"The Class of 1940" — A Report
or
Good Lord! Has It Been That Long?

by JOSEPH W. BAER

Yes, it was more than twenty years, two decades, or seven thousand three hundred days ago that our joint scholastic pursuits ended forever. But from 1938 through 1940, did there not develop a class cohesiveness of which a vestige yet remains? How many remember the pique understandably exhibited by "Assistant Professor" Levi as he stomped from the podium because, and to the dismay, of an ill-prepared freshman class in Methods and Materials; or the light-hearted nonsense embodied in our serenade to Charley Gregory, "Hi ho, hi ho, it's out on strike we go... We'll brook no rage nor unfair wage... hi ho, hi ho, hi ho, hi ho; and finally the pain, only partially concealed behind the pleasure in Fritz Kessler's eyes when, as seniors in the darkening spring of 1940, we bade him an affectionate farewell with a case of beer and a song. Ours was the end and the beginning of an era and yes... more than a vestige remains.

Now, while not all the precincts have reported, we did hear from:

Fred C. Ash: Who was exposed to private life and practice for a brief period following graduation. Then, commencing in April of '41 and for a period a few weeks short of five years thereafter, Fred devoted his well remembered serious energies to "King and country." After serving two more years under somewhat less disciplined circumstances as Assistant to the Dean at our Alma Mater, "Major Ash" joined the well-known Kirkland firm, soon reaching the august status of a partner. Several years ago he was wooed away from private practice and is currently the distinguished Secretary-Treasurer and General Counsel of Reuben H. Donnelly Inc. Fred is also active in Winnetka civic affairs. He married a bona-fide Southern belle, and three strapping boys attest to his marital activity, if not tranquility.

Joseph Winslow Baer: Upon completing bar examination formalities in the summer of 1940, your scrivener managed to avoid the agony of practicing law for a little better than five years through the simple expedient of joining the navy. However, neither Pearl... continued on page 50
Class of 1940—continued from page 11

Harbor, surface engagements, shore bombardments, nor aerial combat approached the rigors and risks of practicing 'domestic' (a euphemism for 'divorce') law in Cook County. Various bar association activities, plus teaching in this field, have led to a modicum of professional recognition and personal gratification. There was also one brief and quixotic foray into politics. Suffice to say that the judiciary should be appointed. A lovely wife, three "remarkable children" and a heavily mortgaged home in suburbia distinguishes one from hardly anybody. Nostalgia for the past and an incurable, if unfounded, optimism in the future persist to the present.

Thelma Brook (Simon): Thelma's early promise as a leading Portia is amply demonstrated by her important role as law clerk in Mr. Justice Bristow of the Illinois Supreme Court. Her professional activities include past service as President of the Women's Bar Association of Illinois. In her dual role as mother of two teenage children, Thelma has likewise served as Vice President of the Wilmette Junior High School PTA. When next any of us have occasion to cite one of Judge Bristow's opinions, we may be assured of its soundness, and we will know the reason why.

Bryson Payne Burnham: Brice too enjoyed a postgraduate course from 1942 to 1946 in the armed forces, rising from Pvt. to 1st Lt. in the Counter-Intelligence Corps. He thereafter resumed his association with the outstanding Mayer, Friedlich firm, where for many years he has been a partner. He is married and has so far produced female progeny ages 4 and 1.

Thad R. Carter: Captain Carter's five years in the infantry included substantial service in the Judge Advocate General's Department both on the West Coast and Hawaii. Possibly this experience was instrumental in leading him into fields other than the practice of law. For whatever reason, Thad has long been the guiding genius of Carter-Ford, located in the lovely area surrounding Alton and Wood River, Illinois. While Thad continues to profess a yen for the law, we are sure his grass is at least equally green. His wife, Susan aged 13, and Robert aged 6, complete the family picture.

Henry W. Cutter: Has anyone forgotten Hank's friendly unfailing cheerfulness. We are sure it served him well when as a P.T. Boat skirper he helped hold the thin gray line in the far reaches of the Pacific. Wounded in combat and "missing in action," Lt. Cmdr. Cutter returned to private life and is now a name partner in the firm Vasse and Cutter in beautiful Pasadena. Hank also appears to have made a good readjustment from the drab and drafty middle west to southern California, as witnessed by his varied and interesting civic activities, including co-chairmanship of the Community Chest, past President of Sertoma Club and a Committee Member of the Tournament of Roses, not to mention a beautiful wife and four children, ages 16, 12, 8 and 6.

William Tucker Dean: Tucker's war time activities included service in the Transportation Corps, Civil Affairs School, Hawaiian and Philippine duty as Historical Officer, as well as post war service with JAG. He is a professor of law at Cornell Law School and has been active in numerous bar association activities.

Thad has been the exalted status at Cornell was preceded by teaching in Kansas Law School and New York University School of Law. More recently Tucker held a senior fellowship in the law of Behavioral Sciences at our Alma Mater where he has been doing research in the administration of law schools. As a married man with children, ages 15, 13, 7 and 5, it is small wonder that Tucker served as Treasurer of the Cayuga Heights PTA.

John H. Gilbert, Jr.: Jack had an interesting war time career as an enlisted man, officer trainee, and 1st Lt. It is not entirely true that the Air Force is still looking for some of the troops he trained in close order drill on the great plains. To the eternal shame of his hearty forebears from the upper Ruby Valley of Montanna, Jack too has fled to southern California and is presently senior partner in the firm of Gilbert and Farr in Santa Ana. He is married and the father of Gale and Gary. Jack recently won an important zoning case in the District Court of Appeals, which for some inexcusable reason was reversed in a split decision of the California Supreme Court. He has participated in community affairs as a member of the Board of Directors of the YMCA and The Visiting Nurse Association (sic).

A. Eugene Grossman, Jr.: Gene relaxed from the tensions of law school by serving for a prolonged period with an 8 inch howitzer battalion in the European Theatre of Operations. This experience must have compared favorably with some of our more stormy taxation and equity sessions on the Midway. Gene is currently a partner in the prominent Kansas City firm of Stinson, Mag, Thomson, McEvers and Fizzell. He is married and the father of two children, one of whom (his father contends) is planning to study law. Gene believes that the entire family is equipped with sail boats and participates actively in snipe races on Lake Lotawana in the Kansas City area. Those of us whose sports interests still center around Chicago, suggest that Gene take an invidious look at the American League standings.

George Halcrow: The years immediately following school were dramatic ones for George. An officer aboard a fleet carrier in the Pacific he was frequently
in combat, including many of the "name battles" of World War II. George is now another expatriate, living and practicing law in San Mateo, California. He has been Associate Professor of Business Law, at Armstrong College in Berkeley, is currently president of the Family Service Agency and Unitarian Fellowship of San Mateo and Director of the California Association for Mental Health. George reports a single marital status which we hope some fortunate California female will soon rectify.

George E. Hale: While George was not technically a member of the Class of 1940, having received a Harvard LLB in 1938, he did however pursue post graduate studies in and on our time. We, therefore, hereby adopt him. George's war time career spanned the full five years, and as a Major in the Cavalry (Ballistic Missiles—bah) most of his activities centered around military intelligence. George is a partner in the distinguished firm of Wilson and McIvaine. He has been active in the Attorney General's National Committee to study anti-trust laws as well as the visiting committees of the University of Chicago and Harvard Law Schools. He has also taught public utility law at our Alma Mater. George is married and the father of three girls, ages 15, 13 and 10. He echoes the sentiments of us all in expressing his "immense gratification at the rise of our law school under the brilliant leadership of Dean Levi."

E. Houston Harsha: Hughie went more or less directly from the campus of Washington D.C. and, within a short time, became one of Thurmon Arnold's bright young men. On Monday morning, December 8, 1941, and for a considerable period of time thereafter, Hughie puzzled in vain on the panels of the Armed Forces. He thereafter served his country and the Department of Justice well by lashing out at the international cartels and their efforts to handicap our war effort. Except for a brief interregnum as a research associate at our Alma Mater, Hughie moved up through the ranks of the Anti-Trust Division, culminating his career as Assistant Chief in charge of the Chicago office while trying the DuPont case for the government. As we all know, the Supreme Court ultimately sustained our classmate's position in this landmark decision. For the last several years, Hughie has continued in the anti-trust field as a partner in the prominent firm of Kirkland, Ellis, Hodson, Chaffetz and Masters. He contends that his work requires "a strong back, endurance, and an understanding wife" and he claims all three prerequisites. His charming wife and three children (ages 14, 11 and 9) enjoy life on the North Shore and occasionally see the head of the family.

Leonard Hoffman: Many of us may have carried away an impression of Len as a quiet studious colleague. His unembellished questionnaire merely noting: "military service 1941 - '45 (army)" does nothing to disabuse the foregoing. One may therefore be pleasantly surprised to learn that "good old Len" now adorns the Appellate bench for the Fourth District of Illinois. Mr. Justice Hoffman has also served as Circuit Court Judge and County Judge of Grundy County. That his Honor has been active in other fields is indicated by Valerie, aged 20, Marjorie, aged 17, Leonard, aged 13 and Deborah aged 8. As Sheldon Teft might observe "need I say more."

Karl R. Janitzky: Karl saw army service during 1942. He is currently an attorney with Deere and Company, engaged largely in the foreign corporate security and tax fields. His work has carried him to Mexico, Panama, Colombia, Chile and Argentina, with France and Switzerland next on the list. Understandably, Karl finds the practice of law fascinating. He is married, and we only hope that a benevolent corporation enables his wife to accompany him on his preambulations.

Harold I. Kahn: From his form chart (who remembers? "Mr. Croskey, that remark is startling but not significant") we would all agree that Harold's success in his chosen profession appeared assured; and we would be correct. Progress, however, was deferred from 1942 to 1945 in deference to the United States Army. Harold is presently a partner in the New York firm of Delson, Leven and Gordon and has been a member of the Committee on Law Reform of the Association of the Bar of the City of New York. He is married and the father of Deborah, Daniel and David, ages 10, 8 and 2 respectively.

Albert I. Kegan: Al is a partner in the firm of Kegan, Bellamy and Kegan. He is also a professorial lecturer at Northwestern Law School and has been a Special Master in Chancery of the United States District
Court in Chicago. Al's professional pursuits are centered largely in the area of patents, trade marks and copyrights. He has likewise been active in the International Hospital Center. Al is married and the father of three teenage children. He recalls European and Central America vacations as high spots in his private life.

David Linn: Dave's war time career included service in such varied exotic corners of the world as Alaska, India and Burma. He is currently a partner in the firm of Abrams, Linn and Ness and has been active as Vice President of the South Chicago Bar Association and the Chicago Nursing Home Association.

Your scribe even testifies favorably concerning Dave's mettle as an opponent in the Court room. Dave is married and the father of James, age 10 and Leslie, age 8.

Donald C. McKinlay: Don joined others of us in the early desperate days of the war in the Pacific and served with heroism and distinction as skipper of both a PT boat and a sub-chaser and finally as Executive Officer of a converted destroyer escort in action at Iwo Jima, Okinawa and Honshu. He and his lovely Barbara have been married since 1941 and are the proud parents of Susan, 16; David, 13; and Thomas, 9. Don is a partner in the top Denver law firm of Holme, Roberts, More and Owen. He has been Assistant Attorney General of Colorado, a Vice President of the Denver Bar Association and is presently a member of the Board of Governors of the Colorado Bar Association. He has also been very active in civic, charitable, cultural, educational and church groups. That the law and Don have found one another mutually compatible is evidenced in his observation that we should "encourage the best young men and young women in our respective communities to both study and practice law."

Theodore S. Pabst: Ted reports four years of active duty during World War II as a Lt. in the United States Army. He is practicing singly in Chicago's southwest side and has served as President of the Highland Business Association, Commander of the Beverly Hills Amvets and Adjutant of the Westfield American Legion Post. Ted is married and so far has sired two children, ages 6 and 3.

Herta Prager (Mrs.): Herta lives in Arlington Pennsylvania and is head of the Bureau of Law and Legislative Reference of the State Library, New Jersey. She has been active in the American Association of Law Libraries and also found time to raise Katharine, her 16 year old daughter.

Daniel C. Smith: Dan's successful twenty-year career has been evenly divided between Chicago and Tacoma, Washington. He spent the early and middle 40's first in private practice and then as House Counsel with Chicago Bridge and Iron. He thereafter became associated with Weyerhaeuser and is currently their Assistant General Counsel. Dan reports enthusiastically on America's great northwest. He has been active in Bar Association Committee work as well as several civic and community organizations. In 1957 he received our Alma Mater's citation for public service. It is in his domestic life, however, that Dan appears to be "top man in the class" for his eight children cover a span from 2 to 16 years. (Are you there, Louise?)

Edward S. Stern: Ed's colorful war time service included approximately two years aboard an aircraft carrier and liaison duties while attached to the British Pacific Fleet. He is a partner in the well-known Chicago firm of Aaron, Aaron, Schimbeg and Hess, chairman of the Chicago Bar Association Committee on local government and a valued councilman in the City of Highland Park. His wife, Jeanne, is much too nice for him, while Thomas, 14 and Betsy, 11, round out the happy family group.

Seymour Tabin: For those of you who never knew the "real Seymour" it may come as a surprise to learn that from 1942 to 1945 he commanded first a sub-chaser, then an LST and participated in numerous historic Pacific invasions. His considerable abilities have long since been channeled to more peaceful pursuits and he is now actively and successfully engaged in private practice as a partner in the firm of Froelich, Grossman, Teton and Tabin. Seymour has been married long enough to boast of Lee Edward, who will enter the University of Chicago this fall.

Elizabeth Tracy (Frankel): Betty is really an adopted sister of the Class of 1940 being technically a "new plan" girl, but one who brightened the drab recesses of the law library and gave many of us the impression that we were still undergraduates. She has been married to Bill Frankel for approximately 22 years and in lieu of private practice has and is raising William III, 20; Elizabeth, 17, Anne, 13, John, 11, and Charles, 4.

Bertram G. Warshaw: Bert put in his three and one-half years in the Air Force. He is presently Vice President and Sales Manager of the Industrial Pipe and Supply Company in Cicero. Bert has been married for 14 years and has children aged 9 and 4. He has served as President of the College Hill Community Association and Director of the Niles Township Safety Council. He is as cheerful, able and pleasant as ever, and "hasn't changed a bit."

With our apologies to anyone who has inadvertently been overlooked or clumsily capsuled; with a mild rebuke to those who eschewed our offers; with an earnest suggestion that we try for a physical reunion at the quarter century mark, and with a plea that someone else be accorded the privilege of organizing same, I send you all my heartfelt greetings.