

## FIRST-YEAR COURSES

**217. Methods and Materials of Legal Research.**—Analysis and preparation of opinions; briefs; argumentation. A required course.  $\frac{1}{2}$  C. (2 hours), Autumn, Winter, and Spring, LEVI AND OTHER MEMBERS OF THE FACULTY.

**218. Introduction to Law.**—Distinction between non-legal and legal relations: development of legal institutions and relations; kinds of legal relations; development and organization of courts. Not a required course; may be taken for credit only by students having fewer than 3 professional courses. Readings and mimeographed materials,  $\frac{3}{4}$  C. Spring, RHEINSTEIN.

**219. Personal Property.**—Distinction between real and personal property; acquisition of rights; gift; bailment; lien; pledge; fixtures; emblements. A required course. Bigelow, *Cases on Personal Property* (2d ed.)  $\frac{1}{2}$  C., Summer, First Term, BIGELOW;  $\frac{1}{2}$  C., Autumn, BOGERT.

**220. Remedies.**—The organization and jurisdiction of the English courts; organization of American courts; the function of pleading—outline of the procedure in an action; theory and scope of the common law actions; the origin and development of the court of chancery, and a brief introduction to chancery procedure. A required course. Cook and Hinton, *Cases on Common Law Pleading* (part).  $\frac{3}{4}$  C., Summer, GAVIT;  $\frac{3}{4}$  C., Autumn, MOORE.

**221. Contracts.**—The formation of contracts; excuses for non-performance; breach; the transfer of contract rights. A required course. Casebook to be announced.  $2\frac{1}{4}$  Cs., Autumn (6 hours), Winter (4 hours), SHARP. 2 Cs., Summer, 1937.

222. **Torts.**—Conduct actionable under category of intent, including trespass to person and property and defenses thereto; non-contactual interferences with personality such as defamation and invasion of right to privacy; interferences with social and business relations; fraud and deceit; illegal methods of business competition. Conduct actionable under category of negligence, with an extended inquiry into a variety of circumstances leading to liability and to defenses thereto. Conduct otherwise actionable such as extra-hazardous activities. A required course. Bohlen, *Cases on Torts* (3d ed., 1930). 2 Cs., Summer, JAMES; 2 Cs., Winter (4 hours) and Spring (5 hours), CAMPBELL.

223. **Criminal Law.**—The criminal act; criminal attempts; consent; criminal intent; circumstances affecting intent; justification; parties in crime; agency, joint principals, accessories; crimes against the person, especially murder and manslaughter; larceny and kindred offenses. A required course. Derby, *Cases on Criminal Law* (3d ed.), 1½ Cs., Autumn (3 hours); Winter (2 hours), PUTTKAMMER; Mikell, *Cases on Criminal Law* (3d ed.), 1¼ Cs., Summer, 1937, SEARS.

240. **Real Property.**—Tenure, estates, seisin, future and incorporeal interests, joint ownership, disseisin, uses, and trusts; adverse possession, prescription, accretion; mode of conveyance; execution and delivery of deeds; description of property; estates created; covenants for title; estoppel; priority, notice, and record. A required course. Bigelow, *Introduction to Real Property*, and Aigler, *Cases on Titles to Real Property* (2d ed.). 1½ Cs., Winter (2 hours); and Spring (5 hours), TEFFT.

260. **Common Law Pleading.**—The objects of pleading; the logical conceptions involved in reaching issues by the use of pleading; the problems arising in any system of pleading, and their solutions in the common law pleading cases involving demurrers, the declaration, affirmative and negative pleas in bar, pleas in abatement, replications and further pleadings, joinder of causes of action and parties, and amendments. A required course. Cook and Hinton, *Cases on Common Law Pleading* (part). ¾ C., Spring (3 hours), MOORE.

## SECOND- AND THIRD-YEAR COURSES

These courses are elective and need not be taken in any fixed order. Students are advised to postpone starred (\*) courses to the third year.

301. **Family Relations.**—Marriage and divorce; husband and wife; parent and child; infants. Casebook to be announced. C., Summer; C., Spring, RHEINSTEIN.

320. **Sales.**—Formation and construction of contracts for the sale of goods; rights and duties of buyers and sellers; remedies available on breach. Bogert and Britton's *Cases on Sales*. Prerequisite: Three quarters of work, including Contracts. 1½ Cs., Autumn, BOGERT.

\*321. **Bills and Notes.**—Formal requisites; acceptance; indorsement; transfer; purchase for value without notice; overdue paper; extinguishment; obligations of parties; checks; diligence; presentment, dishonor, protest, notice; the Negotiable Instruments Law. Britton, *Cases on Bills and Notes* (2d ed.). Prerequisite: Contracts. 1½ Cs., Winter, PUTTKAMMER.

322. **Insurance.**—Fire, life and accident insurance, with respect to: insurable interest; concealment; misrepresentation; warranties; other causes of invalidity of contracts; amount of recovery; subrogation; conditions; waiver, estoppel, election, and powers of agents; assignees and beneficiaries. Vance, *Cases on Insurance*. ¾ C. Autumn, MOORE; ¾ C., Summer, 1937, MOORE.

327. **Credit Transactions.**—Secured credit transactions, particularly suretyship and mortgage transactions. Not open to students who have had mortgages or suretyship. Casebook to be announced. C., Summer, 1937.

372A. **Suretyship.**—Rights of the creditor; rights of the surety against the principal, including reimbursement, subrogation and exoneration; rights of a surety against a cosurety, including subrogation and contribution; subsuretyship; creditor's interest in securities held by the surety; problems arising out of bankruptcy and insolvency; the

statute of frauds; the surety's other defenses against the creditor. *Campbell's Cases on Suretyship*. [Omitted in 1936-37.]

**328. Administration of Debtors' Estates.**—Remedies of judgment creditors; fraudulent conveyances; problems of administration under voluntary assignments and bankruptcy. Casebook to be announced. C., Autumn, KATZ. DM., Summer, 1937, First Term.

**331. Business Organization I.**—Problems of agency in the conduct of business; partnerships, business trusts, *de facto* corporations, etc. Steffen, *Cases and Other Materials on Agency* and mimeographed supplement. 1½ Cs., Winter and Spring (3 hours), KATZ.

**\*332. Business Organization II.**—Largely problems of corporation law. Katz, *Cases and Other Materials on the Law of Business Corporations* (mimeographed). 1½ Cs., Summer, 1½ Cs., Autumn and Winter (3 hours). (The first half of this course may be taken separately.) KATZ.

**\*333. Business Organization III.**—Advanced problems of corporate finance and reorganization. Prerequisite: Business Organization II or equivalent or simultaneous work in Business Organization II. Katz, *Cases and Material on Corporate Readjustment and Reorganization* (mimeographed). ½ C., Spring, KATZ, LEVI.

**340. Rights in Land.**—Rights of possession of land with respect to air, water, and land; creation, nature, and extent of profits, easements, and licenses; covenants and other agreements affecting use of land; public rights in streams and ways. Bigelow, *Cases on Rights in Land* (2d ed.) (part), and Aigler, *Cases on Titles to Real Property* (2d ed.) (part). Prerequisite: Real Property. ¼ C., Winter, BIGELOW.

**341. Landlord and Tenant.**—Creation of estates for years, from year to year, and at will; tenancy at sufferance; waste; nature, suspension, and apportionment of rents; surrender of leases. Bigelow, *Cases on Rights in Land* (2d ed.) (parts), and Aigler, *Cases on Titles to Real Property* (2d ed.) (part). Prerequisite: Real Property. [Omitted in 1936-37.]

**342. Wills and Administration.**—Testamentary capacity; dispositions in contemplation of death; execution, revocation, republication, and revival of wills; intestate succession; probate and administration; title and powers of executors and administrators; payments of debts, legacies, and distributive shares. Casebook to be announced. C., Winter, RHEINSTEIN.

**\*343. Future Interests.**—Classification of future interests; rule against perpetuities; rule in Shelley's Case; construction of limitations; conditions, restraints on alienation; powers. Leach, *Cases on Future Interests*. Prerequisite: Real Property. C., Spring, BIGELOW.

**344. Mortgages.**—Essential elements of legal and equitable mortgages; rights of mortgagor and mortgagee at law and in equity: title, possession, dower, curtesy, waste, priorities, collateral agreements, foreclosure, redemption, extension, assignment, and discharge of mortgages. Parks, *Cases on Mortgages*. ¾ C., Autumn, TEFFT.

**345. Trusts.**—The creation and administration of express, private trusts; charitable trusts; resulting and constructive trusts. Scott, *Cases on Trusts* (2d ed.). Prerequisite: Four quarters of work. 1½ Cs., Spring; 1½ Cs., Summer, 1937, BOGERT.

**350. Equity I.**—Nature of equity jurisdiction; relation of common law and equity. Specific reparation and prevention of torts: waste; trespass; disturbance of easements; nuisance; interference with business, social and political relations; defamation; injuries to personality. Cook, *Cases on Equity*, Vol. I (2d ed.). Prerequisite: Torts, Remedies, Personal Property. C., Autumn, TEFFT.

**351. Equity II.**—Specific performance of contracts: affirmative contracts; negative contracts; third persons; legal consequences of right of specific performance; partial performance; consideration; marketable title; statute of frauds; plaintiff's conduct as a de-

fense; mistake; hardship; hardship; mutualty. Chafee and Simpson, *Cases on Equity*, Vols. I and II. Prerequisite: Contracts. DM., Summer, First Term, CHAFEE.  $\frac{3}{4}$  C., Winter, TEFFT.

**352. Equity III.**—Interpleader; bills of peace; bill *quia timet*; reformation and rescission of contracts for mistake. Ames, *Cases in Equity Jurisdiction*, Vol. II. Prerequisite: Equity I. [Omitted in 1936–37.]

**353. Quasi-Contracts.**—Nature of obligation; restitution at law for benefits conferred under mistake of fact or mistake of law; benefits conferred in reliance upon contract invalid, illegal, unenforceable, or impossible of performance; benefits conferred through intervention in another's affairs; benefits conferred under constraint; restitution as alternative remedy for breach of contract and for tort. Cook, *Cases on Equity*, Vol. III (2d ed.). DM., Summer, Second Term, MARTIN. C., Winter, SHARP.

**360. Evidence.**—The court and jury; witnesses; hearsay; exceptions to hearsay rule. Opinions and conclusions from lay and expert witnesses. Circumstantial evidence: character, habit; miscellaneous facts. Preferred evidence: attesting witnesses; original documents. Extrinsic evidence affecting written instruments. Hinton, *Cases on Evidence* (2d ed.). Prerequisite: Remedies and Common Law Pleading.  $1\frac{1}{2}$  Cs., Winter;  $1\frac{1}{2}$  C., Summer, 1937, CLEVELAND.

**361. Practice.**—Jurisdiction *in personam* and *in rem*; service and return of process; appearance; proceedings to final judgment; qualification and selection of jury; function of the court and jury; non-suits and directed verdicts; instructions; verdicts; special interrogatories; trials without jury; motions for new trials; bills of exceptions; writs of error. Hinton, *Cases on Trial Practice* (2d ed.). Prerequisite: Remedies and Common Law Pleading. C., Autumn, CLEVELAND.

**362. Code Pleading.**—The complainant, including necessary allegations, method of statement, and prayer for relief, joinder of claims; demurrers; answers, including general and specific denials, new matter, equitable defenses, counter claims, and union of defenses; replies; parties. Prerequisite: Common Law Pleading. Hinton, *Cases on Code Pleading*. 3d ed. C., Summer, GAVIT; C., Spring, MOORE.

**363. Equity Pleading.**—Bills in equity, including parties, general requisites, and multifariousness; disclaimer and default; demurrers; pleas; answers; replications; cross-bills; amendments. Hinton, *Cases on Equity Pleading*. Prerequisite: Common-Law Pleading. [Omitted in 1936–37.]

**364. Criminal Procedure.**—Arrest, preliminary examination, bail, indictment, information; arraignment, pleas, motions; trial; proceedings subsequent to trial; modes of review; punishment. Keedy, *Cases on Administration of Criminal Law*. C., Spring, PUTTKAMMER.

**365. Federal Jurisdiction and Procedure.**—The federal judicial system; constitutional limits of power of federal courts; substantive and procedural law applied; jurisdiction of District courts: diversity of citizenship, federal question, removal of causes, jurisdictional amount, venue; concurrent jurisdiction of state courts; original and appellate jurisdiction, U.S. Supreme Court. Frankfurter and Katz, *Cases on Federal Jurisdiction and Procedure*. [Omitted in 1936–37.]

**371. Trade Regulation.**—A course based primarily upon the Sherman Anti-trust Act of 1890, the Clayton Act of 1914, and the Federal Trade Commission Act of 1914. Other related matters are touched upon incidentally. Outside reading of considerable non-legal materials, and class reports thereon will probably be required. McLaughlin, *Cases on the Federal Anti-trust Laws of the United States*. C., Winter, DM. Summer, Second Term, 1937, CROSSKEY.

**372. Labor Law.**—Early English statutory regulations; legality of combination; federal jurisdiction over labor disputes; legality of means and objects of labor organizations; corporate rights, powers and liabilities of labor unions; trade agreements; the injunction in labor disputes; regulatory labor legislation; compulsory arbitration. Landis, *Cases on Labor Law*. [Omitted in 1936–37.]

**373. Air Law.**—Right of flight, trespass; liability of owner and operator of aircraft for injury to persons or property on ground, passengers, occupants of other aircraft; licensing of aircraft and airmen; establishment of airports and wrongs committed in their operation. Study of cases, federal statutes and regulations, and state statutory and commission regulation. [Omitted in 1936–37.]

**376. Public Utility Regulation.**—Regulation of general rate level; “value” for rate-making purposes; certificates of necessity and convenience; regulation of security issues, holding companies, and rates fixed by contract or franchise; regulation of individual rates and practices—discrimination; conflicts between regulatory agencies of nation, state, and city; relative functions of commissions and courts; business subject to regulation as public utilities; Illinois Commerce Commission Act and Interstate Commerce Act. Casebook to be announced. DM., Summer, Second Term; C., Spring, CROSSKEY.

**\*377. Taxation.**—The nature of taxing power and the purposes for which it may be used; distribution of tax burden; legal problems arising in connection with important types of taxes; exemption; enforcement of tax obligations and taxpayers’ remedies. Magill and Maguire, *Cases on Taxation*. 1½ M., Summer, First Term, CROSSKEY. [To be discontinued after Summer, 1936.]

**377. Taxation I.**—Property taxes; excises, with special reference to the taxation of corporations; taxpayers’ remedies. Magill and Maguire, *Cases on the Law of Taxation*. ¾ C., Spring, CROSSKEY.

**378. Taxation II.**—Income, estate and inheritance taxes. Magill and Maguire, *Cases on the Law of Taxation*. ¾ C., Winter, CROSSKEY.

**381. Constitutional Law I.**—The judicial interpretation and enforcement of written constitutions; the three departments of government; the federal system; powers of the national government other than the power to regulate commerce; interstate and foreign commerce. Dodd, *Cases on Constitutional Law*. C., Summer, C., Autumn, SEARS.

**\*382. Constitutional Law II.**—Constitutional provisions affecting the rights of individuals and corporations; privileges and immunities of citizens of the U.S.; due process and equal protection of the law; eminent domain; retroactive law in civil cases; citizenship; political and social rights; personal liberty; civil and criminal justice; constitutional revisions and amendments. Dodd, *Cases on Constitutional Law*. C., Spring, SEARS.

**383. Administrative Law.**—Administrative power and action; orders; discretion; notice and hearing; examining powers; summary action; form and proof of acts; relief against administrative action; action against officers and against the community; extraordinary legal remedies; equitable relief; appeal; administrative finality. Freund, *Cases on Administrative Law* (2d ed.). C., Autumn, SEARS.

**385. Municipal Corporations.**—Problems of territorial incorporation; adjustment of state and local powers; governmental and proprietary capacity (contract, tort liability, execution); mode of action; property and undertakings, including streets. Casebook to be announced. C., Summer, 1937, SEARS.

**389. Statutes.**—The technique of legislation as controlled by Constitutional provisions in the National and Illinois Constitutions; discussion of and practice in legislative draftsmanship; statutory interpretation. Mimeographed Cases and Materials. C. Summer, SEARS.

**390. Comparative Law.**—An intensive study of different fields of Comparative Law. For the academic year 1936–37 the subject is: Discussion of the draft of a Uniform Sales Act worked out by the League of Nations Institute for the Unification of Private Law; the draft compared with the Anglo-American and the European-Continental system, especially as to passing of the risk, defects of quality, and non-delivery. Materials to be announced. C., Winter, RHEINSTEIN.

**\*391. Conflict of Laws.**—(a) Jurisdiction: sources of law and comity; territorial jurisdiction; jurisdiction *in rem* and *in personam*; (b) remedies, rights of action, and procedure; (c) creation of rights: personal rights; rights of property; inheritance; obligations *ex delicto* and *ex contractu*; (d) recognition and enforcement of rights: personal relations; property; inheritance; administration of estates; judgments; obligations. Beale, *Cases on Conflict of Laws* (2d ed.). Vols. I and II. 1½ Cs., Autumn, BIGELOW.

**393. Philosophy of Law.**—An introduction to analyses of the nature of law by means of a historical survey of philosophies of law and a systematic exposition of the axioms and the disputable theses involved in any theory of law. An attempt made to relate the different approaches in the study of law to the different types of practice of the law and to formulate the basic intellectual techniques and operations which must be employed in the solution of any legal problem. Mimeographed materials and collateral readings. C., Spring, ADLER.

## SEMINAR COURSES

These courses are open to third-year students and to second-year students of high grade who wish to do specialized work in particular fields of law.

**422. Seminar in Torts.**—A study of selected problems of liability and compensation in automobile accident cases. Common-law developments will be emphasized but important legislation will also be considered.  $\frac{1}{2}$  C., Spring, CAMPBELL.

**427. Seminar in Credit Transactions.**—Problems in the law relating to the protection of credit. Topics to be announced later.  $\frac{1}{2}$  C., Summer, 1937.

**490. Seminar in Comparative Law.**—The Family and the State: policies and methods of legislative and judicial regulation of family relations in the United States and abroad. Church and State regulation of Family Relations.  $\frac{1}{2}$  C. Summer, RHEINSTEIN.

## THE SUMMER QUARTER, 1936

The Summer Quarter begins June 24 and ends August 28, 1936. Law 219, 220, and 222 are beginning first-year work.

### FIRST TERM

- 219. Personal Property.—M., BIGELOW.
- 220. Remedies.— $\frac{3}{4}$  C., GAVIT.
- 222. Torts.—2 Cs., JAMES.
- 301. Family Relations.—C., RHEINSTEIN.
- 332. Business Organization II.— $1\frac{1}{2}$  Cs., KATZ.
- 351. Equity II.—DM., CHAFEE.
- 362. Code Pleading.—C., GAVIT.
- 377. Taxation.— $1\frac{1}{2}$  M., CROSSKEY.
- 381. Constitutional Law I.—C., SEARS.
- 389. Statutes.—C., SEARS.
- 490. Seminar in Comparative Law.— $\frac{1}{2}$  C., RHEINSTEIN.

### SECOND TERM

- 220. Remedies (*continued*).—See First Term.
- 222. Torts (*continued*).—See First Term.
- 301. Family Relations (*continued*).—See First Term.
- 332. Business Organization II (*continued*).—See First Term.
- 353. Quasi Contracts.—DM., MARTIN.
- 362. Code Pleading (*continued*).—See First Term.
- 376. Public Utility Regulation.—DM., CROSSKEY.
- 381. Constitutional Law I (*continued*).—See First Term.
- 389. Statutes (*continued*).—See First Term.
- 490. Seminar in Comparative Law (*continued*).—See First Term.

## THE SUMMER QUARTER, 1937

### TENTATIVE

The Summer Quarter begins June 21 and ends August 27. Law 221 and 223 are beginning first-year work.

### FIRST TERM

- 221. Contracts.—2 Cs.
- 223. Criminal Law.— $1\frac{1}{2}$  Cs., SEARS.
- 322. Insurance.— $\frac{3}{4}$  C.
- 327. Credit Transactions.—C.
- 328. Administration of Debtors' Estates.—DM.
- 345. Trusts.— $1\frac{1}{2}$  C., BOGERT.
- 360. Evidence.— $1\frac{1}{2}$  C., CLEVELAND.
- 385. Municipal Corporations.—C., SEARS.
- 427. Seminar in Credit Transactions.— $\frac{1}{2}$  C.

## SECOND TERM

- 221. Contracts (*continued*).—See First Term.
- 223. Criminal Law (*continued*).—See First Term.
- 322. Insurance (*continued*).—See First Term.
- 327. Credit Transactions (*continued*).—See First Term.
- 345. Trusts (*continued*).—See First Term.
- 360. Evidence (*continued*).—See First Term.
- 371. Trade Regulation.—DM., CROSSKEY.
- 385. Municipal Corporations (*continued*).—See First Term.
- 427. Seminar in Credit Transactions (*continued*).—See First Term.