COMMENT AND CASE NOTES

THE DRAFTING OF GOVERNMENT WAR CONTRACTS

LIEUTENANT WILLIAM H. SYMES, JR.*

Law is the viscous fluid lubricating the functions of society so that the society will not be destroyed by the heat of its own frictions. The viscous fluid may be formed in innumerable systems, common law, codes, etc., and the various systems may be applied in diverse forms of legal practice. A system (and its practice) survives only if it successfully lubricates the society of which it is a part—rather, only if the exponents of the system and its practitioners successfully sell the system to the society.

Varying environmental conditions cause variations in the nature and practice of the law applicable to the special conditions. The war has caused a special variation in the current environmental conditions. A tremendous

* Of the Legal Branch, Pittsburgh Ordnance District.

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