal Corporations* (revised)
 Waite, John B., *Cases on Criminal Law and Its Enforcement* (revised)
 Waite, John B., *Cases and Materials on Patent Law* (mimeographed)

Perfection is unattainable, but at least this extensive list of new and revised classroom tools reveals the earnestness and industry of the fac-

ulty in its effort to develop an up-to-date and well-integrated post-war program of legal education at Michigan.

E. Blythe Stason, Dean