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UCLA LAW STUDENTS' ASSOCIATION

November, 1958

Tenth ALSA Meet Marks Firsts

Municipal Torts; Ship Insurance In January Review

by Josiah L. Neeper

The first issue of the current year's UCLA Law Review will hit the streets, January 1. Featured in Volume 6, Number 1, is an article by Judge Leon T. David of the Appellate Department of the Los Angeles Superior Court. Also appearing in this issue will be an article by marine insurance expert Horst Griese and several student comments.

Judge David's subject is municipal tort liability, a field in which he is a recognized authority. In this article Judge David dissects the ancient principle of sovereign immunity, shows it to be inadequate for the needs of our present society, and presents and analyzes alternative solutions to the basic problem.

Far more than a compilation of the existing law in the area, the work offers a fund of thought that is both original and challenging. The law in this field is due for change. This work should contribute to the molding of the future legal tools.

Horst Griese in his scholarly (Continued on Page 3, Col. 1)

All Second Year Roscoe Pound Competitors To Argue Same Case Before 'Supreme Court'

Six teams are participating in the Second Year Roscoe Pound Competition this year. The two teams which remain undefeated will meet during their third year in the finals of the competition.

Federal District Court judges have been invited to judge the contests in which all contestants will argue the same case, *United States of America v. Akkro Corp.* This is a mythical appeal from the United States District Court in the District of Rhode Island to the Supreme Court of the United States.

The United States is appealing from an order dismissing an indictment charging a violation of Section 610 of Title 18 of the

Directory Adds Spouses

The 1958-59 UCLA Law School Directory will be distributed to all students before the Thanksgiving vacation reports Directory Editor Robert H. Stopher, Jr.

This year, in addition to the name, address and telephone number of each student, the directory will list the name of the spouse of each married student who volunteered that information at the time the directory was compiled.

Turner And Brickner Cop Class Prexies; Women's Bid For Representation Fails

Election of first and second year class officers and voting on two proposed amendments to the Law Student Association Constitution took place in October.

Rubin Turner was victorious on the second ballot over a field of ten aspirants for the position of first year class president. Others elected to office: George Wagner, vice-president; Ruth Lieberman, secretary; and Lee Coleman, treasurer.

Technical difficulties complicated the selection of the second year class officials. In the presidential race, Bill Keller tried to have his original petition, filed in jest, reinstated, but after much discussion the council refused permission.

United States Code. The District Court found the aforementioned section "unconstitutional in that it violates the First, Fifth and Sixth Amendments to the United States Constitution."

"All students are encouraged to attend the oral arguments which will be held January 5-16," says Sidney J. Sheinberg, associate-in-law, who is in charge of this year's program.

Mr. Sheinberg is currently teaching a class in Legal Research and Writing and next semester will teach a course in Legal Ethics. He is a graduate of Columbia undergraduate and law schools.

Les Light Elected Executive Veep; National Placement Service Planned

Leslie W. Light, third year UCLA Law School student and former American Law Student Association representative, was elected executive vice-president of ALSA for 1958-59 at the tenth annual meeting of the student bar association which was held in Los Angeles last summer.

This conference marked two firsts: the first time these conferences, held in conjunction with the American Bar Association conventions, met in Los Angeles; and the first time a school as young as UCLA has

been allowed to act as host school. It was also the largest ALSA meeting ever held west of the Mississippi River.

Stanton P. Belland, host school chairman, and a committee of 20 handled all arrangements for the meetings.

One of the highlights of the convention was a reception held beside Chancellor Raymond B. Allen's pool after a moot court demonstration by Richard Stein and Daniel Condon, both graduates of the class of 1958.

At the conference, plans to initiate a national placement service for law students were made. Central headquarters, to be located in Chicago, will receive requests from local bar association members for newly graduated attorneys and applications for employment from interested law students.

Prospective employers, both individual and corporate, and employees will submit detailed information concerning salary, type of

(Continued on Page 2, Col. 3)

In the election Sandy Brickner was selected president. Other officers are: Sanford Gilbert, vice-president; Hilaire Geraldine, secretary; and Larry Kapiloff, treasurer.

The voting on two proposed LSA amendments resulted in very close margins for both. The first issue which would have placed a representative of the various women's legal fraternities on the council failed by four votes to attain the necessary two-thirds majority.

Passed was the proposal to make the ALSA representative to the UCLA LSA council an elected official rather than an appointed one.

It was noted that only 55 percent of the first year class and 50 percent of the second year class exercised the right to vote. The failure of the first amendment to pass has been ascribed to the small vote in all three classes.

Annual Libel Show Satires To Be Presented Dec. 19

The annual libel show, satirizing actions and mannerisms of selected professors of the law school, will be presented at noon, December 19, in Room 120.

In charge of all preparations is *Docket* Exchange Editor Hilaire Geraldine who guarantees that the show will live up to its name.

First LSA Dance Set For Riviera

On Friday, November 29, the first LSA dance of the year will be held at the Riviera Country Club with Dick Allen's combo providing the musical backdrop from 9 p.m. to 1 a.m.

Bids costing \$3.50 may be purchased from class representatives or at the door. All alumni are cordially invited to attend.

Arrangements for the dance are being handled by Thomas Nast of the second year class.

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Alumni Editor.....Douglas Mac Rae
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The opinions expressed in The *Docket* are those of the writer and do not necessarily represent the views of The *Docket*, the University, the Law School, or the Law Students' Association.

MUST LAW BE...

A Rich Man's Profession

by Christen B. Henrichsen

The legal profession has often been criticized for catering only to the moneyed classes because, it is said, only they can afford the luxury of counsel to represent them. Lawyers themselves have attempted to quell this public reaction by freely participating in the Legal Aid, Public Defender and Federal Defender programs.

While those who seek or need legal counsel can now more easily obtain it, even though they may not be able to pay for it, where can the present or potential law student turn for legal education if he cannot afford to pay for it?

It is an admitted fact that outside work is openly discouraged while a student is in law school because it is felt that he should give his undivided attention to his law studies. While this is a desirable ideal it is not always possible for today's student to live up to it.

Law school classes are not only composed of single students who are being aided by their families or have only themselves to support, but also of married students with wives and families to support.

In November 1957 the Executive Committee of the Association of American Law Schools proposed that no school operating wholly or partially as a part-time school should be or remain eligible for membership in the Association after January 1, 1958. Shortly after the announcement of this proposal the University of Miami School of Law at Coral Gables, Florida, announced that it was discontinuing its evening division after June 1962, because the Board of Trustees felt the move was an essential one for the betterment of the entire law school.

The current trend in legal education is away from the evening school. As this trend continues it may soon become impossible for many deserving and desirous students to pursue the study of law solely because they cannot afford it. Should this happen the legal profession may once again find itself accused of catering only to the moneyed classes, but this time for an entirely different reason.

Where is the solution to be found? It must of necessity arise from the legal profession itself. If the profession feels that the better-

ment of legal education requires the abolition of part-time study then the profession should create new methods to assist those students who do require aid.

Limited cash scholarships and university sponsored loans are available at many schools, but these fall far short in number and amount if a student is to dedicate his time primarily to law studies and at the same time maintain himself or much less a family.

What is needed is a legal, legal aid. One manner of bringing this about would be for local bar associations to aid students from their own areas, or for law school alumni to assist students currently enrolled at their alma mater.

Here of course the burden would fall first upon the more established attorneys in the community with the younger attorneys becoming participants at a time when they are able.

The assistance could be in the form of student loan funds, with the loans to be repaid sometime subsequent to graduation with whatever interest is found to be advisable. The usual loan sources open to the general public are not available to most students because they either lack collateral or do not hold any steady job.

A workable loan program is one way to correlate the stated ideals of the legal profession with the needs of the legal scholar.

Letters To The Editor

The *Docket* will print any letters addressed to the editor which are of interest or are pertinent to the entire student body. All letters must be signed, however, the name will be withheld if the writer so desires.

Jobs Waiting For Early Applicants

"Seniors, start looking for positions now," is the advice of Assistant Dean Arvo Van Alstyne who reports that many Los Angeles attorneys note UCLA law students habitually wait until late spring. By that time the field has already been scouted by students from other law schools.

"Many law firms do not require that you have passed the bar exam when you apply for employment," says Professor Van Alstyne. He adds, "Statistically, over 80 per cent of the UCLA graduates taking the exam pass it."

Students should first of all prepare a biography to be presented to prospective employers. A suggested format for use in preparing a biography may be obtained from the placement office of the law school. This office has a list of available positions for which you may apply, or you may want to canvas the field on your own. "In either case, the time to start is now," repeats the assistant dean.

ALSA Conference

(Continued from Page 1, Col. 4) practice, location and other pertinent information which will be correlated at the Chicago clearing-house.

It was announced that a handbook citing opportunities for legal



Leslie W. Light

employment with corporations is expected to be in circulation approximately January 1, 1959. The staff of the *Docket* is proud to announce that the ALSA awarded the publication a first in the offset printing category and named it the outstanding all-round newspaper of all competing student bar papers of 1957-58.

Coral Gables, Florida, will be the site of the 1959 convention when the University of Miami Law School will host the ALSA members. The American Bar Association convention will convene at the same time, August 22-26, in Miami.

School Names Three New Profs

Professors Harold Marsh, Jr., Murray L. Schwartz and Addison Mueller have assumed permanent positions at the law school. Professor Marsh returned last spring after an absence of two years while Professors Schwartz and Mueller joined the faculty for the first time this fall.

Professor Marsh, who left the university to practice with the San Francisco firm of Brobeck, Phleger and Harrison, is currently teaching Creditor's Rights and Law and Accounting. Next semester he will teach Business Associations and Seminar in Corporate Problems.

Immediately upon receiving his LL.B. and membership into the Order of the Coif from the University of Texas in 1942, Professor Marsh entered the army and served for four years. Following his discharge, he took an LL.M. at Columbia University. He then taught law at the University of Washington for two years and at the University of Illinois for one year.

Professor Marsh subsequently received from Columbia a Jur.Sc. D., the highest degree offered in law. His dissertation, *Marital Property in Conflict of Laws*, has been published in book form.

From 1950 through 1954 Professor Marsh was associated with the New York firm of Root, Ballantine, Harlan, Bushby and Palmer. Chemist Turned Lawyer

The field of chemistry lost to (Continued on Page 4, Col. 3)

What Others Say

From the October 1958 issue of the Cleveland-Marshall Law School The *GAVEL*:

There was a Chinese named Mor Tee Yum

Who found he had no retortium.

When his tong victim's wife Saw the result of his knife And sadly screamed "loss of consortium."

* * *

There was a Scotch Kiltie, Rough Mort, Who considered himself a great sport.

In a moment of fun, He pulled out a gun And they found that the Kiltie was guilty of tort.

* * *

A newscaster named Devanter Hersey,

Showed not in his loud banter, mercy.

And losing his head, Dropped the word "red." And so was clobbered with slander per se.

January Law Review

(Continued from Page 1, Col. 1)

study of marine insurance and the conflict of laws problem raises the problem of the law to be applied in a suit on a marine insurance contract when the insurer is a citizen of one country and the ship owner is a citizen of another. The answer may be crucial, as the decision as to the merits of the case rests thereon. The author treats the problem in the context of the law of the United States, Great Britain, and Germany.

Griese, a German attorney, received his law degree in Germany and a graduate degree at Boalt Hall.

Student work includes a comment which engages in a comprehensive analysis of the tax implications of corporate stock redemption plans where the plans involve funding through the use of life insurance.

A second comment investigates the present California law with respect to an insurer's obligation to defend and settle under a liability policy.

The final comment looks at the tax advantages and disadvantages to be derived from the use of multiple corporations and analyzes the nature of the Commissioner's attack on such device.

The price of each individual issue is \$1.50. Volume 6 may be purchased for \$5. A special rate of \$4 for the volume is available to UCLA students. Copies may be obtained by visiting the office of the secretary of the UCLA Law Review or by utilizing the subscription blank appearing in this paper.

Professor Van Alstyne was heard to remark to his class on Constitutional Law, " 'Miracle' motion pictures — if they make a good picture it's a miracle."

ALSA Offers Life Insurance To Students Who Desire Protection At Moderate Cost

As a member of the American Law Student Association, each student in law school now has the opportunity of sharing in the benefits to be gained by subscribing to the ALSA Life Insurance Plan.

This convertible term insurance plan is sponsored by the ALSA and is designed especially for law students and their slim budgets. Two major advantages to be gained by participating in the ALSA life plan are:

First, the total cost per year for \$5,000 of insurance is a low \$25; for \$10,000 the cost per year is only \$50. Secondly, the plan meets the immediate needs of the young law student because it enables him to

Juniors Announce Dance Theme

Sanford Brickner, president of the second year class, announces that the class will sponsor a "Beat Ball", December 19.

"No details are available at present," says Brickner, "but watch for posters like 'Make the Scene'." He assures us that this will be a most unusual affair.

Legal Aid Adds Defender To Name

The word "Defender" has been added to the name of the National Legal Aid Association by an unanimous vote of the Assembly of Delegates at the Annual Convention held in Pasadena in October to amend the charter. The name National Legal Aid and Defender Association became official October 15 by the filing of the necessary papers in the District of Columbia.

There are now in the United States 200 Legal Aid officers handling civil matters and 87 Public and Voluntary Defenders. The National Legal Aid and Defender Association and the American Bar Association's Committee on Legal Aid Work are engaged in a promotional program that offers printed material and field visits by staff members to local bar associations interested in improving their legal services to the poor.

Nonfictional Courtroom Happenings Are Basis For Exciting Mysteries

"Mystery is to be found not only in fiction, but also in the courts of law," according to Mrs. Dorothy L. Heizer, acquisitions librarian. In order to acquaint students with some of the interesting books to be found in our library, Mrs. Heizer has reviewed some books to be found there.

Casebook of the Curious and True by Francis X. Busch contains eight accounts of true hap-

penings within the scope of the law where strange coincidence and fantastic events almost are "stranger than fiction," including old Capt'n Streeter's battle with Chicago for possession of the Gold Coast.

My Strangest Case, edited by Kurt Singer is the first American edition of brief sketches by police chiefs in several countries including Hawaii, France and Russia, of unusual, sometimes humorous sometimes unsolved cases.

The Mystery of Elizabeth Canning by Barrett Rich Wellington contains Old Bailey trial testimony and other records of 1753 on one of the perennially interesting unsolved mysteries, the "strangest enigma that ever faced a court of law."

'65 Rule' And Faculty Additions Are Among Problems Facing New Deans

Two new administrators have been named to head the UCLA Law School until a permanent dean is selected. Professor Richard C. Maxwell has been named acting dean and Professor Arvo Van Alstyne has been made the new assistant dean.

Since 1956, while a nationwide search has been carried on for a man to fill the post of dean, the school has been without permanent administration in attendance.

Dean Maxwell replaces Acting Dean Albert J. Harno who left the law school last June to assume a teaching position at Hastings School of Law in San Francisco. Assistant Dean Van Alstyne is assuming the position held by Professor Edgar A. Jones, Jr.

Maxwell Views Responsibilities

The dean is the chief administrative officer who is concerned with all aspects of the law school. Budgeting and relationships with the students, faculty, community, university administration and the state bar are all responsibilities of the dean's office.

The objective at the present time states Dean Maxwell is to secure more professors to accommodate the present and future needs of the school. He hopes that by next

year it will be possible to section all the first year classes and that third year students will be afforded the opportunity to participate in more seminar type classes.

Maxwell Advises

While Dean Maxwell believes that there is now a fairly good balance between curricular and extra-curricular activities, he recommends that students make every effort to get a sound legal education above all else. He also frowns upon the student who spends all his time running about town trying to expand his personal contacts to the detriment of his legal education.

Van Alstyne's Functions

In his new role, Assistant Dean Van Alstyne assumes the functions of chairman of the Admissions and Standards Committee, chairman of the Student-Faculty Relations Committee and the administrator primarily concerned with the problems and activities of the students of the law school.

As chairman of the Admissions and Standards Committee, he handles applications for admission, changes in standards and petitions from students. One particular project of this committee is to evaluate the "65 rule" which stipulates that to remain at school a student must maintain a cumulative average of at least 65 and must not have two successive "grading periods" (i.e., semester or summer session) of below 65.

Although the assistant dean believes that UCLA has already established a fine reputation, he feels UCLA can become one of the nation's leading law schools during its next years. The need for additional faculty of the highest caliber is the greatest problem facing the law school in the opinion of the new assistant dean.

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Moreno Sparks Greenbay Packers As They Overcome Early Defeat

by Thomas Nast

Led by Larry Moreno in the backfield and Rod Moss and Al Watts in the line, the Greenbay Packers have overcome an early season loss and injuries to numerous key players to fight their way into the play-offs which will determine the All-U Flag Football Champion.

After dropping the first game to the Black Lions 7 to 0, in which Stan Black and Dick Wolfson were both seriously injured, the Packers came back in the games that followed with a tie and four straight wins.

Instrumental in the victories was the fine play of Hank Steinman and Rick Eller at ends, the hard blocking of Leon Farley on offense, and the outstanding defensive work of Ron Marsh, Bill Stewart and Savery Nash. Marsh deserves special credit for picking off enemy passes at key moments. Herb Stoltenberg, filling in for the injured Black, has also done a fine job in the forward wall.

Unquestionably, the offensive spark-plug has been tail-back Moreno. In the final game of the season, Larry had a hand in all the scoring in the 18-0 defeat of the

NROTC. Following a beautiful 50 yard return of a Navy punt by Savery Nash, Moreno hit Steinman for 15 yards, and then rambled through the entire Navy team for a score on the next play.

Later, following an interception by Marsh, Moreno skirted his own left end for 20 yards and a touch-down. Larry completed the scoring for the afternoon by tossing to Dick Wolfson who faked his way past the remaining defenders and scored the 6-pointer.

Sub Suo Periculo

Engagements

- '59—Stanley A. Black to Marjorie Gordon.
- '59—Richard A. Margolin to Rita Gelfand.
- '60—Albert B. Glickman to Judy Ellis.

Marriages

- '59—Herman Sillas, Jr. to Cora Franco, 7/12/58.
- '60—Roger J. Broderick to Devora Wenat, 8/20/58.
- '60—Hugh D. DeCastro to Isabel Shapiro, 7/25/58.
- '60—Stanley R. Fimberg to Michelle Forstman, 8/58.
- '60—Mark L. Lamken to Norma Hillinger, 8/24/58.
- '60—Morton Lattman to Pat Alexander, 8/31/58.
- '60—Robert L. Oppenheim to Loey Zelickman, 6/29/58.

Births

- To Professor and Mrs. Arvo Van Alstyne, a son, Philip Charles, 10/16/58.
- '59—To Mr. and Mrs. Christen B. Henrichsen, a daughter, Susan Leslie, 10/4/58.
- '59—To Mr. and Mrs. Josiah L. Neeper, a daughter, Elizabeth, 8/27/58.
- '60—To Mr. and Mrs. Richard J. Eller, a daughter, Daryn Page, 9/13/58.

Class-ic Quips

Speaking about trusts to his Estate and Gift Tax class, Professor Rice stated, "Suppose that a farmer establishes a trust for his daughter with the condition that if she marries a traveling salesman everything is off."

Lecturing to the class on California Security Transactions, Dean Maxwell remarked that, "The term naked title is perhaps a pleasant image."

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Three New Profs

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that of law in the case of Professor Schwartz. He received a B.S. degree in chemistry from Pein State University and taught chemistry at Drexel Institute of Technology while attending the University of Pennsylvania Law School.

Professor Schwartz served as managing editor of the Law Review before graduating from the University of Pennsylvania in 1949. For the next two years he clerked for Chief Justice Fred M. Vinson of the U.S. Supreme Court.

After practicing law in Washington, D.C., for a short time, Professor Schwartz was named Special Assistant to the Attorney General of the U.S. He left Washington to become First Deputy City Solicitor of the City of Philadelphia, Pennsylvania, a position which he later resigned in favor of a private practice in Philadelphia and a teaching position at Rutgers University School of Law at which he taught just prior to coming to California.

Late Entrant

Professor Mueller embarked upon a career in law relatively late in life. He graduated from the University of Wisconsin in 1931 and started Yale Law School eleven years later. Graduating in 1943, he not only won honors, but also was offered the opportunity to

Mid-Term Graduates Maintain High Record

Comparison of the results of the last spring bar exam with those of former years shows that UCLA's mid-term graduates have upheld the school's outstanding record.

Fourteen graduates took the exam and fourteen passed it. This figure represents the largest number of UCLA Law School graduates taking the March exam for the first time.

With the exception of the spring of 1954, each year since the school's first mid-term class in 1953 all its graduates taking the March bar have passed it.

teach the course in Contracts at Yale formerly taught by Arthur L. Corbin.

Becoming a full professor in 1951, he remained on the Yale faculty until 1956 when he resigned to return to Milwaukee to give his full attention to business there. Because of his fondness for training future lawyers, UCLA was able to persuade him to return to teaching.

The administration has expressed confidence that the addition of these three professors to the faculty marks the beginning of a building process in which more teachers will be appointed to the law school by the university.

Fraternity And Sorority Notes

Phi Delta Phi

By Dale V. Cunningham

Led by President Pat Crowell, Phi Delta Phi got off to a rolling start this semester with a conclave at El Porto—George Hall's fabulous winter home on the South Bay. After driving home the tap in the first keg of the year, the chapter got down to the serious business of goal setting for the coming academic period. We considered this on the volley-ball court, then in the surf and finally at the barbecue. It was at last decided to carry on in the fine tradition of Pound Inn which was a great relief to all, especially the seniors who are too old to change now.

As a close to the gala evening, the members gathered for La Fiesta Brava. Manolo Cardenas met the great grey bull from the Lambretta Ranch, El Daly. After a series of Gaoneras, Manolo dispatched the proud animal with one swift thrust through the fly-wheel. El Daly is still looking for the guy who set the picks.

"Once more into the breach dear friends, once more," cried Rush Chairman Steve Taylor; and into it we rushed, and rushed, and rushed. The season was culminated at Professor York's hilltop home where at the close of the evening, after reviving from the long climb

up the hill, we all swore to start reviewing and Steve swore to start preparing. But it was all worth the effort for we gained a fine pledge class.

Nu Beta Epsilon

by James Taylor

Dave Cadwell's home was the scene of a cocktail party and barbecue, November 11. Following the affair, several of the group went to Disneyland where they behaved in a lawyer-like fashion.

The fraternity's initiation is to take place during the first or second week in December. There will be a formal ceremony in the court room followed by a cocktail party at the home of one of the members.

At the present time there is a practice exam scheduled for almost every week for the remainder of the semester. All the fraternity's pledges and the first year women students are urged to attend these sessions.

Iota Tau Tau

by Hilaire Geraldine

The annual Founders' Day breakfast was held at the Biltmore Hotel, November 9.

Officers of the chapter for this year are: Nina Reid, dean; Hilaire Ann Geraldine, assistant dean; and Bette Lou Schick, secretary-treasurer.