

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. Reading and seminar discussion of a series of traditional and contemporary books dealing with such themes as freedom, aggression, the function of law, and the method of the social sciences, with emphasis on psychological aspects of problems discussed. [Not offered 1948-49.]

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. Materials to be announced. Aut (4 hours), Win (2 hours), and Spr (2 hours), *Gregory*.

220. CONTRACT. Promises; limits on enforcement; contract in the economic and legal order; multiple party contract relations, including suretyship. Mimeographed materials. Aut (3 hours), Win (3 hours), and Spr (4 hours), *Sharp*.

230. PROPERTY. Present and future interests in land and chattels; restrictions on the creation of future interests; 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*. Win (5 hours) and Spr (5 hours), *Tefft*.

260a. CIVIL PROCEDURE I. English and American court structure; common law and equitable remedies and the union of law and equity; the framing of issues. Materials to be announced. Win (2 hours) and Spr (2 hours), *Katz*.

260b. CIVIL PROCEDURE II. 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. [Not offered 1948-49.]

299. LEGAL RESEARCH. 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. Aut (3 hours), Win (3 hours), and Spr (2 hours), *Kalven, Constantine, Gibson, Leonard, van der Heide*.

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. 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. Jacobs, *Cases and Materials on Domestic Relations*. Aut (4 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), *Director*.

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. Materials to be announced. Win (4 hours), *Sawyer*.

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* (2d ed. by Bogert). Sum (3 hours) or Aut (3 hours), *Bogert*.

330. PROPERTY [for students who entered before 1948]. Present and future interests in land and chattels; restrictions on the creation of future interests; 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*. Aut (5 hours) and Win (5 hours), *Tefft*.

340. CONSTITUTIONAL GOVERNMENT. The judicial interpretation and enforcement of written constitutions; separation and delegation of powers; the federal system; powers of the national government; interstate and foreign commerce. Dodd, *Cases on Constitutional Law* (4th ed.), Spr (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; self-incrimination; search and seizure; jury trial; amendment of constitutions. Dodd, *Cases on Constitutional Law* (4th ed.). Win (4 hours), *Sears*.

361. MOOT COURT. Preparation of cases and argument.

THIRD YEAR

401. AMERICAN LEGAL HISTORY. A study of the Federal Convention of 1787, based on Farand's *Records* (4 vols.) and various unpublished materials. Spr (4 hours), *Crosskey*.

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; introduction to accounting techniques and the interpretation of financial statements. Materials to be announced. Sum (6 hours) or Win (3 hours) and Spr (3 hours), *Katz, Meltzer*.

420. NEGOTIABLE INSTRUMENTS. Comparative study of the different types of commercial and investment instruments, their different functions and legal incidents. Materials to be announced. Sum (5 hours), *Axelrod*, or Aut (5 hours), *Sawyer*.

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

435. INTERNATIONAL ORGANIZATIONS. Structure and purposes of the United Nations Organization and other intergovernmental organizations; the relationship of such organizations to certain federal agencies, to the regulation of international cartels, and to the solution of selected domestic problems. [Not offered 1948-49.]

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 (3 hours) and Spr (3 hours), *Meltzer*.

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.). Win (2 hours) and Spr (2 hours), *Rheinstein*.

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:

510a. INDUSTRIAL ORGANIZATION. The structure of American industry, the theory of competition and of monopoly; the development of patents and trade-marks; problems of unfair competition; the enforcement of the anti-trust laws against restraints of trade and against monopoly. An industry study is required of each student. Aut (4 hours) and Win (4 hours), *Levi, Director, Bowman, Bursler*.

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. Gregory and Katz, *Labor Law: Cases, Materials and Comments*. Sum (4 hours), *Madden*, or Spr (4 hours), *Gregory*.

510d. BANKRUPTCY AND REORGANIZATION. Credit aspects of the business cycle; problems of investment, debt, and failure in a fluctuating economy; corporate capital structures, "debtor relief," corporate reorganization plans. Aut (4 hours), *Blum*.

510e. TAXATION. Income, gift, and estate taxation by the national government, the relationship of taxation to economic and fiscal policy, the problem of taxing family units, and the role of taxation in a private enterprise economy. Sum (8 hours), *Blough, Kalven*, or Win (4 hours) and Spr (4 hours), *Blum, Blough*.

THE THREE-YEAR PROGRAM

FIRST YEAR

201. ELEMENTS OF THE LAW.

203. TORTS.

220. CONTRACT.

230. PROPERTY.

260a. CIVIL PROCEDURE I.

260b. CIVIL PROCEDURE II. [Not offered 1948-49.]

299. LEGAL RESEARCH.

SECOND YEAR

- 303. CRIMINAL LAW ADMINISTRATION.
- 312. AGENCY.
- 320. SALES.
- 330b. PROPERTY II [for students who entered before 1948]. Conveyances *inter vivos*, including land contracts; wills and intestate succession; adverse possession and statutes of limitation. Materials to be announced. Spr (5 hours), *Sawyer*.
- 340. CONSTITUTIONAL GOVERNMENT.
- 341. CONSTITUTIONAL LIMITATIONS.
- 412. CORPORATE MANAGEMENT AND FINANCE.
- 420. NEGOTIABLE INSTRUMENTS.
- 430. TRUSTS.
- 460. EVIDENCE.
- 361. MOOT COURT.

THIRD YEAR

- 470. CONFLICT OF LAWS.
- 510. LAW AND ECONOMIC ORGANIZATION.
 - 510a. INDUSTRIAL ORGANIZATION.
 - 510b. LABOR ORGANIZATION AND COLLECTIVE BARGAINING.
 - 510d. BANKRUPTCY AND REORGANIZATION.
 - 510e. TAXATION.

VIII. ELECTIVE SEMINARS AND COURSES

SUMMER QUARTER

- 512. PUBLIC UTILITIES. The application and implications of the "regulated monopoly" theory in federal, state, and city regulation of public utilities rates and services; with some examples from the region. *Ming*.
- 518. PROBLEMS IN LABOR LAW AND LABOR RELATIONS. Intensive individual or group studies of selected subjects in labor law or labor relations, such as Fair Labor Standards Act, Railway Labor Act, internal problems of unions, etc., with written reports. *Madden*.
- 541. ADMINISTRATIVE LAW. A study of the administrative process and of the constitutional and statutory limitations upon administrative action. Gellhorn, *Administrative Law, Cases and Comments* (2d ed.). *Countryman*.

AUTUMN QUARTER

- 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. Casebook to be announced. *Crosskey*.
- 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*.
- 541. ADMINISTRATIVE LAW. Creation of administrative tribunals and their functions; procedure before administrative tribunals; judicial relief from administrative action; methods of judicial relief; extent of control of administrative action by courts. Casebook to be announced. *Sears*.
- PHILOSOPHY 391. THE PHILOSOPHIC BASES OF POLITICAL CONTROVERSIES. An examination of theoretic and intellectual dimensions of political and legal issues as well as of the implications of the methods used in their formulation and resolution. *Professor Richard P. McKeon, Mr. Alan Gewirth*.

POLITICAL SCIENCE 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. *Professor Quincy Wright*.

POLITICAL SCIENCE 367. THE PHILOSOPHY OF INTERNATIONAL RELATIONS. A critical analysis of the philosophic assumptions underlying contemporary thinking on international affairs. Special attention is given to the philosophy of rationalism, the scientific approach to politics, the problems of progress, social reform, and pacifism. *Professor Hans J. Morgenthau*.

SOCIAL SCIENCE 327B. LAW AND CIVILIZATION. A study of the role of law exemplified in three major Western legal systems; approached through a comparative treatment of particular institutions. *Professor Daniel J. Boorstin and others*.

LAW 304, FAMILY RELATIONS, is also available as an elective in the three-year program.

WINTER QUARTER

406. COMPARATIVE LAW. Basic legal concepts and their use in civil law and common law. Assigned readings. *Rheinstein*.

512. PUBLIC UTILITIES. The application and implications of the "regulated monopoly" theory in federal, state, and city regulation of public utilities rates and services; with some examples from the region. *Ming*.

524. SEMINAR ON CIVIL RIGHTS. A study of current interferences with the exercise and enjoyment of civil rights and procedures available for their protection. *Ming*.

550. CONFLICT, ADJUSTMENT AND FORCE, THE RAW MATERIALS OF LAW. Aggression and blame in relations between independent states; the organization and use of force in the treatment of international conflict. Papers on and discussion of specific historical and contemporary problems. *Sharp*.

POLITICAL SCIENCE 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. Prerequisite: Pol Sci 361. *Professor Quincy Wright*.

SOCIAL SCIENCE 335B. THE POLITICAL THEORIES OF PLATO. The works to be used in this course are the later political dialogues, e.g., *The Statesman*, *The Sophist*, *The Laws*. *Professor David Grene*.

SPRING 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 and against property. Derby, *Cases and Materials on Criminal Law and Procedure*. *Puttkammer*.

505. SEMINAR ON TAX ACCOUNTING PROBLEMS. *Blum, Katz*.

517. SEMINAR ON THE PROBLEM OF HOUSING. A study of the problems of planning in an area where the results of competition are commonly thought to be inadequate. *Director, Levi*.

SOCIAL SCIENCE 328B. PURITANISM AND SOCIETY. An introduction to American intellectual and legal history. *Professor Daniel J. Boorstin*.

LAW 401, AMERICAN LEGAL HISTORY, is also available as an elective in the three-year program.