

The
OHIO STATE UNIVERSITY
BULLETIN

VOLUME XLIV

FEBRUARY 8, 1940

NUMBER 9

COLLEGE OF LAW

1940 - 1941

PUBLISHED BY THE UNIVERSITY AT COLUMBUS

Entered as second-class matter November 17, 1905, at the postoffice at Columbus, Ohio, under Act of Congress, July 16, 1894. Acceptance for mailing at special rate of postage provided for in Section 1108, Act of October 3, 1917. Authorized July 10, 1918.

The Ohio State University Bulletin is issued twenty-four times during the year: once in October; twice each month in November and December; three times in January; four times each month in February, March, and April; three times in May; once in June.

COLLEGE OF LAW

1940-1941

THE OHIO STATE UNIVERSITY
COLUMBUS

| CALENDAR FOR 1940 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| JANUARY | | | | | | | FEBRUARY | | | | | | | MARCH | | | | | | | APRIL | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| MAY | | | | | | | JUNE | | | | | | | JULY | | | | | | | AUGUST | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| SEPTEMBER | | | | | | | OCTOBER | | | | | | | NOVEMBER | | | | | | | DECEMBER | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| CALENDAR FOR 1941 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| JANUARY | | | | | | | FEBRUARY | | | | | | | MARCH | | | | | | | APRIL | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| S | M | T | W | T | F | S | S | M | T | W | T | F | S | S | M | T | W | T | F | S | S | M | T | W | T | F | S | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| S | M | T | W | T | F | S | S | M | T | W | T | F | S | S | M | T | W | T | F | S | S | M | T | W | T | F | S | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
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| 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | | | | | | | | | | |
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| S | M | T | W | T | F | S | S | M | T | W | T | F | S | S | M | T | W | T | F | S | S | M | T | W | T | F | S | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 |
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 | 9 | 10 | 11 | 12 | 13 | 14 | 15 | 16 | 17 | 18 | 19 | 20 | 21 | 22 | 23 | 24 | 25 | 26 | 27 | 28 | 29 | 30 | 31 |

UNIVERSITY CALENDAR

1940

SUMMER QUARTER

| | |
|-------------------|---|
| June 17 to 24 | Physical Examinations for all new students. |
| June 17 | Latest day for registration and payment of fees without penalty. (See page 12.) |
| June 18 | Classes begin, 7:30 A.M. |
| June 22 | Intelligence Test for all new students (Saturday P.M.). |
| July 4 | Independence Day. No classes. |
| July 22, 23, 24 | Final Examinations, first term (at regular class hours). |
| July 24 | First term ends, 5:30 P.M. |
| July 25 | Second term begins, 7:30 A.M. |
| July 27 | Intelligence Test for all new students (Saturday P.M.). |
| August 28, 29, 30 | Final Examinations (at regular class hours). |
| August 30 | Summer Convocation (Commencement), 2:00 P.M. |
| August 30 | Summer Quarter ends, 6:00 P.M. |

AUTUMN QUARTER

| | |
|-----------------------------|---|
| September 25 to 30 | Freshman Week. |
| September 30 | Physical Examinations for students other than Freshmen. |
| September 30 | Latest day for registration and payment of fees without penalty. (See page 12.) |
| October 1 | Classes begin, 8:00 A.M. |
| October 5 | Intelligence Test for all new students other than Freshmen (Saturday A.M.) |
| November 11 | Armistice Day. No classes. |
| November 21, 22, 23 | Thanksgiving Recess. |
| December 17, 18, 19, 20, 21 | Final Examinations. |
| December 20 | Autumn Convocation (Commencement), 2:00 P.M. |
| December 21 | Autumn Quarter ends, 6:00 P.M. |

1941

WINTER QUARTER

| | |
|--------------------------|---|
| January 2 to 6 | Physical Examinations for all new students. |
| January 2 | Latest day for registration and payment of fees without penalty. (See page 12.) |
| January 3 | Classes begin, 8:00 A.M. |
| January 4 | Intelligence Test for all new students (Saturday A.M.). |
| February 22 | Washington's Birthday. No classes. |
| March 18, 19, 20, 21, 22 | Final Examinations. |
| March 21 | Winter Convocation (Commencement), 2:00 P.M. |
| March 22 | Winter Quarter ends, 6:00 P.M. |

SPRING QUARTER

| | |
|-------------------------|---|
| March 31 | Latest day for registration and payment of fees without penalty. (See page 12.) |
| April 1 | Classes begin, 8:00 A.M. |
| March 31 to April 2 | Physical Examinations for all new students. |
| April 5 | Intelligence Test for all new students (Saturday A.M.). |
| May 28 | R.O.T.C. Review and Presentation of Commissions. |
| May 30 | Memorial Day. No classes. |
| June 10, 11, 12, 13, 14 | Final Examinations. |
| June 14 | Alumni Day. |
| June 15 | Baccalaureate Sermon. |
| June 16 | Class Day. |
| June 16 | Spring Convocation (Commencement). |
| June 16 | Spring Quarter ends. |
| June 23 | Summer Quarter (1941) begins. |
| August 29 | Summer Quarter (1941) ends. |
| September 30 | Autumn Quarter (1941) classes begin. |

ADMINISTRATION

BOARD OF TRUSTEES

| | |
|---|------------------|
| M. EDITH CAMPBELL, Chairman..... | Cincinnati |
| HERBERT S. ATKINSON, Vice Chairman..... | Columbus |
| LOCKWOOD THOMPSON..... | Cleveland |
| BURRELL RUSSELL..... | New Philadelphia |
| CLINTON J. ALTMAIER..... | Marion |
| CARLTON S. DARGUSCH..... | Columbus |
| LEO L. RUMMELL..... | Columbus |

ADMINISTRATIVE OFFICERS

| | |
|---|---------------------|
| <i>President</i> | HOWARD LANDIS BEVIS |
| Office: Administration Building—UN-3148; Campus 312 | |
| Residence: Ohio State University Campus—UN-3148; Campus 274 | |
| <i>* Acting President</i> | WILLIAM MCPHERSON |
| Office: Administration Building—UN-3148; Campus 312 | |
| Residence: 198 16th Ave.—WA-1579 | |
| <i>President Emeritus</i> | GEORGE W. RIGHTMIRE |
| Residence: 1445 E. Broad St.—EV-3042 | |
| <i>Secretary of the Board of Trustees, Bursar, and Business Manager</i> | CARL E. STEEB |
| Office: Administration Building—UN-3148; Campus 332 | |
| Residence: 198 W. 11th Ave.—UN-4732 | |
| <i>Vice President</i> | JAMES LEWIS MORRILL |
| Office: Administration Building—UN-3148; Campus 628 | |
| Residence: 459 W. 8th Ave.—UN-9427 | |
| <i>Registrar, University Editor, Secretary of the University Faculty, and Alumni Recorder</i> | EDITH D. COCKINS |
| Office: Administration Building—UN-3148; Campus 314, 459 | |
| Residence: 1580 Guilford Rd., Upper Arlington—KI-2726 | |
| <i>University Examiner</i> | BLAND L. STRADLEY |
| Offices: 102 Administration Building—UN-3148; Campus 412, 368, 369 | |
| 107 University Hall—UN-3148; Campus 341, 342 | |
| Residence: Canal Winchester—Canal Winchester Ex. 71 | |

* To February 1, 1940. President Emeritus, March 1, 1940.

COLLEGE OF LAW

OFFICERS

Executive Committee

ARTHUR T. MARTIN
SILAS A. HARRIS
ROBERT E. MATHEWS

Chairman.....ARTHUR T. MARTIN
Office: 113 Page Hall—UN-3148; Campus 296, 668
Residence: 1740 Arlington Ave., Upper Arlington—KI-5173

Secretary.....ROBERT M. HUNTER
Office: 111 Page Hall—UN-3148; Campus 484
Residence: 5100 Olentangy Rd.—LA-4187

FACULTY 1939-1940

ALONZO H. TUTTLE, A.M., LL.B.....*Professor of Law*
ROBERT E. MATHEWS, A.B., J.D.....*Professor of Law*
SILAS A. HARRIS, A.B., J.D.....*Professor of Law*
HARRY W. VANNEMAN, A.B., LL.B., LL.M.....*Professor of Law*
JOHN E. HALLEN, B.A., LL.B.....*Professor of Law*
NORMAN D. LATTIN, A.B., J.D., S.J.D.....*Professor of Law*
ROBERT M. HUNTER, B.A., J.D., J.S.D.....*Professor of Law*
WILLIAM H. ROSE, LL.B., M.A., J.S.D.....*Professor of Law*
ARTHUR T. MARTIN, A.B., J.D., LL.M.....*Professor of Law*
FRANK R. STRONG, B.A., LL.B.....*Professor of Law*
FRANK MURRAY, B.A., LL.B., S.J.D.....*Visiting Professor of Law*

THE OHIO STATE UNIVERSITY

LOCATION

The Ohio State University is situated within the corporate limits of the city of Columbus. It is supported by appropriations from the State and Federal governments. The University has almost 1,400 acres of land with nearly 400 acres in the campus. The total value of land, buildings, and equipment is \$24,665,186.14.

ORGANIZATION

For convenience of administration the departments of the University are grouped into organizations called Colleges. The Ohio State University comprises ten Colleges and a Graduate School, each under the administration of a Dean and College Faculty, as follows:

Graduate School, College of Agriculture (including the School of Home Economics), College of Arts and Sciences (including the School of Journalism and the School of Optometry), College of Commerce and Administration (including the School of Social Administration), College of Dentistry, College of Education, College of Engineering (including the School of Mineral Industries), College of Law, College of Medicine (including the School of Nursing), College of Pharmacy, College of Veterinary Medicine.

NOTE: Bulletins describing the work of the several Colleges may be obtained by addressing the University Examiner, The Ohio State University, Columbus, and stating the College in which the writer is interested. (For list of bulletins, see the last page.)

COLLEGE OF LAW

HISTORY

In June, 1885, a resolution was passed by the Board of Trustees of the University, providing for the establishment of a law school. It was six years, however, before the School of Law was formally opened. On October 1, 1891, it began with an enrollment of thirty-three students. The Hon. Marshall J. Williams, Justice of the Supreme Court of Ohio, was the first Dean and Professor Horace L. Wilgus the first Secretary. The classes were held in the Franklin County Courthouse because there was no satisfactory building available on the campus at that time. By the end of the first year, the enrollment had increased to sixty-three students.

In September, 1894, the school was moved to the campus. During the first few months, it was located in Hayes Hall; later it was located in Orton Hall. In 1903, the school acquired its present quarters, Page Hall, named in honor of Henry F. Page, one of the foremost lawyers of that time, who gave his large estate to the University. Page Hall compares favorably with modern law school buildings, providing sufficient space for its large library, two excellently appointed reading rooms and ample class room and office facilities. The original name of the school was changed in 1896 to the "College of Law of the Ohio State University," by which name it is designated today.

Until recent years candidates for a law degree were required to complete two years of college work before they would be admitted to the College of Law.

The requirement has been increased to three years of preliminary academic training.

As early as 1908, the need was felt for a faculty giving all its time to the teaching of law. Prior to this time much of the instruction had been given by a faculty picked from the leading practitioners in Columbus. Consequently, in 1909, there were five full-time members of the faculty. At the present time, all of the faculty devote their entire time to the work of instruction.

OBJECTIVES

The curriculum was carefully examined and revised by the law faculty during 1938 and 1939. Through this new curriculum it is expected that the college will be able more fully to attain the following objectives which it has set for itself.

- I. To Develop Attitudes
 - (a) Professional
Awareness of law as a profession and not a business and a responsiveness to the obligations and opportunities of the profession
 - (b) Social
Awareness of social implications in legal problems and legal relations
 - (c) Scientific
Readiness to withhold judgment until the facts are presented and a readiness to revise judgments upon additional data and experience
 - (d) Scholastic
Awareness of law as a *learned* vocation and appreciation of the basic traditions of the law
- II. To Impart Information
 - (a) History of legal ideas and institutions
 - (b) Present legal concepts in various legal subjects
 - (c) Present trends of legal thought
 - (d) Knowledge of existing procedures with present trends
 - (e) Data concerning facts and experiences of life as they may be applied to legal problems
- III. To Develop Technical Skills
 - (a) Accurate and effective written and oral expression
 - (b) Use of law books
 - (c) Brief-making
 - (d) Office practice—business documents
 - (e) Court practice
- IV. To Stimulate Powers of Analysis and Synthesis
 - (a) Case Law
 1. Reading and interpreting cases
 2. Rationalizing separate cases
 3. Constructing systematic statements of legal principles
 - (b) Fact Situation
 1. Interpreting legal, social, economic, political and practical elements of the problem
 2. Applying legal, social, economic, political and practical principles to solution of the problem

TYPE OF INSTRUCTION

The courses in the curriculum comprehend practically all branches of the common law and of equity as well as significant statutory developments. Methods of instruction are directed toward an effective realization of the objectives enumerated above. The casebook method is used extensively, especially for first year courses. This method consists primarily of classroom discussion

of selected cases, with a critical analysis of the reasoning therein and a consideration of the implications of the cases developed by means of hypothetical situations. By this process the student acquires information on the subject and develops the ability to analyze cases and to reason from decided cases to new situations. The traditional casebook method of instruction is supplemented by lectures and other types of training which are calculated to equip the student with the information and skills which are essential to successful law practice. In some courses students are required to draft legal documents or to do other writing. In a few advance courses students are given suggested readings in texts, law journals, and cases, and they are expected to work out the subject for themselves with a privilege of consultation with the instructor in charge. In procedural courses the study of cases is supplemented with practical work in pleading and practice, including experience in practice court.

LEGAL AID CLINIC

The law school conducts a legal aid clinic in conjunction with the local bar association and the Family Bureau, a family welfare agency of Franklin County. The purpose of the clinic is twofold, to provide more adequate legal aid for indigent clients and to supplement the regular law school training with clinical experience. The student acquires experience in interviewing clients and other persons connected with an actual case, in preparing the case for trial and in assisting the attorney assigned to the case.

The clinic cooperates with the School of Social Administration. Students of both schools work on common problems with the consequence that each group better appreciates the point of view of the other with respect to matters which concern both the social worker and the lawyer.

LIBRARY

The Library of the College of Law contains the reports of the courts of last resort of all the States and Territories, the United States Supreme Court Reports, the Federal Reports, most of the reports of the intermediate appellate courts of the States, the English Reports (as well as the reprints), Canadian Reports, Scotch, Irish, and British Colonial Reports, and all of the more important compilations of selected cases with or without notes. There are several sets of the reports of Ohio courts, Ohio statutes and digests, and other important sets of reports, of which two, and sometimes three, are represented. The statutes of all the states and the federal statutes are here on file. All of the important textbooks on every branch of the law find representation also, as do the legal periodicals, encyclopedia, and citators. The Noble Library and the Emerson McMillin Library are included in the above enumeration. At present, the library contains approximately forty-three thousand volumes, and many additions are made annually. Students enrolled in the College of Law also have free access to the general library of the University.

ORDER OF THE COIF

The Order of the Coif is a national law school honor society, based upon high attainments in scholarship, its purpose being to stimulate scholarly work of the highest order and to raise the standard of professional conduct. The candidates are selected during the Spring Quarter of each year by the Faculty from the ten per cent of the Senior Class who rank highest in scholarship. The following were chosen from the Class of 1939:

Margaretta Beynon
Anna Faye Blackburn
Jerome Brooks
Robert Hanna Jones

Charles Reynard
John Sarber
Ithamar Weed

THE STUDENT BAR ASSOCIATION

As a student governing body, the Bar Association operates to unify the activities of the entire Law College. It exists solely as a voluntary organization supported by the students.

THE LAW JOURNAL

One of the activities aided by the Bar Association is the Law Journal. Published three times a year, it has definitely established itself as a worthy newcomer in the field of legal publication. It contains articles of present significance in the legal field and is operated under faculty supervision.

ADMISSION

METHOD OF ADMISSION

The admission of students is in charge of the University Entrance Board. The record of a student of this University will be examined, upon application of the student, and his eligibility for admission to the College of Law will be determined by the University Examiner, Chairman of the Entrance Board. A candidate for admission to the College of Law who has completed his pre-law work in a college or university other than this University and who meets the requirements outlined below should present an official transcript of his high school and college records to the University Examiner who will determine his eligibility for admission to the College of Law.

Correspondence relating to admissions and credentials should be forwarded to the University Examiner, The Ohio State University, Columbus.

REQUIREMENTS FOR ADMISSION

Applicants for admission must be at least eighteen years of age.

Graduates of The Ohio State University, or of other approved universities or colleges, will be admitted upon their records and registered in the College of Law as candidates for the degree, Bachelor of Laws.

Other applicants for admission must be graduates of a high school of the first grade, or must have met the University entrance requirements of fifteen high school units of credit by examination. They must also have completed three full years in a college of arts, or its equivalent, in a university of recognized standing. Such applicants must have acquired one hundred thirty-five Quarter hours (ninety semester hours) with an average point standing of not less than 2.0 ("C") on all work taken. The one hundred thirty-five Quarter hours offered by the applicant must be exclusive of non-theory courses in military science, physical education, and music, and exclusive of courses in law which duplicate to a substantial extent material contained in the curriculum of the College of Law.

ADMISSION WITH ADVANCED STANDING

(a) Applicants for admission with advanced standing must first satisfy the foregoing entrance requirements.

(b) Credits applying on the requirements for the degree in the College of Law will be considered for evaluation provided:

1. The academic record is at least "C" average;
2. The work is completed in an approved college of law;
3. The curriculum in the college of law requires three years;
4. The college of law requires three years of pre-law training.

(c) A complete transcript of the entire record (high school, pre-law, and law) should be forwarded to the University Examiner for evaluation.

COURSE PRELIMINARY TO ADMISSION TO THE COLLEGE OF LAW

An applicant for admission to the College of Law is not required to submit academic credits in particular courses. In general he should seek to acquire a broad cultural background. However, some subjects are recommended because of their special relevancy to the study of law. Economics, Political Science, and English and American History familiarize the student with social institutions and thereby develop a background for law study. Ordinarily a student should take at least forty Quarter hours in these subjects with at least ten hours of this from Economics. Also some instruction in Accounting is desirable because of the many areas of law in which this subject is used.

A few subjects are of particular value because of the contribution which they make to the development of capacities and skills which are important to the law student. An indispensable qualification for law work is a capacity for accurate and effective expression, both written and oral. To develop this capacity a student is advised to take not less than twenty Quarter hours of English and Speech with at least ten of these hours in English Composition. A minimum of ten Quarter hours in some exact science is recommended for training in precision and scientific method. Some instruction in Mathematics, Logic or Philosophy is recommended for discipline in abstract reasoning.

Students who are following the Arts-Law or Commerce-Law combination curriculum should consult the Student Counselor or Junior Dean of their college early in their Sophomore year concerning the choice and sequence of their courses.

ARTS-LAW CURRICULUM

SIX YEARS

Students desiring the degree of Bachelor of Arts in the College of Arts and Sciences and the degree of Bachelor of Laws in the College of Law, may, by complying with the regulations below, obtain the two degrees in six years. This course includes the first three years of the curriculum of the College of Arts and Sciences, and the three-year curriculum of the College of Law.

Admission to the College of Arts and Sciences. For admission to the College of Arts and Sciences, the applicant must present to the Entrance Board a certificate of graduation from a high school of the first grade, or from a preparatory school of approved standing, or he must pass by examination upon fifteen units of college entrance subjects. (For details consult the Bulletin of the College of Arts and Sciences.)

Residence in the College of Arts and Sciences. In arranging his course the candidate must meet all the requirements of the curriculum of the College of Arts and Sciences (see announcement for the College of Arts and Sciences) except as modified by the following statement:

A total of 145 credit hours is required, including the requirements in military science, physical education, and hygiene. The 145 credit hours must include the Junior Division requirements of the College of Arts and Sciences and 45 academic credit hours obtained while enrolled in the Senior Division of the college. Of these 45 hours, at least 25 must be in courses numbered "500" or "600" and at least 25 hours may be in the field of the social sciences, such work in social science to be considered as a major. The major must be declared during the third Quarter of the sophomore year. A point average of 2.25 must be maintained in the courses comprising the major. Only courses described in the announcements of the College of Arts and Sciences may be counted towards a degree, but advanced courses in Military Science and Tactics will not be so counted.

Students entering with advanced credit from other colleges must be in

residence in the College of Arts and Sciences of the Ohio State University for at least the last year (45 credit hours and 90 points) of the three years mentioned above.

Admission to the College of Law. Upon completion of the requirements of the three years' work in the College of Arts and Sciences, the candidate is recommended to the Entrance Board by the College of Arts and Sciences as having fulfilled the requirements for transfer to the College of Law, at the same time retaining his registration in the College of Arts and Sciences. The student secures his authority to transfer to the College of Law from the University Examiner and presents it to the College of Law to secure his schedule.

Requirements in Hours and Points. To be eligible for the degree of Bachelor of Arts the candidate must have acquired 145 credit hours in courses in the College of Arts and Sciences, at the rate of not less than 2 points per credit hour undertaken. This includes the requirements in military science, physical education, and hygiene. He must also have secured not less than 45 credit hours at 1.8 points per hour ratio in the first year of the course of the College of Law, making a total of 190 credit hours.

Students may not present in excess of ten hours of "K" credit after the completion of the first two years of Arts work; and if such credit to the amount of ten hours is presented it must be on the records at least two Quarters prior to the completion of the requirements for the professional degree.

Students in good standing who have failed to make the required point ratio on the work of the first year in the College of Law, may make up their deficiency in points by carrying additional courses in the College of Arts and Sciences in order to become eligible for the Bachelor of Arts degree. If they prefer not to follow the above procedure, the conferring of the degree will be postponed until they are eligible for the degree of Bachelor of Laws from the College of Law at The Ohio State University.

Degrees. Upon completing the requirements described above the candidate will be recommended for the degree of Bachelor of Arts; and upon completion of the requirements of the curriculum of the College of Law he will be recommended for the degree of Bachelor of Laws.

The question of the applicant's eligibility to the combined course will be determined by the Executive Committee of the College of Arts and Sciences.

COMMERCE-LAW CURRICULUM

A similar combination with the College of Commerce and Administration is arranged whereby students in that College, by following the requirements set forth in its Bulletin, may secure degrees from both colleges in six years.

REGISTRATION

Under the Quarter plan each student will present his program of studies for only one Quarter at a time. During each Quarter certain days will be announced during which every student in residence will be required to file his program of studies for the following Quarter.

Fees may be paid as soon as fee cards have been received by the student from the Registrar. *Students are required to pay their fees before the day designated in the University Calendar for classes to begin. Any student who fails to meet this requirement will be assessed a penalty of \$1.00 for each succeeding day or fraction thereof (with a maximum of \$10.00) unless excused by the Registrar. Students should report promptly to their classes on the first day that classes are scheduled.* Students who have registered sufficiently early usually

receive fee cards approximately three weeks prior to the opening of the Quarter. *It is to the advantage of all students to register as early as possible.*

Applicants presenting themselves after the opening of the Quarter can be admitted only for exceptional reasons and by action of the Executive Committee of the College. In general, a student who is permitted to enter after the close of the first week of a Quarter shall be given a schedule diminished by one full course below the normal requirement for that student.

FEEES AND EXPENSES

Registration is not complete until all fees have been paid. No student will have any privileges in the classes until all fees are paid, except under special procedure authorized by the President.

Since all fees are due and payable as a part of the student's registration before the day designated in the University Calendar for classes to begin, no person should come to the University for registration without money sufficient to cover all of his fees and deposits.

A penalty of \$1.00 for each succeeding day or fraction thereof (with a maximum of \$10.00) will be assessed for failure to comply with this rule except in the case of a new student granted permission by the Dean of his College to register after the opening of the University.

1. Matriculation fee (non-returnable)
Required of every student on *first admission to the University*. . \$15.00
2. Registration fees
Registration fees do not vary with the number of courses taken
Quarter fee for a resident of Ohio..... 35.00
Quarter fee, including non-resident fee, for a non-resident of
Ohio 85.00
3. General Activities fee..... 4.00
4. Student Bar Association fee..... 1.00
5. Law College Publication Deposit..... 1.00

NOTE: When checks given in payment of fees are not paid on presentation at bank, registration will be automatically cancelled and receipts given considered null and void.

NON-RESIDENT FEE

Every student who is not a legal resident of the State of Ohio is required to pay a non-resident fee of \$50.00 each Quarter of his residence in the University in addition to other University fees. The burden of registering under proper residence is placed upon the student. If there is any possible question of his right to legal residence the matter should be brought to the attention of the Registrar and passed upon, previous to registration or the payment of fees. Any student who registers improperly under this rule shall be required to pay not only the non-resident fee, but shall be assessed a penalty of \$10.00. Students who do not pay this fee within thirty days after they have been notified that the non-resident fee has been assessed against them, will have their registration in the University cancelled.

No person shall be considered eligible to register in the University as a resident of the State of Ohio unless he has been a *bona fide* resident in the State twelve consecutive months next preceding the date of his *original enrollment*, and no person shall be considered to have gained or lost a residence in this State for the purpose of registering in the University, by any conduct of his own, while he is a student in the University, unless after attendance at the

University for one year it can be clearly established by the student that his previous legal residence has been abandoned and a new one established in Ohio for purposes other than merely attending the University; but persons whose legal residence follows that of other persons, as hereinafter provided, shall be considered to have gained or lost legal residence in this State for such purpose while students in the University according to changes of legal residence of such other persons, except that such legal residence shall not be considered to be so gained until twelve months after such other person becomes a legal resident of this State.

MINORS: The residence of minors shall follow that of the legal guardian, regardless of emancipation; but in case a resident of Ohio is appointed guardian of a non-resident minor, the legal residence of such minor for the purpose of this rule shall not be considered to be established in the State of Ohio until the expiration of twelve months after such appointment.

WIVES: The residence of wives shall follow that of husbands.

ALIENS: Aliens who have taken out their first citizenship papers and who have been residents of Ohio for twelve months next preceding the date of their original enrollment in the University, shall be regarded as eligible for registration as residents of Ohio.

TEXTBOOKS

Textbooks. Students should not purchase textbooks until they are advised by the instructors of their respective classes.

RETURN OF FEES ON WITHDRAWAL

Fees are returnable in case a student withdraws on account of sickness or for other causes entirely beyond his control, if such withdrawal is made during the first thirty days of the Quarter. Students withdrawing under request from the University are not entitled to any return of fees. Permission to withdraw, given in writing by the Dean of the College, must be presented to the Bursar within this thirty-day period. Ordinarily no more than one-half of the fees paid will be refunded; if the case has exceptional circumstances it should be referred to the President for his judgment.

No fees will be returned in case of withdrawal of students until thirty days have elapsed from the date of withdrawal.

If fees are paid under mistake of law or fact they are returnable in full. Fees are not returnable except as provided in this rule.

SPECIAL FEES—PENALTIES

PENALTY FOR FAILURE TO KEEP APPOINTMENT FOR PHYSICAL EXAMINATION

A penalty of \$1.00 will be assessed for failure to keep appointment for Physical Examination or for change in date of Physical Examination.

FEE FOR CHANGES IN APPROVED ELECTION CARDS

Changes in approved election cards will be made only upon the approval of the Dean and payment of \$1.00 for each change involved, unless such payment is waived by the Dean approving the change.

FEE FOR CHANGES IN APPROVED SCHEDULE ASSIGNMENTS

Changes in approved schedule assignments will be made only upon the approval of the Registrar and the payment of \$1.00 for each change involved unless such payment is waived by the Registrar.

COST OF A YEAR'S WORK

One of the most perplexing questions that confronts a prospective student is what the course is going to cost him a year.

In order to furnish information we have listed below payments required by the University for the first year in the College of Law and have estimated the cost for room and board at a safe price. These two items are sometimes reduced slightly where two students occupy the same room and where boarding clubs are economically managed. Fees to the University are paid at the beginning of each Quarter.

ESTIMATE OF EXPENSES FOR THE FIRST YEAR

| | |
|---|----------|
| Matriculation Fee (non-returnable)..... | \$ 15.00 |
| Tuition Fee..... | 105.00 |
| General Activities Fee..... | 12.00 |
| Student Bar Association Fee..... | 3.00 |
| Law College Publication Deposit..... | 3.00 |
| Books | 40.00 |
| Room Rent—Men (\$11.00 a month)..... | 99.00 |
| Board—Men (\$6.00 a week)..... | 216.00 |
| Room and Board—Women (Dormitories) (\$105 a Quarter)... | 315.00 |
| Total (Men and Women)..... | \$493.00 |

UNIVERSITY HEALTH SERVICE

Hayes Hall

Medical Staff: Dr. J. W. Wilce, Director; Dr. M. F. Osborn, Dr. J. M. Foley, Dr. James A. Beer, Dr. Shirley Armstrong, Dr. Charlotte Winnemore, Dr. Theodore Allenbach, four occasional clinical and examination assistants, eight specialized occasional consultants, four nurses, and one technician.

Office Hours: When the University is in session, daily 8:30 to 12:00 and 1:00 to 4:30; Saturday, 8:30 to 12:00. Limited service, 12:00 to 1:00.

The objects of the University Health Service are:

(1) To protect, maintain, and improve the health of students by cooperation in entrance examination; early diagnosis and control of all contagious conditions, in cooperation with other health agencies; individual health guidance, through personal conference; first aid and casual treatment of students on the campus; periodic health examinations for seniors, food-handlers, and special cases; consultant specialist service for certain cases; full cooperation with family physician, other physicians, and health agencies; centralized correlation of other health agencies on the campus to best educational personnel ends; maintained emphasis on individual and group preventive medicine.

(2) To serve as the primary coordinating agency with University personnel officials in individual student health appraisal and health problems which involve maintenance, discontinuance, or improvement of students' university relationships.

(3) To furnish a limited degree of hospitalization for observation, diagnosis, or treatment of emergency conditions, when in the judgment of University Health Service physicians it is thought necessary. (Responsibility for special hospital treatment is not assumed by the University Health Service).

LIVING ARRANGEMENTS

The President of the University has the authority to supervise living arrangements of students not residents of the city of Columbus and to order the immediate withdrawal of any student from any boarding or lodging house in which the surroundings are undesirable.

ROOMS AND BOARD FOR MEN

Furnished rooms can be obtained at prices varying from \$10.00 to \$15.00 a month (single) and \$16.00 to \$30.00 (double). The cost of the table board in the clubs and restaurants near the University is from \$4.00 to \$7.00 a week. Board can be secured at the Ohio Union at reasonable prices.

Board with furnished rooms can be obtained in private families within convenient distance from the University at rates varying around \$8.00 a week. All Freshmen are required to live in University approved houses.

MEN'S DORMITORIES

The splendid new residence hall for men students, Baker Hall, is to be opened in September, 1940. Rates for room and board are from \$105.00 to \$120.00 a Quarter, according to the type of room selected. Rooms are furnished in a comfortable and convenient manner. Adequate social and recreational privileges are available.

Students interested in residence should write to the Men's Housing Bureau, Ohio State University, for a special bulletin describing the hall and an application form. Assignments will be made in the order of application.

The University possesses three very low-cost dormitories for men, the Tower Club, the Stadium Club, and the Buckeye Club. The Clubs were organized for men who are in great need of financial assistance, and no others should apply for admission.

Applicants with unusually good records in the high school are eligible for consideration. Legal residents of Ohio only can be considered.

The Clubs are run on a cooperative dormitory plan with very simple accommodations. Board and room costs are \$40.00 a Quarter.

Applications should be sent to the University Examiner.

MEN'S HOUSING BUREAU

Many men students reside in private rooming houses in the University district. In order to assist the students (especially those entering for the first time) in finding desirable rooms at the greatest saving, the University has created the Men's Housing Bureau, located in the office of the Dean of Men, first floor, Administration Building.

A number of cooperative houses have been established in the University district where men students can get room and board for approximately \$75.00 a Quarter. In these houses the students are permitted the use of the entire house with all of the conveniences. The men are expected to assist in the work of the house. Applications should be sent to the Men's Housing Bureau.

Classified lists of rooms available for every student and for any number of students are always available at this office. Boarding houses are likewise listed.

If the student signs a "Rooming House Agreement" he shall be expected to be responsible for the rental price of the room as specified in the agreement, unless he can present satisfactory reasons to the Men's Housing Bureau for moving out before the expiration of that period, or unless he can secure a satisfactory substitute. If he moves out before the expiration of the Quarter without presenting a satisfactory excuse he shall forfeit one month's rent. The signing of such agreement is optional.

The University warns students not to rent rooms which have not been placed on the approved list by the Men's Housing Bureau. Anyone renting a room which is not on the approved list does so at his own risk.

WOMEN STUDENTS

Every woman student, whether undergraduate or graduate, must register with the Dean of Women at her office in Pomerene Hall during the first four days of each Quarter. The exact dates of registration will be fully announced each Quarter.

LIVING ARRANGEMENTS FOR WOMEN

All living arrangements for women are under the supervision of the Dean of Women and must be submitted to her before completion. Applications for residence in halls or private houses should be made directly to the Dean of Women, who will send information and regulations governing the housing of women students.

After September 10, 1940, housing cannot be arranged by correspondence. Students or their parents must consult the Dean of Women in person in Columbus for housing accommodations.

STUDENT AUTOMOBILES

The University does not bar the use of automobiles by students. However, students can be given only very limited parking space on the campus, and the use of autos is discouraged. Unless the student drives a long distance to and from his home each day or is physically incapacitated, he does not need a car while attending the University. The cooperation of parents in this matter is earnestly desired.

Every student driving a car on the campus should register the car at the beginning of each Quarter at the Information Desk in the Administration Building. Any student who fails to register his car will be given a *double penalty* when cited to the traffic court for violation of the University rule. Registration of the car entitles the student to park *only* in areas set aside for student parking.

RULES AND REGULATIONS

For rules and regulations concerning student responsibility and procedure, see the *University Rules and Regulations for Students*, a copy of which may be obtained from the Registrar.

EXAMINATIONS

Examinations will be given at the end of each Quarter, except that where a course is continuous for two or more Quarters, an examination may be given at the end of the course only, in which case the grade then given shall be the final grade for the entire course.

THE MARKING SYSTEM AND POINT SYSTEM

The grade marks given in the several Colleges of the University are: A—Excellent; B—Good; C—Average; D—Poor; E—Failed; E abs.—Failed absent.

The mark *Inc. (Incomplete)* indicates (1) that the work of the student in the course is qualitatively satisfactory, but that for legitimate reasons a small fraction of the work remains to be completed; or (2) that the record of the

student in the course justifies the expectation that he will obtain a passing grade, but he has been absent from the final examination, because of illness, or for some other reason which he has explained to his instructor.

As soon as the incomplete work has been made up, the instructor or department chairman (in case of the instructor's absence from the University) shall file the proper grade in the Registrar's office. Until such time as the final grade is recorded, the credit hours in the incompleting course shall not be counted or considered for any purpose except in cases of athletic eligibility. (Athletic eligibility is governed by Intercollegiate conference Rules which do not permit participants in intercollegiate contests to have any incomplete marks standing against them.)

The student is charged with the responsibility of completing the work at the earliest possible moment and of clearing his record of incomplete grades.

At the close of the second Quarter in residence after the mark "Incomplete" was incurred no credit shall be accepted for courses marked "Incomplete." The following exceptions only are allowed: except on courses given only once a year where the work must be completed in the laboratory, in which case the mark "Incomplete" must be removed within one calendar year.

K (Credit) shall be used for work credited from other institutions and by the University Examiner only.

Em (Examination) credit shall be used to indicate that the credit given is for work not done in residence.

A value in "Points" is assigned to each of these grades as follows:

For each hour of A grade, 4 credit points shall be allowed.

For each hour of B grade, 3 credit points shall be allowed.

For each hour of C grade, 2 credit points shall be allowed.

For each hour of D grade, 1 credit point shall be allowed.

For each hour of K credit, no credit points shall be allowed.

For each hour of Em credit, no credit points shall be allowed.

The grade of E receives no credit either in hours or points.

The grade of E (abs.) receives no credit either in hours or points.

The mark E cannot be removed by re-examination. (For removal of failures, see *University Rules and Regulations for Students*.)

GRADUATION

APPLICATION FOR A DEGREE

A student who is enrolled in the Arts-Law course and is a candidate for the degree of Bachelor of Arts must file an application for the degree with the Secretary of the College of Arts and Sciences at least two weeks prior to the opening of the Quarter that is to complete his course.

POINTS REQUIRED FOR GRADUATION

The number of credit points required for graduation shall amount to not less than 1.8 times the number of credit hours undertaken at this institution.

COMMENCEMENT—CONVOCATION

A special Convocation or Commencement shall be scheduled at the close of each Quarter for the conferring of degrees upon candidates who have fulfilled all the requirements of their respective courses, and have been recommended for degrees. Degrees from the College of Law are usually conferred only at the June Convocation.

ATTENDANCE AT CONVOCATION EXERCISES

All candidates for degrees are required to be present at their graduation convocation unless excused by the President.

COLLEGE OF LAW

CURRICULUM

FIRST YEAR

Required Courses

| Autumn Quarter | | Winter Quarter | | Spring Quarter | |
|---------------------------------------|---|--------------------|---|--------------------|---|
| Contracts | 3 | Contracts | 3 | Contracts | 3 |
| Torts | 3 | Torts | 3 | Torts | 3 |
| Remedies (Law) | 3 | Remedies (Law) | 2 | Remedies (Equity) | 3 |
| Legal Institutions | 3 | Real Property | 4 | Real Property | 3 |
| Legal Method and Personal Property | 3 | Agency-Partnership | 3 | Agency-Partnership | 3 |

SECOND YEAR

Required Courses

| | | | | | |
|----------------------|---|----------------------|---|---------------------|---|
| Constitutional Law | 3 | Constitutional Law | 2 | Constitutional Law | 3 |
| Private Corporations | 4 | Private Corporations | 2 | †Legal Bibliography | 1 |
| †Legal Bibliography | 1 | Trusts | 3 | Trusts | 3 |
| | | Evidence | 2 | Evidence | 4 |

THIRD YEAR

Required Courses

| | | | | | |
|---------------------|---|---------------------|---|--------------------|---|
| Ohio Court Practice | 2 | Ohio Court Practice | 2 | Legal Ethics | 2 |
| ††Legal Aid Clinic | 1 | ††Legal Aid Clinic | 1 | ††Legal Aid Clinic | 1 |
| **Seminar | 3 | **Seminar | 3 | | |

SECOND AND THIRD YEAR

Electives

| | | | | | |
|--------------------|---|------------------------|---|----------------------|---|
| Insurance | 3 | Negotiable Instruments | 4 | *Ohio Court Practice | 2 |
| Equity | 3 | Specific Performance | 3 | Sales | 3 |
| Mortgages | 3 | Debtors' Estates | 2 | Procedure Problems | 3 |
| Debtors' Estates | 4 | Taxation | 3 | Public Utilities | 3 |
| Future Interests | 3 | Jurisprudence | 3 | Administrative Law | 3 |
| ***Reading Courses | 4 | Conflicts | 2 | Conflicts | 4 |
| | | ***Reading Courses | 3 | Criminal Law | 4 |
| | | | | ***Reading Courses | 6 |

† Legal Bibliography is offered in the Autumn and Spring Quarters.

†† Legal Aid Clinic is offered each Quarter.

* For third year students only.

** Six seminars are offered: each one continues two Quarters and carries six hours of credit.

*** Each Reading Course carries two hours of credit. The subjects included are offered as follows: Autumn Quarter, Suretyship and Domestic Relations; Winter Quarter, Suretyship, Domestic Relations, Quasi Contracts, and Wills; Spring Quarter, Wills, Rights in Land, and Municipal Corporations.

All of the work of the first year is required. Certain courses are required in the second and third years as indicated in the above summary. All electives other than Ohio Court Practice are open to second and third year students. Second and third year students must carry not less than twelve nor more than fifteen hours of work each Quarter unless special permission is obtained from the Dean.

DEGREES

Upon the satisfactory completion of the work required in the first year and 80 hours of work in addition thereto, as outlined in the curriculum above, including the last year in residence in the College of Law of this University, the student will be recommended for the degree, Bachelor of Laws (LL.B.).

The degree of Juris Doctor (J.D.) will be conferred on all who, having the degree of Bachelor of Arts or an equivalent degree from an approved college or university, have completed the course in Law with a grade of "A" in at least sixty Quarter-credit hours, and have been in attendance at this College of Law during at least two years of the course.

The College of Law may, however, limit the conferring of either of the above degrees to the June and December Commencements.

COURSES OF INSTRUCTION

FIRST YEAR

(All First Year Courses are required courses.)

Agency-Partnership. Six credit hours. Three credit hours each Quarter. Winter and Spring. Mr. Mathews.

This course constitutes a merger of materials heretofore taught in the two separate courses. Discussion covers establishment of the relation of simple agency and partnership, risks characteristic of either, together with distribution of assets among competing creditors in the more complex partnership relation. Risks include creation of tort and contract liability, estoppel, ratification, and instability of either relation through termination or dissolution, together with devices to mitigate these risks through special powers, insurance and variations in the form of employment or partnership contract.

Mathews' Cases on Agency and Partnership.

Contracts. Nine credit hours. Three credit hours each Quarter. Autumn, Winter, Spring.

Offer and acceptance, consideration, third party beneficiaries, assignments, joint rights and duties, statute of frauds, performance of contracts, conditions precedent and subsequent, impossibility, illegal contracts, and discharge.

Casebook to be announced.

Legal Institutions. Three credit hours. Autumn Quarter. Mr. Vanneman.

A study of the growth of the common law, the jury system, the growth of equity, and the more recent rise of administrative tribunals. The background of the Bill of Rights and the doctrine of the separation of powers is traced historically.

Textbook to be announced.

Legal Method and Personal Property. Three credit hours. Autumn Quarter. Mr. Rose.

Wherein cases on Personal Property are used both to present the substantive law of that subject (possession, finders, lien, pledge and acquisition of ownership) and to illustrate various philosophies of law, the use of judicial logic and the doctrine of precedent.

Bigelow's Cases on Personal Property, 2nd Edition.

Real Property. Seven credit hours. Four hours, Winter Quarter; three hours, Spring Quarter. Mr. Martin.

A study of interests in land and their transfer *inter vivos*. Possessory estates; concurrent ownership; an introduction to nonpossessory estates. Formalities of execution, content, and construction of Conveyances. Estoppel by deed; adverse possession and adverse use; zoning laws; statutory liens. The Recording system; title registration.

Martin, Cases on Interests in Land (Mimeographed)

Martin, Cases on Conveyances.

Remedies (Including Equity). Eight credit hours. Three hours, Autumn Quarter; two hours, Winter Quarter; three hours, Spring Quarter. Mr. Harris, Mr. Vanneman.

Brief study of the forms of action at common law; abolition of forms by the codes and the statement of claims thereunder; code ideal of fact-pleading; changes effected by Federal Rules; pleas at common law and under later practice; use of demurrers and motions, including summary judgment procedure; supplementary motions before and after verdict. Powers of Courts of Equity; a study of the decree, the relation of Equity, and the common law culminating in their fusion in the Codes, and equity jurisdiction.

Torts. Nine credit hours. Three hours each Quarter. Autumn, Winter, Spring. Mr. Hallen.

Assault, battery, false imprisonment, negligence, proximate cause, liability without fault, deceit, slander and libel, malicious prosecution, trade and labor disputes.

Bohlen's Cases on Torts, 3rd Edition.

SECOND YEAR REQUIRED COURSES

Constitutional Law. Eight credit hours. Three hours, Autumn Quarter; two hours, Winter Quarter; three hours, Spring Quarter. Mr. Strong.

A study of American constitutional law as developed through an examination of the jurisdiction, powers, techniques and functions of the Supreme Court of the United States. The greater part of the course is devoted to the functions of the Court in umpiring federal-state and state-state relationships and in balancing governmental and private interests. Consideration of these functions involves the study of the basic constitutional doctrines of due process, police power, full faith and credit, obligation of contract, privileges and immunities, equal protection, inter-governmental immunities, commerce among the states, and separation of powers. Although emphasis is thus upon federal constitutional law, similarities in constitutional doctrine together with occasional reference to doctrines unique to the States, serve to provide as well a background training in state constitutional law.

Material to be announced.

Evidence. Six credit hours. Two hours, Winter Quarter; four hours, Spring Quarter. Mr. Hallen.

A survey of the rules of evidence. Direct and circumstantial evidence; the hearsay rule and its exceptions; use of documents, best evidence and parol evidence rule; expert testimony; the examination, impeachment, and competency of witnesses; functions of court and jury, judicial notice, presumptions, burden of proof.

Morgan and Maguire's Cases on Evidence.

Legal Bibliography. One credit hour. Autumn and Spring Quarters.

Study of the use of law books, both English and American, including practical problems in the use of reports, statutes, series of selected annotated cases, texts, encyclopedia, digests, dictionaries, periodicals, and citation books.

Casebook to be announced.

Private Corporations. Six credit hours. Four hours, Autumn Quarter; two hours, Winter Quarter. Mr. Lattin.

A consideration of the business corporation as a device for the furtherance of trade and of manufacturing, with emphasis upon the law of cor-

porate finance and upon problems of present-day importance. More specifically, the course is a study of the formation of corporations; the separate corporate capacity or entity privilege and its limitations; the criminal and tort liability of corporations; directors and management; rights and liabilities on contracts as effected by the statement of corporate purposes in the articles; rights and powers of shareholders; issue of shares and subscriptions, underwriting, marketing of securities; stock structure and classes of shares; capital requirements and declaration of dividends; redemption of shares; reduction of legal capital; liabilities of shareholders, directors, and promoters to the corporation and to creditors in connection with the issue of shares; transfer of shares (rights and liabilities of the corporation, transferor and transferee); fundamental changes in the corporate organization; minority rights; and shareholders' actions.

Ballantine and Lattin's Cases and Materials on Corporations.

Trusts. Six credit hours. Three hours, Winter Quarter; three hours, Spring Quarter. Mr. Vanneman.

The nature, creation and elements of trusts; charitable, resulting, and constructive trusts; administration; rights and liabilities of parties.

Bogert's Cases on Trusts.

THIRD YEAR REQUIRED COURSES

Legal Aid Clinic. One credit hour. One section each Quarter. Autumn, Winter, Spring. Mr. Harris.

Practical experience in handling actual cases for legal aid clients under supervision of the Director of the clinic; preparing reports on each case; cooperating with public defenders, organized charities, the Family and Children's Bureau and members of the bar; drafting legal papers; negotiating with parties and assisting in the trial of cases.

Legal Ethics. Two credit hours. Spring Quarter.

The nature of a profession; pecuniary limitations, advertising, solicitation, fees; lawyers' oath; ethical duties of lawyers to society, to courts, to clients, to litigants; ethics of employment.

Arant's Cases on Legal Ethics.

Ohio Court Practice. Four credit hours. Two hours, Autumn Quarter; two hours, Winter Quarter. Mr. Hunter.

Jurisdiction of courts; procedure in trial of a case from the service of summons to judgment. Casebook study supplemented by practice court work in Winter Quarter. Additional work with selected material on Ohio Appellate practice may be elected for two hours credit in Spring Quarter. Examination in Spring Quarter covering the work of the Autumn and Winter Quarters and additional questions for those who have elected the work of the Spring Quarter.

Hunter, Cases on Ohio Trial Practice and selected material on Ohio Appellate Practice.

Seminar. Six credit hours. Three hours, Autumn Quarter; three hours, Winter Quarter.

Six senior seminars are offered. Each third year student is required to enroll in one of these seminars. The creation of small groups for individualized instruction is one of the two major purposes of these seminars. The other major purpose is that of affording to every graduating student intensive training in the interpretation and synthesis of legal, political, economic, social and practical principles in terms of realistic fact situations

presented by different areas of legal control. The areas covered by these seminars are: Constitutional Problems, Fiduciary Administration, Industrial Control, Labor Relations, Law Administration, and Marketing Law. On enrolling for third year work each student may designate a first, second, and third choice of seminars. Allocations will be made on the basis of expressed preferences subject to the general limitations that the seminar groups must be of approximately equal size and that each contain about an equal number of students from the upper and lower grade groups of the senior class. A more specific description of each of the seminars follows together with the name of the instructor.

Constitutional Problems. Mr. Tuttle.

An investigation of particular problems which arise under the Federal Constitution and under the Ohio Constitution. Special topics will be assigned to each student for investigation. Group discussions will center around student reports, supplemented by suggested readings.

Fiduciary Administration. Mr. Martin.

A study of problems arising out of the administration of trusts and decedent's estates. A general study of the entire subject by the class will be accompanied by the investigation of special topics by particular students. Topics which will be examined and discussed include: jurisdiction and procedure of the Probate Court; powers, duties, and liabilities of a fiduciary; tax problems; distribution of a decedent's estate; investments by fiduciaries; problems incident to carrying on a business which is in the estate. Throughout the course stress will be placed on an inquiry into the social utility of the rules and devices now available.

Industrial Control. Mr. Strong.

A comprehensive analysis of the economic, social, and legal problems incident to productive enterprise. Attention is directed first to the evolution of industrial techniques, with emphasis upon the implications of the phenomenon of overhead cost in machine production; detailed historical and comparative study is then given to the major schemes of legal control of production which have been evolved, with greatest attention paid to the competitive system and recent legislative experimentation; and, in summation, analytical consideration is given to possible and proposed alternatives in industrial technique and public control.

Materials: Handler, Cases on Trade Regulation (1937); extensive readings in government publications and private writing.

Labor Relations. Mr. Mathews.

The course will be conducted as a series of problems analyzed and presented by the students: the material used will be court decisions, administrative rulings, statutes and relevant economic and social data. Experts will be invited to attend periodically and to participate in the discussion; persons from educational, industrial, and labor fields. Problems will vary in accordance with contemporary significance, but illustrations are as follows: inducing breach and termination of employment contracts; anti-union contracts; legislative regulation of employment contracts; objectives of strikes and conduct of strikers; boycotts as pressure devices; application of anti-trust laws; trade agreements; trade dispute, nature and legal significance; arbitration and mediation; unfair labor practices and employee representation under the National Labor Relations Act; jurisdictional and intra-union dispute; procedure and fair hearing under the above Act; regulation of wages and hours of labor.

Law Administration. Mr. Harris, Mr. Hunter.

This seminar is primarily a study of the various agencies engaged in the administration of law, including a study of their jurisdiction and procedure as defined by law and also including observations in the actual working of such agencies. Attention will be given to distinctions between judicial functions and administrative functions. In observing procedures especial attention will be given to the various factors in the judicial process of each agency, including means of conferring jurisdiction upon the agency, formation of issues, character of hearing, judgment or determination, and review.

Marketing Law. Mr. Lattin.

A seminar in the field of trade regulation in which original research is the ultimate goal. Among topics to be considered are sellers' devices for distributing their products (the use of advertising and the control of it by statute and by trade associations), trade marks and trade names, cooperative marketing contracts, price discrimination, retail price maintenance, use of the boycott, of lotteries, of misrepresentation of competitors' products. Special problems in particular businesses such as the marketing and showing of motion pictures, of gas and oil, of farm products, of news, books and music, of securities. Governmental controls over the marketing process, such as fair trade acts, anti-trust laws, statutory standards of quality, etc., will also be studied.

Materials to be assigned by the instructor.

SECOND AND THIRD YEAR ELECTIVES**Administration of Debtors' Estates.** Six credit hours. Four hours, Autumn Quarter; two hours, Winter Quarter. Mr. Rose.

A comparative study of composition agreements, assignments for benefit of creditors, equity receiverships and proceedings in bankruptcy. Sturges' Cases on Debtors' Estates, 2nd Edition.

Administrative Law. Three credit hours. Spring Quarter. Mr. Strong.

A study of the creation and powers of administrative tribunals, the limits upon administrative discretion, the procedure before administrative tribunals, and the methods and scope of judicial relief from administrative action.

Casebook to be announced.

Conflict of Laws. Six credit hours. Two hours, Winter Quarter; four hours, Spring Quarter. Mr. Rose.

A study of rules of private law pertaining to jural relations which contain one or more foreign elements; more particularly to matters of domicile, jurisdiction, foreign judgments, torts, workmen's compensation acts, contracts, sales and mortgages, family law and decedents' estates.

Lorenzen's Cases on Conflict of Laws, 4th Edition.

Criminal Law. Four credit hours. Spring Quarter. Mr. Lattin.

A consideration of the general principles underlying crimes and criminal punishment, with a study of the more important crimes.

Waite's Cases on Criminal Law and Procedures, 2nd Edition.

Equity. Three credit hours. Autumn Quarter. Mr. Vanneman.

Continuation of study of general principles of equity jurisdiction; specific reparation for and prevention of torts; bills of interpleader, bills of peace, relief *quia timet*.

Cook's Cases on Equity, Volume I, 2nd Edition.

Future Interests. Four credit hours. Autumn Quarter. Mr. Martin.

Expectant estates and other future interests in real and personal property; their classification, creation and characteristics; class gifts; powers; the rule against perpetuities.

Simes' Cases on Future Interests.

Insurance. Three credit hours. Autumn Quarter. Mr. Hallen.

A study of insurance law and practice with particular reference to fire, life, and automobile insurance. Discussion of the underlying principles of insurance, such as insurable interest, warranties and representations, waiver and estoppel, as well as a construction of the specific clauses of the standard policies.

Patterson, Cases and Materials on Insurance.

***International Law.** Three credit hours. Winter Quarter. Mr. Mathews.

A study of the principles of law governing intercourse between nations, chiefly as interpreted and applied by judicial and administrative bodies.

Hudson's Cases on International Law.

Jurisprudence. Three credit hours. Winter Quarter. Mr. Rose.

A study of judicial reasoning based on a survey of prevailing legal philosophies.

Selected materials and cases.

***Legislation.** Three credit hours. Autumn Quarter. Mr. Mathews.

Open to both second and third year students. Declaratory and regulatory, general and special, legislation. Legislation by reference, statutory disabilities, liabilities, facilities, certification and requirements. Regulation through classification, deferred control, and organization. Standards and formulas of adjustment. Technique of penal regulation: designations and markings, private records, notice to adverse parties, registration, powers of inspection, problems of adverse publicity, licensing, and enforcement provisions. Discussion will be based upon selected statutes, largely Ohio, supplemented by special problems.

Mortgages. Three credit hours. Autumn Quarter. Mr. Mathews.

Nature and elements of a mortgage, legal and equitable, real and personal; incidents of the mortgage relation, right to possession and remedies of the mortgagee; discharge by payment, tender and merger; subrogation; assignments; redemption; foreclosure; extent of the lien, priorities between liens and competing claimants; and conveyance of the equity of redemption.

Casebook to be announced.

Negotiable Instruments. Four credit hours. Winter Quarter. Mr. Hunter.

Types of Commercial or Negotiable paper; transfer; purchase and payment in due course, discount and security.

Steffen, Cases on Commercial and Investment Paper.

Ohio Court Practice. Two credit hours. Spring Quarter. Mr. Hunter.

Selected material of Ohio Appellate practice. See the description of Ohio Court Practice under third year required courses.

Procedure Problems. Three credit hours. Spring Quarter. Mr. Harris.

Consideration of series of problems involving real parties in interest, joinder of parties, joinder of causes, splitting actions, class suits, and use of counterclaims. Briefs are required upon the problems assigned with especial use of assigned cases and readings upon the topics involved. Class discussion of the problems rather than the cases assigned.

* Not given in 1940-1941.

Public Utilities. Three credit hours. Spring Quarter. Mr. Hunter.

The public utility concept as developed at common law and by statute; the obligations of the public utility status and their enforcement.

Welch's Cases on Public Utility Regulation, 2nd Edition.

Reading Courses. Two credit hours.

Certain subjects are well adapted to independent study by students without the aid of classroom discussion and without any continuing detailed supervision. Subjects of this type are offered in Reading Courses. In these courses students are expected to work out the subject matter of the course through suggested readings in cases, texts, and articles. Students have the privilege of conferring with the instructor in charge of a course once a week at an hour designated for that purpose. In order to give greater freedom of election some of the reading courses are offered in two Quarters. A student's privilege of consultation is confined to the Quarter during which he is enrolled although an examination is given only at the end of the period of time in which a reading course is offered. The following subjects are offered as Reading Courses:

Domestic Relations. Autumn and Winter Quarters. Mr. Lattin.

Husband and wife, parent and child, guardian and ward, infancy, insanity, the illegitimate child, marriage and divorce.

The material in McCabe's Cases will form the basis of study.

Municipal Corporations. Spring Quarter. Mr. Tuttle.

A reading course, based upon Ohio and other materials, designed to give the student a working knowledge of the nature of municipal corporations, the evolution of municipal home rule, legal problems arising from home rule in Ohio, in police and taxing powers of municipal corporations, and their liability, common law and statutory, in contract and tort.

Quasi Contracts. Winter Quarter. Mr. Vanneman.

Reformation, rescission, and restitution, at law and in equity; remedies for fraudulent and honest misrepresentation; benefits conferred by mistake of fact or law; benefits conferred under contracts which have been partially performed; benefits voluntarily conferred; benefits conferred under duress.

Rights in Land. Spring Quarter. Mr. Martin.

Rights incident to the possession of land; profits, easements; licenses; covenants in leases; covenants running with the land; equitable servitudes; rents; waste; public rights.

Suretyship. Autumn and Winter Quarters.

Nature of the contract of suretyship; formation of the contract; temporary and continuing guarantees; the Statute of Frauds; defenses of the surety existing at the time of the formation of the contract, incapacity, fraud, failure of consideration; defenses arising after the formation of the contract, alteration, release, extension of time, loss of securities, failure to sue, misapplication of payments, notice of default and effect of bankruptcy; rights of the surety, exoneration, indemnity, subrogation and contribution; the Statute of Limitations.

Wills. Winter and Spring Quarters. Mr. Mathews.

Nature of a will; capacity to make a will, including insanity, delusions, fraud, undue influence, and mistake; types of wills; execution of wills and competency of witnesses; revocation of wills by subsequent instrument, by physical act and implied from circumstances; dependent relative revocation; descent of property; necessity, effect and jurisdiction

of probate, title, and powers of executors and administrators, including payment of debts, legacies, and distributive shares. Mechem and Atkinson's Cases on Wills and Administration (2nd Edition) will be used as the basis for study.

Sales. Three credit hours. Spring Quarter. Mr. Lattin.

Transfer of title to personal property as a result of contract; rules for determining intent as to relative time of its transfer; different types of sales; documents of title; obligations of seller and buyer as to warranties, delivery and payment, inspection, acceptance; rights of unpaid seller. Bogert and Britton's Cases on Sales.

Special Problems. One to six credit hours. Autumn, Winter, and Spring Quarters.

By special arrangement with the Dean, special problems may be assigned for research. A student who undertakes such a project works alone under the supervision of one or more instructors and receives credit in proportion to the magnitude of his project and the quality of his work. A problem may be assigned at any time.

Specific Performance. Three credit hours. Winter Quarter. Mr. Vanneman.

General scope of the remedy of specific performance; part performance with compensation; part performance in the statute of frauds; equitable conversion by contract; misrepresentation, mistake and hardship as defenses to specific performance.

Cook's Cases on Equity, Volume II, 2nd Edition.

Taxation. Three credit hours. Winter Quarter. Mr. Strong.

A study of the problems arising in present-day administration of property, income, and estate-inheritance taxation. For more intensive analysis, a rotation scheme is followed insofar as possible, emphasis being alternately placed upon each of the three phases.

Casebook to be announced.

***Trade Regulation.** Three credit hours. Autumn Quarter.

A study of the legal controls which have been developed for the regulation of businesses other than public utilities. The course divides into three general phases: (1) Covenants not to compete; (2) business combinations at common law and under statute; (3) judicial and legislative evolution of the law of unfair competition.

Handler's Cases on Trade Regulation.

* Not given in 1940-1941.

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