V. EXAMINATIONS, GRADING, AND RULES

Normally a written examination is required at the completion of each course. For each course the work of each student is graded according to the following scale: A, 80 and above; B, 74-79; C, 68-73; D, 60-67; F, below 60. These grades are recorded as numerical grades in the Office of the Law School and as letter grades in the Office of the Registrar of the University. A minimum grade of 60 is required before course credit may be received. At the end of the third and sixth quarters, the student, in order to remain in the School, must have an over-all average of 68. In computing averages, all grades will be counted on a weighted course-hour basis.

Regular class attendance is required as a condition of receiving credit for work done. The privilege of membership in the School may be withdrawn for unsatisfactory class-work or attendance.

VI. COURSES OF INSTRUCTION

The program of each student is subject to the approval of the Dean. Normally all work for the first three quarters is required. A legal writing, research, and moot court program† is also required of every student. Students are permitted to specialize in the second and third years. Members of the Faculty may prescribe special qualifications for admission to particular courses or seminars.

Unless special permission is granted, the student must take all courses listed below for the first-year program. The numbers in parentheses at the end of each course description represent the value of the course in terms of course hours per quarter.

In order to achieve credit for 135 course hours in nine quarters, the student must take an average of 15 course hours (3 ½ course units) per quarter. Unless special permission is granted, no student may take more than 17 course hours in any quarter.

FIRST-YEAR COURSES

201. ELEMENTS OF THE LAW. The functions and problems of tribunals. The theory of legal rules and of the law-crafts. The theory and practice of American case-law, especially in regard to principle, precedent, statute, and justice, are developed with intensive study of selected case-materials. Aut (3) and Win (2), Llewellyn.

202. CONTRACTS. Promises and consideration—the bargain; fairness, duress, mistake, supervening events, default as an excuse, damages; an introduction to multiple party transactions; contracts and competition. Aut (4) and Win (4), Sharp.

203. CRIMINAL LAW AND PROCEDURE. The criminal act, criminal intent, consent, justification, crimes against the person and against property; selected material in the administration of criminal law. Spr (6), Puttkammer.

204. CIVIL PROCEDURE. English and American court structure; common law and equitable remedies and the union of law and equity; the framing of issues. Aut (2) and Win (2), Mentschikoff.

205. REAL AND PERSONAL PROPERTY. Present and future interests in land and chattels; restrictions on the creation of future interests; conveyances inter vivos, including land contracts; adverse possession and statutes of limitation. Aut (2), Win (4) and Spr (4), Dunham, Tefft.

206. TORTS. Protection of personal integrity, including freedom from contact, defamation, etc., compensation for personal injuries; protection against injuries to property interests; protection of consumers, purchasers, and investors; protection of business and other interests from wilful invasion; theories of civil liability. Aut (4) and Win (2), Kalven.

207. AGENCY. Study of vicarious liability, workmen’s compensation, and the allocation of risks in various types of business organizations, with emphasis on the effect of employer control of business operations and profit-taking. Spr (4), Steffen.

249. TUTORIAL WORK. Intensive training in analysis, research, and exposition of legal and related social materials by means of work on a series of individual projects under supervision. Moot court. Aut (1), Win (2), Spr (2), Kalven and Bigelow Teaching Fellows.
SECOND- AND THIRD-YEAR COURSES

With the exception of the second- and third-year tutorial work, which comprises required courses, the program for the second and third years is elective. Courses recommended, but not required, as second-year courses are marked with an asterisk.

301. ADMINISTRATIVE LAW. * Right to notice; opportunity to be heard; adequacy of notice; elements of fair administrative procedure; what constitutes a fair hearing; administrative proceedings and res judicata; judicial control of administrative proceedings. Spr (4), Sears.

302a. CONSTITUTIONAL LAW. * Enforcement of written constitutions; three departments of government; the federal system; powers of the national government; interstate and foreign commerce; personal liberty; political and social rights; due process and equal protection; eminent domain; retroactive laws. 1 Aut (4) and Win (4), Sears.

302b. CONSTITUTIONAL LAW. * The Constitution of the United States. A developmental presentation of the usual topics of constitutional law. Attention will be given to the political background of the Constitution; the process of drawing and adoption; the intended meaning of the document; and the process by which the accepted modern theories of the Constitution came to be substituted therefor. 2 Win (4) and Spr (4), Crosskey.

303. COMMERCIAL AND INVESTMENT PAPER. * A study of commercial and banking transactions, with particular regard to the development and use of notes, drafts, checks, bonds, and share certificates, the concept of negotiability, and the problem of statutory codification. 3 Aut (5), Steffen.

304. ACCOUNTING. * Introduction to accounting techniques and the interpretation of accounting statements. 1 Win (3), Katz.

305. ECONOMIC ANALYSIS AND PUBLIC POLICY. * The pricing process and the allocation of resources in a free-market system; monopoly and restraint of trade; monetary theory and the credit system; industrial fluctuations; economic analysis and economic policy. 4 Spr (4), Director.

306. FAMILY LAW. Marriage and the family as social and legal institutions; legal relations between members of the family and between the family and outsiders; dissolution of the family. Aut (4), Rheinstein.

309. TRIAL PRACTICE. Preparation for trial and trial practice, with emphasis on the function of judges, juries, masters, and referees; the conclusiveness and effect of judgments and decrees. Win (4), Ming.

310. CORPORATION LAW. * Distribution of control; application of the fiduciary principle to directors, officers, shareholders, and promoters; the procuring and maintaining of corporate capital. Win (5), Katz.

311. COMMERCIAL LAW PRACTICE. * Problems in the law of sales, letters of credit, chattel security, and collection of negotiable instruments with special emphasis on the techniques of problem analysis, counselling and statutory construction. 5 Aut (2), Win (2), Spr (2), Mentschikoff.

315. EQUITY. The origin and development of equitable remedies and their role under present-day conditions. Aut (4), Tefft.

349. SECOND-YEAR TUTORIAL WORK. Drafting, analysis of financial statements. A study of various legal problems and the drafting under supervision of contracts, leases, and other papers, including statutory provisions, and the preparation of supporting memoranda. Win (2) and Spr (2), Steffen and Bigelow Teaching Fellows.

401. TAXATION. Income, gift, and estate taxation by the national government; the taxation of families as income-receiving and wealth-holding units; the taxation of business income and capital gains; the relationship of taxation to monetary and fiscal policy; and the role of taxation in a private enterprise economy. Aut (4) and Win (4), Blum.

402. TRUSTS. Problems relating to the creation and administration of trusts; contemporary use of the trust device. Win (4), Dunham.

403. BANKRUPTCY AND REORGANIZATION. Credit aspects of inflation and deflation; problems of investment, debt, and failure in a fluctuating economy; debtor relief, including corporate reorganization plans; corporate capital structures. Spr (4), Blum.

404. LABOR LAW. The legal framework for collective bargaining, strikes, picketing, and other forms of concerted pressure; the relationship of that framework to the general problem of regulating monopoly; the selection of the collective bargaining representative, the relationship

1 Students taking Constitutional Law must elect Law 302a or 302b.
2 Students taking Constitutional Law must elect Law 302a or 302b.
3 May be taken with Law 311.
4 Recommended in connection with Law 310, 401, and 403.
5 Recommended as preparation for Law 401, 403, 404, and 405.
6 May be taken with Law 303.
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of the representative to the individual employee, including the regulation of the internal affairs of labor organizations; the negotiation, administration, and enforcement of collective bargaining arrangements. Aut (4), Melzer.

405. LAW OF COMPETITION AND MONOPOLY. The structure of American industry, the theory of competition and monopoly; the development of patents and trade-marks; problems of unfair competition; the enforcement of the antitrust laws against restraints of trade and against monopoly. Spr (6), Director, Levi.

406. EVIDENCE. The law governing the proof of facts in issue in trials at law and equity, with incidental treatment of hearings before administrative agencies; including burden of proof, presumptions, and judicial notice; the functions of judge and jury; the examination, competency, and privilege of witnesses; logic in relation to problems of circumstantial evidence and relevancy; the exclusionary rules of evidence. Win (6), Melzer.

407. MODERN REAL ESTATE TRANSACTIONS. A study of land marketing transactions with particular regard to problems of the development of urban land, of marketing urban land, whether by sale or by lease, of financial acquisition of urban land, and of marketable title and title examination. The problems are illustrated with materials from the area of marketing of housing. Aut (4), Dunham.

408. CONFLICT OF LAWS. The problems arising when important facts of a case occur in states or countries having different rules of law. Win (4), Rheinstein.

409. ARBITRATION. Evaluation, legal aspects, and techniques of arbitration process in commercial and labor matters. (Limited to sixteen students.) Spr (4), Mentschikoff.

410. JURISPRUDENCE—LAW IN OUR SOCIETY. A horse-sense approach to a selection of basic problems facing the lawyer today as a craftsman, as a citizen, and as a person. Written critiques required weekly. Spr (4), Llewellyn.

411. LEGAL ARGUMENT. The general theory of argument, centered on the appellate brief. Preparation, critical discussion, and rewriting of briefs built on transcripts of records. Limited enrolment. Win (4), Llewellyn.

412. INSURANCE. A study of the insurance contract, with some reference to the peculiar responsibilities of the insurance company. [Not given in 1952-53.]

413. DECEDENTS' ESTATES. The machinery for, and the substantive law of, the transfer of wealth upon death (intestacy, wills, probate, administration); exercises in estate planning and drafting. [Not given in 1952-53.]

414. THE NATIONAL JUDICIARY SYSTEM. The constitutional and statutory jurisdiction of the national courts, both trial and appellate, including the relation of the national courts to the administrative agencies of state and nation. Crosskey. [Not given in 1952-53.]

415. STATE AND LOCAL GOVERNMENT. Problems of state constitutional law not considered in 302a or 302b; problems of state administrative law not considered in 301; limitations on the legislative activity and the technique of state and local legislative bodies; fundamental rules controlling municipal corporations; all of this with emphasis on Illinois. Aut (4), Ming, Sears.

449b. TUTORIAL WORK—INDUSTRY STUDIES. The writing of an industry study is intended to give the student experience in summarizing and analyzing the salient characteristics of an industry in terms of its products and their uses; the relative concentration of its productive facilities (financially, technologically, and geographically); the principal factors in its structure, organization, and trade practices which may explain its "competitive" or "noncompetitive" character (e.g., technology, patent control, marketing techniques, relationship to principal raw-material sources), and antitrust history. Bowman, Burster. [Not given in 1952-53.]

SEMINARS

451. SEMINAR ON USE OF LAND. A study of common law and statutory rules relating to the use of land and an examination of selected modern programs for affecting and controlling the use of urban and rural lands. Win (3), Tefit.

452. SEMINAR ON COMPARATIVE LAW. Marriage and divorce; the role of marriage and divorce and their legal regulation in contemporary society. Win, Rheinstein. [Not given in 1952-53.]

453. SEMINAR ON PSYCHOLOGY AND LAW. An inquiry into some of the psychological assumptions underlying contemporary law. Spr (3), Kalven, Sharp.

454. SEMINAR ON THE STEEL INDUSTRY. The seminar will attempt to evaluate legal and economic problems relating to "competition" and "monopoly" in the steel industry. Basic issues which have been raised with respect to public policy on steel will be traced through previous hearings and court cases. Students will be expected to prepare economic briefs on both sides of these issues and to analyze and evaluate recommendations for or against congressional action. Spr (3), Bowman.

1 Students may elect either Law 454 or 457.
455. SEMINAR ON TAXATION. An examination of some areas of contemporary importance under the federal tax system. Spr (3), Blum.

456. SEMINAR ON SECURITIES REGULATION. A study of the problems in the issuance of corporate securities. Spr (3), Katz.

457. SEMINAR ON THE CHEMICAL INDUSTRY. An analysis of economic and legal problems involved in the structure of the chemical industry with particular emphasis on recent antitrust litigation. Aut (3), Bursler.

458. SEMINAR ON RESALE PRICE MAINTENANCE. Objectives; economic interest of producers, distributors, and consumers; legislative and legal history; methods and results in particular industries. Can conflicts with the Sherman Act be avoided? Win (3), Bowman.


460. SEMINAR ON INDETERMINATE SENTENCE, PAROLE, AND PRISON ADMINISTRATION. A study of current problems in these areas of Criminal Law Administration from both a legal and a sociological viewpoint. Some field work and study of "live" cases will be included. Lohman. [Not given in 1952-53.]

461. SEMINAR ON MONEY, BANKING, AND EMPLOYMENT. Discussion of past and proposed plans for dealing with the problem of economic instability. Aut (3), Director.

470. SEMINAR ON LABOR LAW. A consideration of selected problems in collective bargaining, government labor policy, and the regulation of internal affairs of labor organizations. (3), Meltzer. [Not given in 1952-53.]

471. SEMINAR ON PATENTS. Problems in the field of patents and trade-marks; for students who have had Law 405. (3) Director, Levi. [Not given in 1952-53.]

472. SEMINAR ON GOVERNMENTAL REGULATION OF SPEECH AND POLITICAL ACTIVITY. An intensive examination of the extent to which speech and political activity are protected from direct or indirect governmental control. Spr (3), Kalven, Ming.

473. SEMINAR ON BUILDING CODES AND ZONING ORDINANCES. A study of the various sanctions for enforcement of building codes and zoning ordinances and a consideration of the efficacy of these municipal regulations in preventing blight and slum conditions. Aut (3), Dunham.


475. SEMINAR ON PUBLIC UTILITIES. The application and implications of the "regulated monopoly" theory in federal, state, and city regulation of public utility rates and services, with some examples from the region. Spr (3), Ming.

476. SEMINAR ON INTERNATIONAL LAW. International law, with some reference to proposals for international government and to the characteristics of international lawlessness. Aut (3), Sharp.

477. SEMINAR ON PROBLEMS OF AMERICAN LAW FOR FOREIGN STUDENTS. Introduction to the study of American law through discussion of fundamental problems and through comparison with institutions of the Civil Law countries. Aut (3), Win (3), Spr (3), Rheinstein, Puttkammer.

478. GENERAL GRADUATE SEMINAR. A core-seminar designed for graduate students. One topic of legal importance cutting across course lines will be considered each year. Aut (3), Win (3), Spr (3), Members of the Law Faculty.

479. SEMINAR ON RECENT DEVELOPMENTS IN THE LAW. The informal study of materials selected from current Anglo-American reports and journals to illustrate important developments in various private law subjects. Win (3), Tefft.

COURSES FOR THE SUMMER SESSION, 1952

203. CRIMINAL LAW AND PROCEDURE. (6), Hall.

206. TORTS. (6), Mechem.

304. ACCOUNTING. (4), Katz.

402. TRUSTS. (4), Dunham.

406. EVIDENCE. (6), Meltzer.

408. CONFLICT OF LAWS. (5), Currie.

472. SEMINAR ON PATENT LAW. (3), Ooms.

489. SEMINAR ON UNFAIR TRADE PRACTICES. (3), Levi.