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THE SCHOOL OF LAW, UCLA

February, 1958

UCLA Plays Host To National Meet Of Law Students

UCLA's School of Law has been chosen to act as host at the annual American Law Students Assn. convention in Los Angeles from August 22 to 27.

Richard Stein, president of UCLA's law student body, has appointed Stan Belland of the second year class as chairman of the Host School Committee, while the ALSA selected him to chair the ALSA Annual Meeting Committee.

"We are very proud to have the opportunity to host this national convention because it will mean that students from law schools over the United States will be our guests here at Los Angeles and UCLA," according to Stein.

He also pointed out that many UCLA students will be able to participate in the activities.

The convention normally takes up discussions of various phases of student government—placement, speaker programs, newspapers, faculty-student relations, honor systems, curriculum, etc.

Stein noted too that while most activities will be held downtown he expected campus tours to be arranged and that "we would help to sponsor some form of social event."

Three Fraternities Join With LSA To Sponsor Dance For Law School

The three law school fraternities join with the Law Students Assn. to present a dance from 9:30 p.m. to 1 a.m. on Saturday, March 1, at the Miromar Hotel in Santa Monica.

The recently refurbished Miromar will make available two dance floors as well as (weather permitting) poolside dancing, according to Gerald S. Barton, chairman of the dance committee.

He reports that music for the LSA-Tri-Fraternity dance has been contracted with a local popular six-piece band.

Bids cost \$3.50 per couple and may be obtained from class presidents or through the fraternities. Barton reports that although the tab does not include refreshments appropriate liquids will be made available.

A Texas Influence

TWO PROFESSORS JOIN FACULTY AS SCHOOL BEGINS SPRING TERM

As UCLA law students buckle down for the spring term they do so under the guidance of a faculty that includes two new members—W. Page Keeton, dean of the University of Texas Law School, and Harold Marsh, a San Francisco corporations attorney who formerly taught here.

Dean Keeton is here for this term only to teach a torts course,



TEXAS' KEETON
Anyone for Torts?

while Prof. Marsh, a permanent addition to the faculty, is teaching business associations and creditors rights.

With Profs. Seavey and Thurston, Dean Keeton is the author of a Torts casebook, which he has recently been revising. He also edited a casebook on fraud and mistake.

The 49-year-old dean, who was Texas' law school student body president in 1931, married one of his students, Madge Ann Stewart, in 1934. Their two children—Richard and Carole—are both enrolled in the University of Texas presently.

Like Dean Keeton, Prof. Marsh is a Texas graduate. He has done a great deal of corporate work in private practice, some recently in San Francisco and prior to that in New York.

His teaching experience includes two years at the University of Washington from 1947 to 1949. He also taught at the University of Illinois for a year with a semester at UCLA. Prof. Marsh is the author of a book on "Marital Property and Conflicts of Laws."

Grading, Transfers Honor Under Study

Some of the areas of law school function that the faculty has been studying were indicated by Assistant Dean Edgar A. Jones Jr., associate professor of law.

The areas:

—A study of the grading system is being made.

—The faculty "is aware" of the current discussions on instituting an honor system. While no action has yet been taken the matter has been referred for recommendation to the Faculty-Student Relations Committee prior to the next examination period.

—The regulations governing standards for students transferring from other schools are being examined with a view to deciding whether or not they need to be raised.

Shaping Tomorrow's Law

Prof. James H. Chadborn has aided the California Law Revision Commission by doing an extensive study of the law of evidence.

The study is comparing the present California law of evidence to the laws embodied in the Uniform Rules of Evidence sponsored by the National Conference of Commissioners on Uniform State Laws.

The work is being done in Prof. Chadborn's role as research consultant to the California Law Revision Commission, a body operating as an advisory committee to the Legislature. His task in aiding the Commission is to prepare a memorandum on each of the 72 Uniform Rules. The memoranda are used for discussion at the monthly meetings of the Commission.



Chadborn

Based on decisions resulting from recommendations contained in the memoranda and from monthly discussions, the Commission presents suggestions to the Legislature at each session in the form of written reports.

These suggestions are aimed at remedying defects and anachronisms in California law; the particular areas in which suggestions are to be made are set out by the Legislature.

Prof. Chadborn's first work for the Legislature was the preparation of a study of the California "Dead Man Statute," Sec. 1880 (3) of the Code of Civil Procedure, submitted to the Legislature at its last session by the Commission. The study and recommendations were published in 4 UCLA L. Rev. 175.

The results of the present study of the law of evidence cannot be revealed by Prof. Chadborn since until the Commission makes its re-

port to the Legislature its recommendations may not be divulged.

However the probable areas of recommended change in the California law of evidence can be ascertained by comparing the Uniform Rules with present California statutes.

In 2 UCLA L. Rev. 1, in an article entitled "The Uniform Rules and the California Law of Evidence," Prof. Chadborn makes this very comparison.

The article points out that adoption of the Uniform Rules would lead to a number of changes in California law:

—The rule that you cannot impeach your own witness would be abolished.

—Jurors would be allowed to

testify to matters impeaching the verdict.

—The "Dead Man Statute" would be abolished.

—Dying declarations would be admissible in both civil and criminal cases alike.

—Evidence of a final judgment of conviction for a felony would be admissible in civil cases to prove any fact necessary to sustain the judgment.

These few of the many possible changes in California law resulting from the adoption of the Uniform Rules point up the fact that the recommendations made by Prof. Chadborn to the Commission may have a profound future effect on the status of California evidence law.

New Law Review Includes Articles About Zoning, Jurisdiction, Art Rights

Zoning, personal jurisdiction and the reproduction rights to paintings are the basis for the three lead articles in the second (March) issue of this year's law review.

The article on zoning—"Zoning, Variances, Exceptions and Conditional Use Permits in California"—is written by Edward H. Gaylord of the LA County Counsel's office.

According to Editor Bernard A. Greenberg, this comprehensive survey of an important area of California practice is one with which most lawyers have little contact. "The benefit of Gaylord's experience in this area is provided through this article."

"Personal Jurisdiction — Some Current Problems and Modern Trends" is the subject of James J. Dambach, formerly an associate editor of the review.

He considers, notes Greenberg, "the constantly recurring problem" of what is necessary to grant personal jurisdiction under *Pennoyer v. Neff*.

When an artist sells a painting does he also part with the right of reproduction? That's what the courts now hold. But Saul Cohen, a local practicing attorney, argues in "An Artist Sells a Painting; The Courts Go Astray" that the right of reproduction is a separate property

right that deserves judicial protection. Unless the right is sold with the painting it should be reserved to the artist, asserts Cohen.

The Review's student section includes student works on insurance, thin incorporations, valuation problems and an analysis of interest as damages in California.

In addition the publication is venturing for the first time into the field of student book reviews. Formerly the review carried articles by faculty or guests in this field.

Dean Harno Aids ABA In Criminal Law Study

Dean Albert J. Harno is participating in a study by the American Bar Assn. of criminal justice in the United States.

Financed by the Ford Foundation the study sends field teams out to find out how justice is in fact administered by the police, by the prosecuting attorney, how the defense of persons accused of crime is handled, how the courts approach problems and how probation works. Such studies in three states are already completed.

As vice-chairman of the ABA committee Dean Harno works at the policy-making level. His duties called him away to Chicago recently.

THE UCLA DOCKET

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BEHIND THE LECTERN

Visiting Prof Tells Of Career (Including Military Adventures)

By MIKE JACOBS

When professors and law students sit around and swap war stories, Laurence P. Simpson, visiting professor of law, has this one to tell:

—He joined the Air Corps in 1917.

—He enlisted in the Navy.

—He was drafted into the Army.

—All at once.

It happened this way, explains the professor: He joined the Air Corps to get out of taking his undergraduate exams at the University of Illinois. When he didn't hear from the airmen he enlisted in the Navy to be on the safe side. Then the Army drafted him.

Things weren't quite straightened out until after the war, though the Air Corps apparently got possession, first allowing him to idle for three months without assignment while he spent his days in New York City, then shipping him to England for training as a pilot, then as a navigator.

After the war Prof. Simpson finished his legal education at Illinois, took graduate work at Yale and became professor of law at New York University in 1929, a post he has held for nearly three decades and to which he plans to return at year's end.

He also put in a stint in prac-

tice in Chicago as a trial lawyer with the Legal Aid Bureau for a year, then three years of private practice. The biggest part of his work was in divorce, he recalls, because the young general practitioner "takes what he can get at first."

During his teaching career he has specialized in commercial law. At UCLA this year he is teaching contracts, commercial transactions and security transactions (sales and suretyship). He authored half a dozen casebooks and hornbooks in these fields, not to mention tomes on "Law for Engineers and Architects," and "Law of Business."

When not imploring a class to "give me a rule, any rule . . ." he seeks recreation in hobbies like sailing. Even while a graduate student at Yale he and three cronies scraped up \$500 for a 30-year-old sloop without a motor.

The professor is an avid reader. His favorites are astronomy and quasi-legal readings of a humorous turn.

One sideline is the building business. He inadvertently got in when he found that the only way to get rid of some lots he owned in Connecticut was to build houses on them and sell them. But renting proved still more profitable. He stayed in until, as he puts it, "the land values got too high."

Plans Readied For Opening Rounds Of Annual Moot Court Competition

A new system of grading marks this semester's moot court work, the Pound Competition, according to Alister McAlister of the faculty.

The first year men will be divided into eight groups. The teams within each group will argue before a single court. The winner of the competition within the single court system will go on to the second year finals. It is thus hoped to equalize the grading.

Judges for the first year competition will be chosen from second and third year students. A committee headed by John Virtue of the third year is charged with choosing the judges.

Second and third year finals are also scheduled for later this semester. Further eliminations take place to select two teams to go on to the third year finals next term.

Now competing are four teams: Marty Pachter and John Schenk, Fred Crowell and John Gramont, Jim Bramble and Allan Wilk, and Sanford Bothman and Herman Sillas.

This year's winner in the third year will come from the two teams of Gerry Barton and Norm Epstein or Larry Wolff and Irwin Sandler. The third year argument is scheduled for Law Day, April 19.

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Summer Session Groundwork Laid

Our Summer Session offers the best curriculum and the finest faculty of any law school in the United States, says James D. Sumner Jr., chairman of the faculty committee which supervises the Summer Session program.

Explaining the wide appeal of summer work, Prof. Sumner notes that it attracts:

1. Accelerating students who want to graduate early.
2. Individuals who would like courses not ordinarily given in regular session, like Family law.
3. Persons who desire a lighter load during the senior year to devote more time to seminar work and Practice Court.
4. Those who want to take extra courses in the regular term.
5. Students who prefer courses with small enrollments.

An attempt is made, according to Sumner, to offer both courses not given in regular session and "required" courses, considering student demand—"We consult a cross-section of the student body."

He stresses the low cost of UCLA Summer Session—\$20 a unit with a maximum \$100 tuition. The session runs from June 23 to Aug. 15, including the final exams. Students will be limited to three courses, including legal aid.

Regular session UCLA instructors will teach the following: Con-



Sumner

munity Property (Verrall), Damages (Maxwell), Fed. Est. and Gift Tax. (Rice) and Wills (Sumner).

Four courses will be taught by visiting professors:

Moffatt Hancock (Conflict of Laws)—Has a reputation as an excellent and very stimulating teacher, according to Sumner. In addition to writing numerous law review articles he is the author of the book, "Torts and the Conflict of Laws." Now a professor at Stanford, from 1947 to 1951 he taught at USC.

Jerre Williams (Constitutional Law)—From the University of Texas, he is the author of numerous books and articles and a recognized authority in Labor Law and Constitutional Law. Profs. Williams and Maxwell of the faculty were his colleagues at Texas and, Sumner reports, regard him as an outstanding teacher in the field of Constitutional Law.

Wade Newhouse Jr. (Family Law)—Prof Newhouse is an assistant professor at Creighton University (Omaha, Neb.), on leave of absence as a Special Fellow at Columbia University. He intends to teach the course along the lines followed by Prof. Van Alstyne a year ago.

Edwin Franke (Legal Aid)—Chief Counsel Franke supervises a staff of lawyers who give legal advice to indigents.

The hour arrangements of courses is such, explains Sumner, that a student may carry a full load yet be done either the first or last three days of the week.

The schedule: Com. Prop. (ThF 8-10), Conflicts (MTW 8-10), Con Law

(MTW 8-10), Damages (MT 10-12), E&G Tax WThF 10-12), Fam. Law (WTh 1-3) Wills (MT 1-3) and Legal Aid (arrange with instructor).

Individuals who completed only one year of law school are advised not to take Conflicts. Apart from that any student may take any course.

SUMMER, FALL

Prof Explains Estate Course

Questions with respect to Federal Estate and Gift Taxation are given on the California Bar Examination and as a consequence most law students elect to take this subject. Students normally take this course after they have had the course in Federal Income Taxation.

In this course is discussed the treatment, for state and federal tax purposes, of property which is given away during the lifetime of the deceased.

Extensive consideration is also given to treatment of joint tenancies and community property, as well as life insurance. Likewise, deductions for purposes of state and federal gift taxes are also considered in detail.

The casebook materials in this area largely are descriptive of the law governing the tax consequences of such transfers. However, in the presentation of the course, planning aspects of estate and gift taxation receive primary emphasis.

Ralph S. Rice
Professor of Law

BRIEFS

Dean Albert J. Harno spoke at the Air Force Academy at Denver, Colo., on January 27. His topic: "The Domains of Human Action."

Formal recommendations have been made to the University Administration for a proposed Law School building program. The recommendations follow the lines of recent public statements by Dean Harno, urging dormitory construction with renovation and enlargement of the present structure or a new building.

Alumni speakers will fill law students in on their legal specialties on three successive Wednesdays in February. Planned by the Placement Committee, three teams of three alumni each talk to the students on the 12, 19 and 26 of this month.

National Law Student Group Plans To Hold Annual Writing Contests

The American Law Student Assn. is sponsoring two writing contests for law students.

The prize for one includes expenses for attending clinics in trial technique conducted by Irving Goldstein, who teaches a trial course in Chicago. An essay of 500 words or less on why the applicant is interested in trial work must be turned in.

The second contest is an Annual Writing Contest, which takes the form of an opinion letter from an attorney in response to a letter from his client, a licensed small loan company, requesting advice about a loan that has been made. Cash awards of \$500, \$250 and \$150 will be made.

Details of the two contests may be obtained through LSA President Richard Stein.