

THE FOUR-YEAR PROGRAM

FIRST YEAR

201. ELEMENTS OF THE LAW. Analysis of ideas basic to the law: the natural law, corrective and distributive justice, equity, legal acts; the structure and methods of the legal system: court and legislature, precedent, logic, and social policy; the growth and evolution of legal concepts: types of concepts, analytical concepts of the law, the relationship of law to the social sciences; some fundamental institutions: property, contract, the state, custom, and liberty; rhetoric and the law. Steffen and Levi, *Elements of the Law*. Aut (5 hours), *Levi*.

202. LAW AND THE NATURE OF MAN. Analysis of problems of individual and social psychology relevant to the study of law. Aut (4 hours).

203. 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 willful invasion, including relationship between employers and workmen; protection of political and civil rights. Gregory and Borchardt, *Cases and Materials on Torts*. Aut (4 hours) and Win (4 hours), *Gregory*.

205. ENGLISH LEGAL HISTORY. Spr (4 hours).

220. CONTRACT, QUASI-CONTRACT, AND SURETYSHIP. Tort and contract; promises; restitution, damages and specific performance; limits on enforcement; contract in the economic and legal order; multiple party contract relations, including suretyship and assignment. Mimeographed materials. Sum (10 hours) or Win (5 hours) and Spr (5 hours), *Sharp, Kessler*.

260a. CIVIL PROCEDURE I. Jurisdiction of the person and of the subject matter; English and American court structure; common law and equitable remedies and the union of law and equity. James, *Cases and Materials on Civil Procedure* (Part I). Sum (4 hours) or Win (4 hours), *Katz, Tefft*,

260b. CIVIL PROCEDURE II. The framing and presentation of triable issues; 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. James, *Cases and Materials on Civil Procedure* (Part II). Spr (5 hours), *Bogert*.

299. LEGAL RESEARCH. Members of the first-year class are assigned to faculty tutors for the supervision of individual research and written work.

SECOND YEAR

303. CRIMINAL LAW ADMINISTRATION. Social and legal problems in the law of crimes and in the administration of the criminal law. Keedy, *Cases on Administration of Criminal Law*, and supplementary material. Win (4 hours) or Spr (4 hours), *Puttkammer*.

304. FAMILY RELATIONS. 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. Rheinstein, *Cases and Materials on Family Relations*. Win (3 hours), *Rheinstein*.

310. ECONOMICS. 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. Win (4 hours), *Simons*.

311. ACCOUNTING. An introduction to accounting techniques and to the interpretation of financial statements. Graham and Katz, *Accounting in Law Practice* (2d ed.). *Katz*. [Not given in 1946-47.]

312. AGENCY. Study of vicarious liability and the allocation of business risks; the employee relation, workmen's compensation, limited liability, and the structure of the business organization. Steffen, *Cases on Agency*. Win (4 hours) or Spr (4 hours), *Watt*.

320. SALES. Elementary problems of contract and conveyancing law relating peculiarly to transfers of the general property in goods and documents of title. Bogert and Britton, *Cases on Sales*. Sum (4 hours) or Aut (3 hours), *Bogert*.

330a. PROPERTY I. Present and future interests in land and chattels; restrictions on the creation of future interests. Bigelow and Tefft, *Cases on Property* (2d ed.). Aut (4 hours), *Bigelow*, and Win (2 hours), *Tefft*.

330b. PROPERTY II. Conveyances *inter vivos*, including land contracts; wills and intestate succession; adverse possession and statutes of limitation. Bigelow and Tefft, *Cases on Property* (2d ed.); Rheinstein, *Materials on Wills*. Sum (5 hours) or Spr (5 hours), *Tefft, Rheinstein*.

340. CONSTITUTIONAL GOVERNMENT. The judicial interpretation and enforcement of written constitutions; the federal system; powers of the national government; interstate and foreign commerce. Dodd, *Cases on Constitutional Law* (3d ed.). Aut (4 hours), *Sears*.

341. CONSTITUTIONAL LIMITATIONS. Restraints on governmental activity arising under the Bill of Rights and the Thirteenth, Fourteenth, and Fifteenth Amendments; eminent domain; retroactive laws. The general nature and function of administrative law; administrative finality and procedural requirements. Dodd, *Cases on Constitutional Law* (3d ed.); Sears, *Cases on Administrative Law*. Sum (4 hours), Sears, or Win (4 hours), Watt.

361. MOOT COURT. Preparation of cases and argument.

THIRD YEAR

401. AMERICAN LEGAL HISTORY. A study of the Federal Convention of 1787, based primarily on Farrand's *Records* (4 vols.). Sum (4 hours) or Win (4 hours), Crosskey.

402. MORAL AND POLITICAL PHILOSOPHY. The norms regulating private and public conduct, and a solution of the problem of what is good for the individual and for society in terms of a determination of the ends of conduct and an ordering of the means thereto. The nature of justice, the principles of natural law, and the role of legality in the political order will be discussed. The readings will be, in order: John Stuart Mill, *Utilitarianism*; Aristotle, *Ethics*; John Stuart Mill, *Representative Government*; Aristotle, *Politics*. Adler. [Not given in 1946-47.]

412. CORPORATE MANAGEMENT AND FINANCE. Distribution of control; application of the fiduciary principle to agents, partners, directors, shareholders, and promoters; the procuring and maintaining of corporate capital. Katz, *Syllabus and Materials on Business Corporations* (2d ed., 1939). Aut (3 hours) and Win (3 hours), Katz.

420. NEGOTIABLE INSTRUMENTS. Comparative study of the different types of commercial and investment instruments, their different functions and legal incidents. Steffen, *Cases on Commercial and Investment Paper*. Spr (5 hours), Kessler.

430. TRUSTS. The more elementary problems relating to the creation and administration of trusts. Bogert, *Cases on Trusts*. Sum (4 hours) or Aut (4 hours), Bogert.

460. EVIDENCE. The proof of facts in issue, including burden of proof and presumptions, competence, privilege and examination of witnesses, logic in relation to problems of circumstantial evidence and relevance, and the exclusionary rules of evidence. Morgan and Maguire, *Cases on Evidence* (2d ed.). Win (6 hours), Sears.

470. CONFLICT OF LAWS. The problems arising when important facts of a case occur in states or countries having different rules of law. Cheatham, Dowling, Goodrich and Griswold, *Cases on Conflict of Laws* (2d ed.). Aut (4 hours), Rheinstein.

ELECTIVE SEMINARS AND COURSES.

FOURTH YEAR

510. LAW AND ECONOMIC ORGANIZATION. A study of the effects of legal institutions upon the operation of the economic system and of the influence of economic factors in the development of legal institutions. During the emergency period it has been necessary to substitute for this integrated study the following courses:

510a. INDUSTRIAL ORGANIZATION. The structure of American industry, the effect of industrial organization on the processes determining production and prices, and the legal devices and institutions designed to control or implement the types of organization considered. Win (4 hours), Levi.

510b. LABOR ORGANIZATION AND COLLECTIVE BARGAINING. The legal status of unions and of typical concerted activities of labor; union organization and collective bargaining under federal and state laws. Aut (4 hours), Gregory.

510c. CREDIT AND BUSINESS FLUCTUATIONS. Monetary and credit policy and the control of industrial fluctuations. The Federal Reserve System and supplementary controls. Critical examination of current views as to the "business cycle." Win (4 hours), Kessler.

510d. BANKRUPTCY AND REORGANIZATION. Problems of investment, debt, and failure in a fluctuating economy: corporate capital structures, "debtor relief," corporate reorganization plans. Spr (4 hours), Katz.

510e. TAXATION. Income, estate, and gift taxation by the national government, and the national aspects of such taxation by the states. Some attention to property taxes and state excises from the same point of view. Problems of fiscal policy with reference to industrial fluctuations and the distribution of income. Sum (5 hours) or Win (5 hours), and Spr (3 hours), Crosskey, Simons.

ELECTIVE SEMINARS AND COURSES.

ELECTIVE SEMINARS AND COURSES

Students may suggest projects for individual research or study to be substituted, with the approval of the Faculty, for one or more of the elective seminars or courses. Courses related to law in other divisions of the University may similarly be substituted.

SUMMER QUARTER

403. CRIMINAL LAW. The criminal act; criminal intent; circumstances affecting intent; consent; justification; parties in crime: agency, joint principles, accessories; crimes against the person, especially murder and manslaughter; larceny and kindred offenses. Harno, *Cases and Materials on Criminal Law and Procedure*. Sears.

516. SEMINAR ON PATENTS. Problems in the functions and abuses of the patent system. *Levi*.

AUTUMN QUARTER

403. CRIMINAL LAW. The criminal act; criminal intent; circumstances affecting intent; consent; justification; parties in crime: agency, joint principles, accessories; crimes against the person, especially murder and manslaughter. Derby, *Cases and Materials on Criminal Law and Procedure*. Puttkammer.

422. SEMINAR ON INSURANCE. The different types of insurance, forms of policies and their construction, the rule of insurance companies in the economic system, public control of insurance. Vance, *Cases and Other Material on the Law of Insurance*. Kessler.

517. SEMINAR ON HOUSING. Legal and other problems in emergency and long-term housing programs. *Watt*.

530. SEMINAR ON FAMILY ESTATES. Problems in the law relating to the transfer of estates and in the drafting of wills and trust instruments. *Rheinstein*.

PSYCHIATRY 301. MEDICAL PSYCHOLOGY. A general survey of the field of abnormal psychology and of the various neuroses, psychoses, and other disorders of personality. *Dr. Henry W. Brosin*.

SOC. SCI 328. EQUALITY IN AMERICA. A study of the relations among religious, scientific, and political concepts of equality and the facts of social and economic life, illustrated from selected periods in the history of the United States. *Daniel J. Boorstin*.

POL SCI 361. INTERNATIONAL LAW OF PEACE. Sources and sanctions of international law; recognition, intervention, jurisdiction, nationality, protection of citizens abroad, diplomatic and consular practice, the interpretation of treaties. *Quincy Wright*.

WINTER QUARTER

406. COMPARATIVE LAW (SOCIOLOGY OF LAW). Methods of social control: informal and through law; the "rules of law" and the "law people" in different types of society, especially in modern civil-law and common-law countries. *Rheinstein*, *Cases on Comparative Law of Torts*, and other assigned readings. *Rheinstein*.

509. SEMINAR IN REGULATORY LEGISLATION AFFECTING LABOR. A study of statutes and projected legislation affecting labor conditions and standards, including the Fair Labor Standards Act, Workmen's Compensation Acts, the Social Security Act, and the Beveridge plan. *Gregory*.

520. SEMINAR ON CONTRACTS. Advanced problems, principally in the field of suretyship. *Sharp*.

POL SCI 362. INTERNATIONAL LAW OF PACIFIC SETTLEMENT AND WAR. Nonhostile and hostile redress; mediation, arbitration, reprisals, war. Treatment of persons and property in war; conduct of hostilities, neutrality, contraband, blockade prize jurisdiction. *Quincy Wright*.

SPRING QUARTER

344. MORTGAGES. A study of real estate and chattel mortgages and related types of security, with emphasis upon enforcement and liquidation. Osborne, *Cases and Materials on Property Security* (1940). *Bogert*.

461. FEDERAL JURISDICTION. The constitutional and statutory jurisdiction of the federal courts, both trial and appellate, including the relation of the federal courts to federal and state administrative agencies. Frankfurter and Shulman, *Cases on Federal Jurisdiction and Procedure*. *Crosskey*.

531. SEMINAR ON THE 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. *Tefft*.

532. SEMINAR ON THE CREATION OF FAMILY ESTATES. Public policies limiting the creation of estates; aspects of the law of future interests and trusts. *Bigelow*.

548. SEMINAR ON POLICE. Law of arrest, with and without warrant; search and seizure; preliminary examination and bindover; coroner's functions; admission to bail. *Puttkammer*.

SOC SCI 327. THE AMERICAN REVOLUTION AND THE LAW. Legal ideas and institutions in their relation to American life and thought during the era of the Revolution, 1750-1800. *Daniel J. Boorstin*.

THE THREE-YEAR PROGRAM

For description of the individual courses refer to the corresponding courses in the Four-Year Program, pages 7-10 above.

FIRST YEAR

- 201. ELEMENTS OF THE LAW.
- 203. TORTS.
- 220. CONTRACT, QUASI-CONTRACT, AND SURETYSHIP.
- 260a. CIVIL PROCEDURE I.
- 260b. CIVIL PROCEDURE II.
- 312. AGENCY.
- 330a. PROPERTY I.
- 299. LEGAL RESEARCH.

SECOND YEAR

- 303. CRIMINAL LAW ADMINISTRATION.
- 320. SALES.
- 330b. PROPERTY II.
- 340. CONSTITUTIONAL GOVERNMENT.
- 341. CONSTITUTIONAL LIMITATIONS.
- 412. CORPORATE MANAGEMENT AND FINANCE.
- 420. NEGOTIABLE INSTRUMENTS.
- 430. TRUSTS.
- 460. EVIDENCE.
- 470. CONFLICT OF LAWS.
- 361. MOOT COURT.

THIRD YEAR

- 510. LAW AND ECONOMIC ORGANIZATION.
 - 510a. INDUSTRIAL ORGANIZATION.
 - 510b. LABOR ORGANIZATION AND COLLECTIVE BARGAINING.
 - 510c. CREDIT AND BUSINESS FLUCTUATIONS.
 - 510d. BANKRUPTCY AND REORGANIZATION.
 - 510e. TAXATION.

ELECTIVE SEMINARS AND COURSES.