



The Reporter



Official Publication of Phi Alpha Delta Law Fraternity—February, 1964

Justice Clark Hosts Chapter

As the highlight of its fall rushing program, John Jay Chapter, George Washington University, was fortunate to be the guest of United States Supreme Court Justice Tom Clark at a morning reception held in the Conference Room of the Supreme Court.

Justice Clark, who has on many occasions given considerable support as a speaker to the PAD chapters of the Washington area, was the very gracious host to approximately 150 Brothers of John Jay Chapter and unaffiliated students, as well as their wives and dates. Also among the guests were Supreme Vice Justice Robert Redding, Associate Tribune Donald Moore, Dean of the George Washington University Graduate School of Public Law Louis Mayo, and Associate Dean of the Law School and faculty advisor to Jay Chapter Carville Benson.

Two other very distinguished Brothers of Phi Alpha Delta who took time out from their busy schedules to visit with the many guests were Supreme Court Justices Arthur Goldberg and Harold Burton (retired).

The opportunity to meet and visit informally with Justices

Prominent PAD Legal Educators Tollefsen and Van Hecke Die

The field of legal education and Phi Alpha Delta have both suffered recent losses with the passing of Dean Martin Tollefsen of Drake University Law School, and Maurice T. Van Hecke, Law Professor at the University of South Carolina.

Brother Tollefsen passed away December 26, 1963, and Brother Van Hecke on December 5, 1963.

Dean Tollefsen joined the law faculty at Drake University as Professor of Law in 1926 and except for a period of study at

Harvard University and Army service in World War II, he had been on the Drake campus since that time.

He was made Dean of the Drake Law School in 1946 and only recently retired from that position. He had served as Chairman of the Polk County School Board and in 1961 was the recipient of the Iowa State Bar Association Award of Merit, the highest honor which that Association can bestow.

Dean Tollefsen was an avid and enthusiastic PAD and played a prominent part in the 1954 National Convention which was held in Des Moines. He was a constant source of inspiration for the members of Cole Chapter. He also held memberships in the American Law Institute and in the American, Iowa and Polk County Bar Associations.

In addition, he was a member of Phi Beta Kappa and Order of the Coif, and a Director of the University Club of Des Moines.

Professor Maurice T. Van Hecke, served as Dean of that law school from 1931 to 1941 and when he retired from teaching he had been on the faculty of the University for 42 years. On occasion he also taught at Kansas, West Virginia and Yale, Michigan, Minnesota, Northwestern, Western Texas and Wisconsin.

From 1942 to 1945 he was Chairman of the Southern War Labor Board. He was also a former President of the Association of American Law Schools.

Akron Alumni Chapter Installed Recently

The Akron Alumni Chapter of Phi Alpha Delta was officially installed on November 21, 1963, in Akron, Ohio. Charter officers are: Justice, Robert L. Culbertson; Vice Justice, Frederick J. Kovac; Clerk, Dean Stanley A. Samad, of University of Akron School of Law; Treasurer, Bernard Schneier, and Marshal, Charles D. Parke.

Clark, Goldberg and Burton of the Supreme Court was an inspiring and educational one for the many appreciative guests of Justice Clark, and will be remembered for a long time to come.



PAD RECEPTION AT SUPREME COURT. These distinguished PAD brothers pose for the Reporter at the PAD reception hosted by Brother Justice Tom C. Clark at the Supreme Court recently. Left to right, are Harold Miller, Justice, Jay Chapter; Second Supreme Vice Justice Robert E. Redding; Supreme Court Justice Tom C. Clark; Associate Tribune Donald R. Moore; and Louis H. Mayo, Dean of the George Washington University Graduate School of Public Law.



SUPREME COURT RECEPTION—PAD Brothers and guests were honored by the visit of Supreme Court Justice Harold Burton (retired) to the reception given at the Supreme Court by Justice Tom C. Clark recently. Justice Burton and Second Supreme Vice Justice Robert E. Redding are shown above renewing fraternal friendships as Carville D. Benson, Associate Dean of George Washington University Law School and faculty advisor of Jay Chapter, watches.



CHARLES O. GALVIN

Galvin Is New Dean at SMU

Brother Charles O. Galvin, a member of Taney Chapter at SMU, is that law school's new Dean, effective last November 1st.

Dean Galvin was first invited to the law faculty in 1952 by the then PAD Dean Robert G. Storey.

He has been a frequent contributor to legal periodicals and during the Eisenhower and Kennedy administrations worked with the Treasury staff and Congressional committees as an expert on tax policy. He presently heads the Committee on Substantive Tax Reform of the American Bar Association.

Brother Galvin succeeds Brother John W. Reihem, who resigned as Dean October 1 to accept the position as Executive Vice President of a New York law publishing firm.



THE PARK SHERATON HOTEL IN NEW YORK CITY, PAD's 1964 CONVENTION HEADQUARTERS

New York City to Host 1964 PAD National Convention

The fabulous and fascinating city of New York has been selected as the site for PAD's 1964 biennial convention. The meeting will be held concurrently with that of the American Bar Association, from August 10 through August 12. The Park Sheraton Hotel has been selected as headquarters hotel.

New York is also, of course, the site of the 1964 World's Fair. All of these factors combine to provide an excellent setting for what should prove to be the largest PAD Convention ever held.

Active Chapters of the fraternity which are in good standing are entitled to two delegates and two alternate delegates. The Supreme Chapter will pay the expenses of one delegate from each active chapter, on the basis of the actual cost of air coach fare, hotel accommodations and a subsistence allowance for each day of travel to and from the convention and each day of the convention. These expenses will be paid on the last day of the convention by the Supreme Treasurer.

Each alumni chapter is also entitled to two delegates and two alternates. However, the expenses of the alumni delegates are not paid by the Supreme Chapter.

A special invitation is being extended to alumni members to bring their families and attend the convention. The New York World's Fair and PAD convention will provide an excellent opportunity for a family vacation.

All active chapters are reminded that their clerical and financial responsibilities to the Supreme Chapter must be in order before the delegates' credentials can be approved by the Supreme Secretary, and alumni chapters are reminded that their annual alumni tax of \$15.00 must be paid before their delegates can be seated.

Alumni desiring to receive details of the convention as they become available should use the form below.

Phi Alpha Delta Law Fraternity
10722 White Oak Ave.
Granada Hills, Calif.

Please send me details of the 1964 PAD Convention to be held in New York City Aug. 10-12.

Name (Please Print)

Address

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FREDRICK J. WEITKAMP, Editor

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District XII	George W. Miller, Jr. 111 Corcoran Durham, N.C.	Delaware, District of Co- lumbia, Virginia, North Carolina, South Carolina, Maryland.



ELMER M. MILLION

Elmer Million New District XI Justice

Professor Elmer M. Million, of New York University School of Law, has been named Justice of District XI by Supreme Justice Alfred P. Murrah. Professor Million succeeds Edward V. Atnally in the position which includes the States of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey and Eastern Pennsylvania.

Brother Million is a member of Harlan Chapter at the University of Oklahoma, where he obtained his LL.B. in 1935. He has taught at Southern Methodist University, University of Idaho, George Washington University, West Virginia University, University of Oklahoma and New York University.

He is the author of various case notes and articles in legal periodicals.



MICHAEL W. MAUPIN

Maupin Wins Tom C. Clark Clerkship

Brother Michael W. Maupin, a member of Jefferson Chapter, at the University of Virginia School of Law, has been selected as a clerk for Brother Tom C. Clark, Associate Justice of the United States Supreme Court. Brother Clark each year offers all senior PAD law students the opportunity to compete for the coveted position. The fraternity's Supreme Tribunal, consisting of Chief Tribune Charles Digangi and Associate Tribunes Donald R. Moore and George T. Nickell, spent many hours in reviewing the applications of members from across the country. Three were selected for submission to Justice Clark, and the selection of Maupin was made by the Justice personally.

Brother Maupin is a graduate of the Virginia Military Institute, where he served as Class President for four years and as Class Valedictorian in 1959.

He has served his tour of army duty as a second lieutenant in the Corps of Engineers and completed courses at the Engineer's School, Ft. Belvoir, Virginia, and the Airborne School, Ft. Benning, Georgia.

He is also a member of Kappa Alpha social fraternity, O.D.K. Leadership fraternity and P.D.E. National Journalism fraternity. He is currently Executive Editor of the Law Review at the University of Virginia and stands second in his class.

Message From The Supreme Justice

I am indeed pleased to report to you that our fraternity is in its finest hour. It seems that everything about our beloved organization is at its highest peak since our founding in 1902. We have more members, more active chapters, more alumni chapters, more professional programming, more financial security and more services for our members than ever before.

It is difficult to realize that the organization which a few men founded at South Haven, Michigan, has grown to more than 42,000 members and 93 student chapters all located at American Bar Association accredited law schools throughout these great United States. In addition, there are colonization groups in existence at Suffolk University, Seton Hall University, Fordham University, and the University of Minnesota. Our National Field Representative, C. Raymond Judice, deserves a hearty commendation for his fine work with these colonization groups and several of our newer chapters.

We now have an income of in excess of \$100,000.00 per year and 100% of this sum is spent for the advancement of the fraternity. Approximately 40% of our income is derived from student initiation fees, 40% from alumni dues and 20% from insurance dividends from the fraternity's various insurance programs. A new edition of our Professional Directory will be printed in 1965 and it is estimated that its cost will be in excess of \$35,000.00. What promises to be the most outstanding convention in the history of the fraternity will be held in New York August 10, 11



HON. ALFRED P. MURRAH

and 12 and will cost the National Fraternity some \$30,000.00. Our national publication, The Reporter, is now sent to all members for life without the payment of any subscription fee, as is required by other major law fraternities.

We are ever receiving commendations from the administrations of the law schools where our chapters are located, because of programs such as our student loans, the Tom C. Clark Clerkship competition, and our emphasis on professional programming.

As we grow larger, we must constantly strive to strengthen our gains. Our strength and our prestige as a law fraternity depend on our individual members. I urge all members to actively maintain your interest and contact with the fraternity, either through your active chapter or through an alumni chapter. Only through active, interested members can we hope to fulfill our obligation which is "Service to the Student, the Law School and the Profession."

Sincerely and fraternally,
Alfred P. Murrah,
Supreme Justice

CHARLES McC. MATHIAS HONORARY INITIATE

George Washington University's John Jay Chapter has recently initiated Congressman Charles McC. Mathias, Jr. as an honorary member.

The honorary initiation of Congressman Mathias took place at Jay Chapter's fall banquet in Washington, D.C.'s famed Occidental Restaurant on Saturday evening, December 14, 1963. The affair was well attended by brothers, alumni, faculty and guests. Among those in attendance were: Carville D. Benson, Jay Chapter's beloved faculty advisor and recently retired Associate Dean at George Washington University Law School; former Supreme Justice William S. Culbertson; Supreme Vice Justice Robert E. Redding, Associate Tribune Donald R. Moore; Justice of the D.C. Alumni Chapter George J. Meiburger; Dean of the Graduate School of Public Law Louis H. Mayo; Assistant Dean of the Law School W. Wallace Kirkpatrick; Professor Charles J. Zinn; Professor Hugh Y. Bernard; Arthur B. Caldwell and Howell Purdue.

Carl G. Love, Jay Chapter's Alumni Advisor, delivered a flowing address introducing and honoring Congressman Mathias. Brother Love's account of this Congressman's past accomplishments and present activities portrayed a man of boundless energy and a wide spectrum of public interests, which testified to the distinction with which Congressman Mathias is regarded. The address by Brother Carl Love was printed in full in the February 5, 1964, issue of the Congressional Record.

Congressman Mathias is the Representative for the Sixth Congressional District of Maryland. His district is one of the largest in the entire country,

both as to dimension and as to population, with some 700,000 constituents. He is fondly referred to on and off the Hill as "Mac." His favor and admiration of his constituents is evidenced by his reelection in 1962 by the largest plurality ever given a Maryland Republican Congressman; and that was acquired in a district where Democrats outregister Republicans by a 3-2 margin.

Mr. Mathias attended Yale University and Haverford College, receiving his AB in 1944; he distinguished himself in World War II as a Naval Gunner Officer in the Pacific Theater; and he acquired his LLB in 1964 from the Law School of the University of Maryland.

In his acceptance Congressman Mathias expressed his views on several major and current legislative problems, and as he outlined the reasons for his views he made his sincerity apparent. The length and volume of the standing ovation which he received from his audience made their admiration apparent.

Prior to the honorary initiation of Congressman Mathias, the Past Justice Key was presented to Robert Stone, one of the most active members of Jay Chapter; and the following Jay Chapter officers were applauded for their fine work during the fall semester: Harold Miller, Justice; Martin Hoffman, Vice Justice; Richard Grauer, Treasurer; Melvin Barron, Clerk; Joseph Baca, Marshal. The reins were then turned over with the introduction of the following newly elected officers: Joseph Hirsch, Justice; Al Smith, Vice Justice; Richard Grauer, Treasurer; Francis Filiatreau, Clerk; and George Marlo, Marshal.



MECK CHAPTER PROFESSIONAL PROGRAMMING—Meck Chapter, at Cleveland Marshall School of Law, has an excellent program of professional activities. Shown above are principals at a recent speech program. Left to right: David DuVernay, Program Chairman; Law School Dean Wilson G. Stapleton; Cleveland trial attorney Michael Gavin, speaker of the day; and John Liwosz. Gavin's speech topic was "What to Expect in the First Five Years Out of Law School."

Progress Report from Meck Chapter

David C. Meck Chapter at Cleveland-Marshall Law School of Baldwin-Wallace College recently made a progress report. As one of two legal fraternities at the School, its experiences will be of interest to other PAD chapters.

In two years of existence, Meck has built a strictly professional, non-sectarian reputation as distinguished from a primarily social, ultra-selective one. Its programs featuring attorneys, professors, and businessmen have been given for the benefit of the entire school and chapters. Through these affairs, the chapter has created a reputation for professionalism which is a most valuable rushing asset. As a consequence, rushing activities have attracted men who are desirous of knowledge and self-advancement; such men are moving this Chapter ahead.

As indicative of efforts in promoting school welfare, the chapter sponsored a lecture to an entire Criminal Law Class by the Public Defender of Cleveland. All attending men were aided in a talk on what to expect in the first five years out of law school, given by a local trial attorney. Other programs will be listed below; suffice it to say that all of them were integrated into rushing activities. It is Meck Chapter's conviction that Rushing can best be accomplished by a series of professional programs which depict the fraternity in its true light. All activities have been directed toward this goal.

In planning all of the chapters events, it had to find the right time, a rare commodity in an evening law school. Practical experience told members that the fraternity was not happy with long business meetings which involved lengthy discussions of every facet of activity. So, it was decided that meetings would be held only for those events in which all members must have a vote, e.g., major financial expenditures and rushing, with the majority of time being devoted to professional programs. Everyday functions were now under the cumulative control of the five officers and the committee chairmen. By increasing the responsibilities of the Programming and Rushing Chairmen, the Vice-Justice had the vital task of co-ordinating and integrating these efforts in accordance with administrative direction. This arrangement worked extremely well as did the shift to executive control. These changes permitted tighter control over internal Chapter functions and an increase in total programming. As a result, a better attendance was realized.

The Cleveland Alumni Chapter activities, vital to the chapter's birth and growth, have formed as integral part of programming. Jimmy Broz and the Alumni officers, besides sponsoring the Spring Initiation Banquets, have invited Meck Chapter to attend their monthly luncheons to hear their informative guest speakers. Many members have benefited from these programs and also been able to meet many of Cleveland's best attorneys.

Individual members of the Chapter have distinguished themselves through extra-curricular activities. The following have been contributors to Cleveland-Marshall's nationally known **Law Review**: James Brown (Editor), Ernest Cieslinski, Dominic Del-sander, Richard Dunn, David

DuVernay, Vincent Feudo, John Heaslip, Robert Hisnay, Richard Klein, Jerry Kraig, David Lake, George Liviola, Dr. Milton Oppenheim, Richard Quigg, Howard Rossen, Marvin Silver, Martin Spector (Editor), Fredrick Waugh (Editor).

Of the above, James Brown and Richard Quigg contributed articles to the crucially-important January, 1964, issue on Group Defamation. This particular subject, attracting much interest, was introduced by Justice Tom Clark of the Supreme Court.

Several brothers have distinguished themselves in their Law Review writing, and in so doing, received special honors from the school. Past Justice Marvin Silver received the Sinden Tort award for his outstanding article in that field. Vice-Justice James Brown received the Ohio Title Corporation Award (subject in real property) and the Judge Samuel Silbert Award, for contributions to the overall quality of the Law Review in 1962-63.

Moot Court experience was realized by James Brown, John H. Carson, Jr., David DuVernay, Burt Sagen, William Sprague, Martin Spector, David Lake and Eugene Elconin. Bro. Max Berry, from the Univ. of Tulsa Law School, distinguished himself in the regional Moot Court Competition held in Detroit in November, 1963.

In the area of Student Government, George Liviola is Vice-President and Elio Zerbini, Treasurer. Elected as class representatives were Burt Sagen, Martin Spector and William Kaplan.

The student newspaper, **The Gavel**, has been run for two

years by David Lake. Under his leadership, it has reached new heights of refinement.

Areas for Improvement

In these formative years, Meck Chapter has experienced certain problems, mistakes, and failures. The biggest problem has been in keeping up member interest and attendance. It has tried to solve this through an aggressive publicity campaign. Using bulletin board posters, mailed announcements, and personal phone calls, all members have been informed of coming events. In spite of this business meetings and special professional programs, e.g., a Sunday dinner featuring a slide demonstration on handwriting analysis had weak attendance. A stimulant to interest will have to be found in a new dynamic and respected leadership.

A major error was experienced in rushing. Although truly fine affairs were planned and executed, many prospective candidates were overlooked because of no effective follow-up program. This was, in part, the entire fraternity's fault; each member had a specific re-contact assignment. The other and more crucial reason was a lack of efficient organizational co-ordination of efforts. At times, the program took the form of a one-man show, when it should have been a combined production. For the general good of the Chapter this error can never be repeated.

Finally, a weakness was found in administration change-over. The incoming officers lost valuable ground by appointing committee chairmen and staff more than 30 days after being elected. If the Chapter is not to fall into a limbo of inactivity and experience a falling away of member interest, these appointments must be completed within days of the election.

Notwithstanding the problems, Meck Chapter has established a firm foundation of professional programming and will move ahead, expanding upon it. The following is a chronological listing of our activities:

Two Years in Review: A Record of Firsts

Chapter installation: April 29, 1962—Ceremony conducted by Grant Chapter of the Univ. of Akron. 44 Charter members including Associate Dean Howard L. Oleck, Prof. Milton Wilson, Prof. William Samore, plus 5 alumni. Banquet followed sponsored by Cleveland Alumni Chapter. Featured speakers:

(Continued on Page 4)



ARIZONA SUPREME COURT JUSTICE JESSE A. UDALL receives Honorary Membership Key. On November 16, 1963, Knox Chapter at the University of Arizona conferred honorary membership on Arizona Supreme Court Justice A. Udall.

Knox Confers Honors on Three Arizonans

Knox Chapter of Phi Alpha Delta held an initiation, dinner, and dance Saturday evening, November 16th, at the Executive Inn, Tucson, Arizona. Three prominent members of the Arizona bar were honored by the group at this second annual affair. An honorary membership in the fraternity was conferred on Justice Jesse A. Udall of Phoenix. A graduate of the University of Arizona law school, Justice Udall was admitted to the state bar in 1924. He is now Vice Chief Justice of the Arizona Supreme Court. Justice Udall's son David, who also attended the dinner, graduated last May from the University of Arizona law school, where he was affiliated with Knox Chapter.

Recognition as "alumnus of the year" was accorded Raul H. Castro, judge of the Pima County Superior Court. This annual award is given to a member of the bar who has supported the local fraternity chapter. Judge Castro received his pre-law training at Arizona State College at Flagstaff and his legal education at the University of Arizona. He was admitted to the Arizona bar in 1949.

Robert Riggs of Mesa received the Knox Chapter award as last year's outstanding third-year member. Riggs graduated from the University of Arizona law school last May, ranking first scholastically in his class. He also ranked first on the Arizona state bar exam given in July.

Initiation of Justice Udall and other new members at the Pima County Courthouse preceded the dinner and dance. The awards were presented at the 6:30 p.m. dinner. Honored guests included Congressman Morris A. Udall; Law College Dean John D. Lyons; former Law College Dean and past president of the University of Ariz. Dr. J. Byron McCormick; District III PAD Justice Sandy Rae; and PAD alumnus member Robert D. Stauffer, who is spearheading a drive to form an alumni chapter in Tucson. Presiding were the chapter officers: Sidney Rosen, president; Mac Reynolds, vice-president; Darryl Adams, clerk; Jerry Blum, treasurer; and Joseph Bettini, marshal.



ADMIRING CERTIFICATE OF HONORARY MEMBERSHIP presented to Arizona Supreme Court Justice Jesse A. Udall are officers of Knox Chapter and District III Justice Sandy Rae.



MEMBERS OF KNOX CHAPTER at the University of Arizona pose for The Reporter with their newest honorary initiate, Jesse A. Udall, Justice of the Arizona Supreme Court.



OKLAHOMA DIGNITARIES BECOME ACQUAINTED WITH STUDENT MEMBERS—Brothers Ben T. Williams, Oklahoma Supreme Court Justice, and Leo Winters, Lt. Governor of the State of Oklahoma, become acquainted with student members Tom Lucas, of Harlan Chapter, and Tom Cameron, of Baylor Chapter.



DISTRICT VIII CONCLAVE PRINCIPALS—Pictured are principals at the District VIII Conclave held in Oklahoma City recently. Left to right: Brother Ben T. Williams, Supreme Court of Oklahoma; Supreme Justice Alfred P. Murrah; Dr. George L. Cross, President of Oklahoma University; Brother Robert R. Blackstock, President of the Oklahoma Bar Association.

District VIII Meets in Oklahoma City

John Marshall Harlan Chapter at the University of Oklahoma College of Law was the host for the annual District VIII Conclave December 6 and 7, 1963. Friday afternoon the delegates from Vaught chapter at Oklahoma City University, Taney chapter at Southern Methodist University, Clark chapter at Texas University, Baylor chapter at Baylor University, Houston chapter at South Texas University, and Harlan chapter at the University of Oklahoma registered at Monnett Hall, the recently remodeled building housing the OU College of Law.

After being settled in Norman's Lockett Hotel the delegates were Harlan chapter's guests at a cocktail party at Oklahoma City's elite Beacon Club. From this informal gathering, the delegates made their way to the Sheraton-Oklahoma Hotel where, in conjunction with the Oklahoma Bar Association banquet, they were treated to a colorful address by Hon. George Rose Smith, an associate Justice of the Arkansas Supreme Court and recent featured speaker at the American Bar Association Convention. As a proximate result of a stute jurisprudential thinking and some smooth talking by Harlan members, a Norman car dealer was persuaded to furnish 1964 Cadillacs and Oldsmobiles to chauffeur the delegates both to and from Oklahoma City's Friday night activities. When the delegates arrived back in Norman they were at liberty to make use of the time tested legal devices of self-help and discovery to complete their evening's entertainment.

Bob Huckaby, District VIII Student Justice from Harlan chapter, presided at the opening session 9 a.m. Saturday. Assistant Dean of the OU College of Law and Harlan Faculty Advisor Dan Gibbens greeted the delegates on behalf of Oklahoma University and gave a preview of things to come by reading from a colorful opinion by Supreme Justice Alfred P. Murrah. It was of interest to note that Dean Gibbens served Judge Murrah as a law clerk when he graduated from the OU College of Law a few years ago. Student Justice Huckaby then introduced Hon. Leo Winters, Lt. Governor of Oklahoma and a PAD alumnus from Harlan chapter, who told the delegates that above all, the lawyer must exercise honesty in his own professional dealings and expect the same honesty from the elected officials of his state and community.

The delegates then adjourned to the Union lounge where they

were served some much needed coffee and doughnuts by the wives and sweethearts of Harlan members.

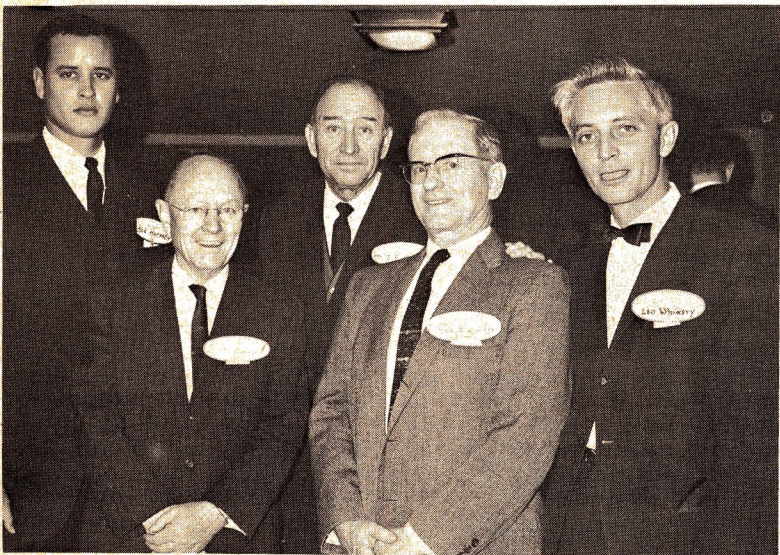
At 11 a.m. the time for the first of two business sessions arrived. Here were presented seminar type discussions on chapter finances by Bill Rodgers of SMU's Taney chapter and public relations by Jim Cunningham of Harlan chapter.

This business meeting ended at noon as the delegates moved to the Union Ballroom to join other members of the OU College of Law at large who had come to hear the principal address of the Conclave by Supreme Justice Alfred P. Murrah, Oklahoma U. Harlan Alumnus. Mont Hoyt, Harlan's master of ceremonies for the day, introduced to the assembly Dan Gibbens, Assistant Dean of the OU College of Law, Bob Blackstock, Harlan PAD, Past President of the Oklahoma Bar Association, Dr. George L. Cross, President of OU, Hon. Ben T. Williams, Associate Justice of the Oklahoma Supreme Court, plus the faculty of the College of Law.

Supreme Justice Murrah talked on the place of the legal fraternity in a law school. He said that its ability to serve the law school was limited only by the vigor and enthusiasm of the members. He said that the desire for schooling is not limited to those students currently seeking their LL.B. but extends even to judges, as evidenced by schools and seminars now in existence to train Federal judges.

At the afternoon business session, which followed the banquet honoring and featuring Supreme Justice Murrah, the delegates heard a talk on chapter rush by out-going Vice-Justice John Crews from Clark Chapter. Then followed a general discussion session led by business committee chairman Jim McCaffrey of the host Harlan chapter. Finally, of course, came time to elect a slate of officers to carry on for the coming year. The new District VIII officers are:

Justice, Woody Henderson, Taney Chapter; Vice-Justice, Ed Ivester, Vaught Chapter; Treasurer, Hugh Rives, Baylor Chapter; Clerk, Hollis Cordray, Houston Chapter; Marshall, Larry Foster, Harlan Chapter.



OTHERS AT DISTRICT VIII CONCLAVE: Bob Huckaby, Student District Justice; Dr. Maurice H. Merrill, Professor of Law, Oklahoma University; Supreme Justice Alfred P. Murrah; Brother Ben T. Williams, Justice, Oklahoma Supreme Court; PAD Professor Leo H. Whinery.



ENJOYING A COFFEE BREAK during the District VIII Conclave are, left to right: Charles Foster, Clark Chapter; Pat Weir, Taney Chapter; Dale Rodgers, Justice of Taney Chapter; Lt. Gov. Leo Winters; Larry Foster, Harlan Chapter; and Jim Cunningham, Harlan Chapter.



MORE DISTRICT VIII CONCLAVE PARTICIPANTS — Left to right: Richard Fogg, Harlan Chapter; Tim Leonard, Harlan Chapter; Kent Meyers, Harlan Chapter Justice; Leo Winters, Lt. Governor of Oklahoma and Assistant Dean Dan Gibbens, a member of Harlan Chapter.

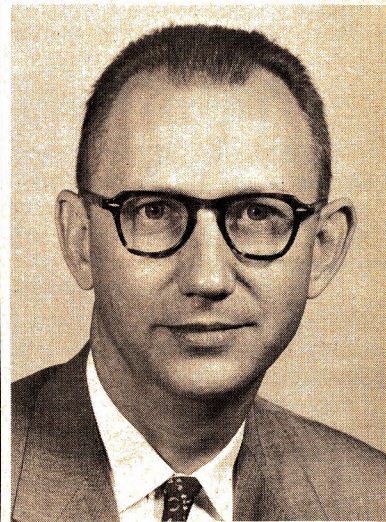
White Chapter Initiates Dean Harrison

Associate Dean and Professor of Law Milton M. Harrison, at Louisiana State University, was initiated into White Chapter at Louisiana State University last Fall.

Dean Harrison is a graduate of LSU, obtaining his LL.B. in 1941. He has been with the law school since 1946. He served as Assistant to the President from 1950 to 1957 and as Dean of the Law School from 1957 to 1959.

He is a member of the Louisiana State Bar Association, the Council of Louisiana State Law Institute, and formerly served on the State Bar Association Board of Governors.

He is also a member of the Order of the Coif, O.D.K. and is a Methodist.



MILTON M. HARRISON

kin, Julian Kahan, and Gary Kazdin.

Alumni Luncheons: during this time we heard instructive talks by the Public Defender, Jerry Gold, and Vice-Pres. and Trust Officer of Central National Bank, Mr. Robert Bensing.

More Firsts: (1) Visit from Nat'l Field Rep. Ray Judice on Feb. 8-9, 1963 — Meetings with faculty, Chapter, and Alumni very worthwhile. Concluded with a cocktail party sponsored by Justice Thal.

(2) All-School Lecture by Public Defender Jerry Gold—Feb. 11. This professional program, the first ever presented by a legal fraternity for the school, was very well received by the student body.

Third Initiation Ceremony at Court of Appeals Chamber: March 17, 1963. Total membership over 70. Initiates included Mr. Kennard Goodman, author of legal textbooks, and Attorney Arthur Lewis. Banquet followed. Dean Wilson Stapleton featured speaker.

Regional Conclave: April: Meck Chapter joined Akron, Chase, Duquesne, Toledo, W. Virginia, and Cincinnati Chapters to discuss Fraternity matters. Our representatives: Justice Thal, Treasurer Kahle, and Bro. Joe Lynch.

Toastmaster Dinner: Late April featuring a well-known handwriting expert—Joseph Thol.

"What to Expect in the First Five Years out of Law School." Informative talk by trial attorney Michael Gavin—delivered in May to a Fraternity audience which included Dean Stapleton.

Graduation Honors: June; Marvin Silver, Outstanding Member—National PAD nomination; Richard Dunn, Outstanding Senior; Frederick Waugh, Robert Hisnay, & Jerry Kraig, Outstanding Scholastic Achievement; Richard Fromson, Outstanding Alumni.

Summer Picnic: Late August.

Professional Programs: (1) Sept. 16—Bull-session with Ohio's most renowned probate attorney Bro. Ellis V. Rippner.

(2) Sept. 30—Bull-session with Bro. & Prof. Milton Wilson, who discussed Pleading in Constitutional Law.

Alumni Luncheon: Oct. 2. Featured discussion of 1963 Legislation of interest to Attorneys by State Rep. Jerry Fuerst.

Legal Film: Late October—Subject: Trial practice procedures.

Fourth Initiation Ceremony: Dec. 6—Court of Appeals Chambers.

Meck Chapter Report

(Continued from Page 3)

Cleveland-Marshall Dean Wilson G. Stapleton, Supreme Justice Anthony DiGrazia, District Justice James Broz. Elected officers: Marvin Silver, Justice; Julian Allen, Vice-Justice; James Brown, Clerk; John Heaslip, Treasurer; Michael Thal, Marshall.

Toastmaster Dinner: June, 1962 featured speaker was Associate Dean Oleck. He read his paper on standards of medical skill and care, which he later presented at the Belli Tort Seminar in Calif. Organizational meetings were held during July and August—Family picnic in late August. National Convention Delegate: Mike Thal.

Rushing Social: in September immediately following opening of school. Good attendance by Sophs & Jrs. at Stouffer's Restaurant. Followed up by closed smoker on Oct. 15, 1962 at which prospective pledges became better acquainted with members.

Initiation: Nov. 18, 1962 — 24 men including Prof. LeRoy Murad and Attorney Bernard Ruskin. Took place in Cuyahoga County Court of Appeals Chambers.

Alumni Luncheons: during these months the Brothers attended these to meet and listen to Common Pleas Judge William McDermott, Municipal Judge Eugene Sawicki, and State Rep. Gerald Fuerst.

A First: Law School Cricket Team: Initiated by Prof. Murad, a product of England's Judiciary, this School-affiliated sport drew the interest and support of Bro's Shia Shapiro, Mike Thal, Aaron Whittington, and Martin Spector, among others. The Fall of 1963 saw the team get its own equipment through player financial support. An active schedule is planned for Spring, '64.

January 1963 Elections: Mike Thal, Justice; James Brown, Vice-Justice; Murray Edelman, Clerk; Mel Kahle, Treasurer; David Lake, Marshall.

Rushing Social: January 17 at Stouffers—attended by 150 students plus Dean Stapleton, Associate Dean Oleck, 5 other faculty members, and from the Alumni James Suhr, Justice; Richard Fromson, Vice-Justice; James Broz, Excy-Sect; Judge Sawicki, State Rep. Fuerst, Bernard Rus-



DISCUSSING THE COMPREHENSIVE PROGRAM of the Annual Meeting of the American Association of Law Schools, are, left to right: Professor Marvin Anderson, California Western School of Law; Mrs. Marvin Anderson; Dean Charles Galvin, Southern Methodist University School of Law; and Harry H. Haden, Professor of Law, University of Alabama.



SUPREME VICE JUSTICE ELDEN S. MAGAW, Assistant Dean of Temple University School of Law, chats with Brothers Frank Maloney, Dean of University of Florida School of Law, and J. Allen Smith, Professor of Law at Rutgers University and former Dean of the University of Toledo School of Law.

AALS Meets in Los Angeles

The annual meeting of the American Association of Law Schools took place in the last week of December at the Statler Hilton Hotel in Los Angeles, California.

PAD's annual reception for members in attendance was hosted by Supreme Vice Justice Elden S. Magaw, Assistant Dean of Temple University School of Law.

Among those attending were Professor Wex S. Malone, National President of the Order of the Coif; Charles Galvin, Dean of Southern Methodist University School of Law; Dean Frank Maloney, of the University of Florida School of Law; Dean Bert Hopkins, of the University of Connecticut School of Law; Dean Orrin Evans, of the University of Southern California School of Law; Dean Stephen R. Curtis, of Mitchell College of Law; Dean Morris L. Shafer, of Dickinson School of Law; Dean John C. Hayes, of Loyola School of Law;

Dean Arthur M. Sammis, of Hastings College of Law, and Associate Dean Howard Oleck, of Cleveland Marshall School of Law.

Also in attendance were W. P. Gormley, Pendleton Howard, Harry H. Haden, Ed Anderson, Gerhard O. W. Mueller, George J. Alexander, Robert L. Fletcher, Philip A. Trautman, Marion R. Sneyser, Vincent C. Immel, Reed C. Lawlor, J. Henry Wilkenson, Jr., Willard Van Slyck, Walter A. Rafalko, J. Warren Madden, Jerry Kasner, Melvin Bakin, Richard B. Dyson, Laurence Cottingham, Monrad Paulsen, James A. Kelly, Ralph W. Johnson, J. A. Sinclitico, Jr., Daniel G. Gibbens, John J. Irwin, M. J. Anderson, J. Allen Smith, James Snedeker, Richard B. Amandes, Gerald Rock and David D. Smith.

Representing the National fraternity were Supreme Vice Justice Elden S. Magaw, District III Justice Sandy Rae and Executive Secretary Fredrick J. Weitkamp.

Wex Malone Prexy Order of Coif

Brother Wex S. Malone, Professor of Law at Louisiana State University, is presently serving as President of the Order of the Coif, renowned honorary legal society.

Professor Malone is a member of Ruffin Chapter at the University of North Carolina, where he received his degree in 1931. He has taught at various law schools throughout his long teaching career, including the University of Southern California, Rutgers University, Stanford University, Northwestern University, University of Texas, University of Chicago, and Hastings College of Law.

He has taught at Louisiana State University since 1939.

Louisville Alumni Active

The Louisville, Kentucky, Alumni Chapter has been enjoying a very active year. Among outstanding speakers at monthly meetings have been "Happy" Chandler and Brother Ned Breathitt, candidate for Governor of Kentucky (Brother Breathitt was elected); Thomas F. Lambert, Jr., Editor in Chief of the NACCA Law Journal; Frank Burke, former Congressman, and Marlow Cook, County Judge.

Officers of the Alumni Chapter for the current year are: Justice, Thomas E. Pfau; First Vice Justice, Clifford Duncan; Second Vice Justice, Robert Hastings; Secretary, Harry Hargadon, Jr.; Treasurer, Edwin A. Schroering, and Marshal, Richard Remmers.

Wagener Speaks To L.A. Alumni

Brother Sam Wagener, President of the State Bar of California, was the featured speaker at a recent meeting of the Los Angeles Alumni Chapter held on Wednesday, February 26th. The meeting, presided over by Chapter Justice William C. Farrer, was held at the Los Angeles Athletic Club.

Special guest of the evening was Supreme Justice Alfred P. Murrah, Chief Judge of the 10th U.S. Circuit Court of Appeals, who was introduced by Past Supreme Secretary Frank E. Gray. Celebrating his 75th birthday was Brother Bob Dexter, the very first Justice of the Los Angeles Alumni Chapter. Also introduced was Brother Vernon Hunt, President of the Conference of California State Judges.

Special awards were presented to Past Alumni Chapter Justices Carlos Stratton and Sandy Rae for the outstanding work performed by each during his term of office.

Ross Chapter at the University of Southern California received a warm round of applause as Justice Vic Berrera accepted the award from the National Chapter as the Most Outstanding Chapter in the country for 1963. Supreme Justice Murrah, in presenting the award, commented that this was the first time that a chapter had won the coveted award twice.

The election of officers for the year saw a new slate "railroaded" into office. Serving the Los Angeles Alumni Chapter for 1964 will be Superior Court Judge Herbert V. Walker, Justice; Vice President of Western Airlines Dom Renda, First Vice Justice; Attorney Bob Hight, Second Vice Justice; Public Administrator Baldo Kristovich, Third Vice Justice; Attorney Phil Battaglia, Clerk; and Attorney Ed Masry, Marshal.

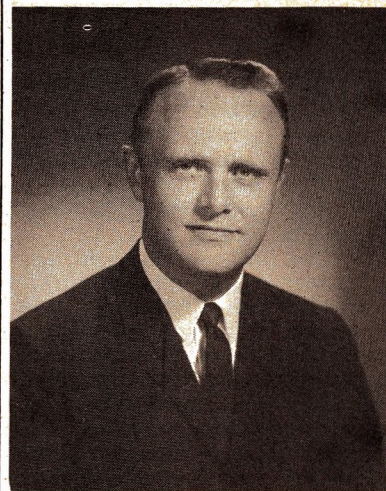
Brother Wagener spoke on activities of the State Bar and illustrated his talk with anecdotes.

Breathitt is New Kentucky Governor

Brother Edward T. Breathitt, a 39 year old attorney from Hopkinsville, Kentucky, is now that state's 47th Governor. He continues a family record of public service that dates back to pre-Civil War days, when an ancestor, John Breathitt, served as Governor from 1827 to 1833. He is a nephew of Lt. Governor James Breathitt, Jr., and a grandson of James Breathitt who was Attorney General in 1907. Another ancestor, George Breathitt, was private secretary to President Andrew Jackson.

Governor Breathitt attended the University of Kentucky for both his undergraduate and law school education. While there, he became a member of Clay Chapter of Phi Alpha Delta.

He was elected to the State House of Representatives at the age of 27. In 1952, he was elected State President of the Young Democratic Clubs and in that year was State Speaker's Chairman for Adlai Stevenson.

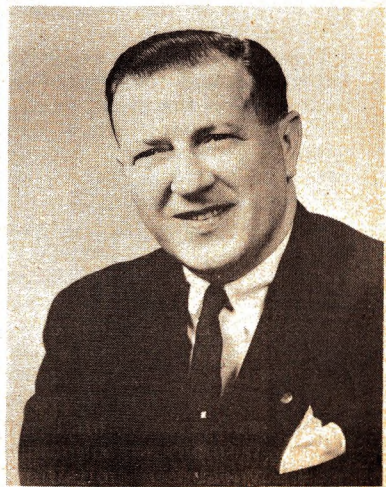


E. T. BREATHITT

Davis to U.S. Bench

Brother John Morgan Davis, of Philadelphia, Pennsylvania, has been appointed United States District Judge for the Eastern District of Pennsylvania. He is a member of Roberts Chapter at Temple University.

He was General Counsel for the National Association of Broadcasters from 1944 to 1946. He served as Lt. Governor of the State of Pennsylvania from 1958 to 1963.



JOHN MORGAN DAVIS



OTHERS ENJOYING THE PAD RECEPTION during the annual meeting of the American Association of Law Schools were, left to right: Dean Stephen R. Curtis, Mitchell College of Law; Mrs. Curtis; Mrs. Arthur Sammis; Dean Arthur Sammis, Hastings College of Law. Standing are Arthur Kaven, Chicago-Kent School of Law, and Dean William F. Zacharias, Chicago-Kent School of Law.



PADs FROM ACROSS THE COUNTRY met during the annual meeting of the American Association of Law Schools in December, in Los Angeles. Shown above are, left to right: Professor Joe Sinclitico, University of San Diego School of Law, Professor Walter Rafalko, Duquesne University School of Law; Dean Bert Hopkins, University of Connecticut School of Law; Mrs. Richard Dyson; and Professor Richard Dyson, University of Kansas School of Law.

Heart Attack As A Defense In Negligence Actions

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and the Cleveland-Marshall Law Review

(The author was one of the contestants for the 1963 competition for a clerkship with United States Supreme Court Justice Tom C. Clark. Other members wishing to submit articles for possible publication in The Reporter should include with such articles their written consent to such publication.)

The general rule in the United States today is that an unforeseen heart attack which leads to loss of consciousness, or inability to maintain control of a motor vehicle, is not negligence.¹ When an operator of an automobile is suddenly stricken by a heart attack, and as a consequence there is an injury to a person or damage to property, a defense based upon the fact of a heart attack will preclude recovery by an injured plaintiff.²

The reason for this rule of law is based upon medical understanding of the nature of the heart. The heart is often compared with a pump. It pumps blood into the lungs, where the blood is purified and receives oxygen additives. Then the blood is pumped into all other parts of the body, including the heart itself.³ If the heart fails to function properly, the result often is loss of consciousness or even death.

When the heart, through some fault in itself or in its vessels, fails to maintain adequate cerebral circulation, the result is called a **cardiac syncope**.⁴ This often renders the patient unconscious abruptly and without warning. The attack may occur at any time, even though the patient is relaxing, sitting, lying down,⁵ or driving a car.

In an article by Dr. Alan R. Moritz⁶ he states,

"A person with any form of chronic heart disease and particularly with arteriosclerotic heart disease, is likely to collapse spontaneously and unexpectedly from sudden heart failure. If the attack of heart failure occurs while the individual is standing, he is likely to fall. If he is driving a car, he is likely to lose control of it.

Dr. Moritz breaks heart disease into three fundamental types:⁷ **arteriosclerotic, hypertensive, and valvular**. In each type, the propensity of heart failure is a continual possibility. Often the person is completely unaware of his illness, and continues in his routine of life only to die unexpectedly while lying comfortably at rest in bed.⁸

Because of the unpredictable nature of heart disease, damages which result from its sudden attacks upon the unsuspecting patient often are classified legally with acts of God and unavoidable accidents.

The burden of proof that is placed upon defendant is twofold. He must first prove that the cause of his apparently negligent act was due to the sudden heart attack.⁹ This is necessary because plaintiff has usually presented a *prima facie* case of negligence, based for example on the fact that defendant's car was out of control and ran on the wrong side of the road, or ran off the roadway onto a sidewalk or private property. Evidence of such a physical happening is usually sufficient to show *prima facie* negligence.

Secondly, defendant has the burden of proving that he had no reason to anticipate, or foresee, that such an attack would occur.¹⁰ What constitutes reasonable anticipation can generally be measured by the reasonable man standard. Depending on the particular case, the standard may depend upon whether it was an attack on one of previously perfect health, or an attack on one who has sustained a series of attacks.

The evidence can come from expert medical testimony,¹² from witnesses on the street or at the scene,¹³ or even from a subsequent conversation defendant had with his wife.¹⁴ In any event the burden rests upon defendant, as it rightly should, and should be pleaded in his answer.¹⁵

The case of **Pacific Employers Insurance Co. v. Morris**¹⁶ emphasizes the importance of expert medical testimony. That case involved a collision between a truck and a passenger automobile. The truck was proceeding on its side of the road when it was hit head-on by a car approaching on the wrong side of the road. The driver of the car

was with his wife, and both were found dead in the car. There was no evidence of skid or scratch marks on the road. There was nothing to indicate that the driver's act was intentional. The driver had a cut on his forehead and his skull was crushed, yet he bled very little (described by witnesses as only "a trickle of blood"). His wife bled profusely. The difference in bleeding caused much comment from witnesses who saw the bodies. No autopsy was performed.

The court concluded that there were only two possible explanations of the driver's action. He was either negligent, or he was dead at the time of the accident. "If he was dead at the time he could not be guilty of negligence . . ." even though his car was on the wrong side of the road.

A prominent local doctor testified that he had treated the driver, aged 70, about three months before the accident, for illness due to influenza and pneumonia. He testified that the patient was in a weakened condition and highly susceptible to heart attack, stroke, or anything which might cause sudden death.

The doctor stated that, in his opinion, the driver was dead before the impact occurred. He based his opinion on the "trickle of blood" evidence. For it is a scientific fact that when the heart ceases to beat, the blood ceases to flow. This was the only logical explanation for the small degree of bleeding from the driver.

Over the objections of plaintiff's counsel; this hypothetical reasoning went to the jury and a verdict for defendant was returned. The Supreme Court of Arizona upheld the case on this issue, but reversed and remanded on other grounds.

Generally, there is no problem in a "heart attack" defense where defendant had no prior knowledge.¹⁷ In such a case, defendant must only show that he acted as a reasonable man and the attack was unforeseeable.¹⁸

However, the occurrence of an attack will not relieve the patient of the duty he owes to the public, if he had knowledge that such attack might happen at any time.¹⁹ In some states persons likely to become unconscious due to a physical impairment are not permitted a license to drive. In a situation where such a driver loses control of his vehicle, his prior knowledge constitutes negligence.²⁰

A patient with a previous medical history of cardiac syncope, who insists on driving a car, makes the roadways unsafe for those who are in legal use of the roadways. The fact that he is likely to lose consciousness at any given moment makes his operation of a motor vehicle not a reasonably prudent act. Therefore, a defendant's knowledge of the infirmity will not relieve him of his duty of care to the public.²¹

A patient with knowledge, whose doctor specifically releases him to go about his normal activities of life and who medi-

cally advises that the patient should be allowed to drive, may prove the exception to the rule. The difference here is that the doctor may reasonably believe that the seriousness of the patient's cardiac illness does not warrant a belief that normal automobile driving could precipitate the attack. In any case, the showing of the existence of a physical condition at a prior or subsequent time is evidential.²² The interim of time over which the evidence may range depends upon the circumstances of each case as to the probability of intervening changes, and is a question to be decided by the trial judge.²³

The cited rules also apply to cases where the injured party is a guest in the defendant's car. The situation where the accident occurs without knowledge or warning will preclude recovery by a guest.²⁴ However, where there is notice, the driver may be held liable for gross negligence to his guests. In states where it is applicable, he may be liable within the meaning of the state's guest statute.²⁵

In the case of agency, where the agent has knowledge but the principal has not, the negligence of the agent may not be imputed to the principal. In the case of **General Electric Co. v. Rens**,²⁶ appellant's driver died of myocardial infarct while driving a bus in the employment of the appellant. The bus went out of control and caused injury and property damage to the appellee. The driver knew of his infirmity, but did not believe that there was even remote danger in the operation of the bus in his state of health. The driver had been absent from work prior to the accident because of his myocardial illness. Upon returning to work, the driver had been examined by a doctor employed by the appellant.

In holding for the appellant, the court stated that an employer owes no duty to the general public to have a doctor examine its bus driver when the bus driver returns to work after having been ill. Therefore, the employer could not be held liable for injuries to the defendant after the bus driver suffered the fatal heart attack. The doctrine of respondeat superior did not apply.²⁷

There are instances where a driver with knowledge of his condition can have his negligence imputed to another. An example of this is where the wife of a heart patient knows that her husband is susceptible to heart attack at any given time, and yet she permits her husband to drive a car titled or owned in her name. In such a case, a resultant claim for injuries, against the wife for her negligent entrustment of her car, will state a cause of action.²⁸

Another area for consideration is the instance where the degree of the attack does not render the patient unconscious. In such a case, the driver could still lose control of the car and cause damage. In these cases, the same rules mentioned above would be applicable.²⁹ However, if a driver seized with an attack does not lose consciousness, the severity and degree of disablement may be weighed to determine if the driver should have been able to bring the automobile under control and to a safe stop. This is an issue for the jury.³⁰

There may be instances where the issue is the fact of consciousness itself. In such cases, it is always left for the jury to determine.³¹ In the case of **Shirks Motor Express v. Oxenham**,³² a truck owned by plaintiff veered to the right and struck defendant's parked car. It was alleged by plaintiff that their driver was seized by a convulsion which rendered him helpless. Some hours after the accident, the driver died of an occlusion of a carotid artery. The driver's past health record had been excellent. There was evidence offered by both sides as to whether the driver was seized before or after the collision. The court held that the issue being the exact time when the convulsion occurred,



THE HONORABLE CHARLES "MAC" MATHIAS is presented with his honorary initiation key from distinguished members of PAD and student officers of John Jay Chapter. From left to right, Al Smith, Vice-Justice of Jay Chapter; Joseph Hirsch, Justice of Jay Chapter; Carl Love, Alumni Advisor of Jay Chapter and Professorial Lecturer at George Washington U.; Congressman Mathias; Harold Miller, Past Justice of Jay Chapter; Supreme Vice-Justice Robert Redding; and Charles J. Zinn, Law Pension Counsel of the House Judiciary Committee, Professorial Lecturer at George Washington U., and Past Justice of the Washington Alumni Chapter.

this was a question for the jury to determine.

Although it is recognized that claims for unforeseen unconsciousness in automobile collision cases are subject to the possibilities of fraud, it is also recognized that it is up to the jury whether to believe or disbelieve the defendant's evidence.³³ If the jury rejects the defense and holds for the plaintiff, the higher courts will be reluctant to reverse.³⁴

In **Waters v. Pacific Coast Dairy, Inc.**,³⁵ defendant's driver claimed that he had had a heart attack and that that had caused him to lose consciousness, resulting in an accident which caused plaintiff's decedent to die. He (the driver) was taken to a hospital immediately after the accident and was told that his heart was all right. The next day he went to his family doctor who told him that his heart was all right. Several days later he went to a clinic and again was told that his heart was all right. The driver had no other attacks or heart trouble, before or after the accident. In holding that defendant did not overcome the presumption of negligence presented by plaintiff in showing that defendant's truck was on the wrong side of the road, the court held that defendant had failed to show the "nature of the attack, nor the cause thereof, nor that he had no reason to anticipate such an attack." Judgment was for the plaintiff.

Thus, it can be seen that the laws dealing with heart attack cases are governed by the reasonable man standard. It would be grossly unfair to hold one negligent for actions that are beyond foreseeability. It would also be unfair to bar recovery of one injured when the heart attack victim knew, or should have known, that his very presence behind the wheel was in utter disregard of the public safety.

In preparing a defense for such an action, the standards followed by each community must be kept foremost in the mind of the defendant. His obligation to meet and surmount the burden will depend largely upon his medical evidence, and upon his conduct prior to the accident. The burden of proof should remain on the defendant in order to secure the public safety.

* B.A., Kent State University; Senior at Cleveland-Marshall Law School.
1 Anno., 28 A. L. R. 2d 35 (1953).
2 Keller v. Wonn, 140 W. Va. 860, 87 S. E. 2d 453 (1955); Harrington v. H. D. Mecantile Co., 97 Mont. 40, 33 P. 2d 553 (1934).
3 Bannen, Traumatic Heart and Vascular Disease—Fact or Fiction? 441 Ins. L. J. 606 (Oct. 1959); Waugh, Physiology of the Heart, 11 Clev.-Mar. L. R. 233 (May, 1962).
4 Wood, Diseases of the Heart and Circulation 10 (2d ed. 1957). And see, Waugh, op. cit. supra, n. 3.
5 Id. at 11.
6 Moritz, Trauma and Heart Disease, 5 Western Res. L. R. 133 (1954).
7 Id. at 137.
8 Id. at 138-139. And see, Waugh, op. cit. supra, n. 3.
9 Prosser, Law of Torts 117 (2d ed. 1955); Belner v. Nassau Electric R. Co., 191 App. Div. 371, 181 N. Y. S. 628 (1920). But see, Heart Attack Symposium, 11 Clev.-Mar. L. R. 199-210 (May, 1962).

10 Lehman v. Hayman, 164 Ohio St. 595, 133 N. E. 2d 97 (1956).
11 Id.
12 Pacific Employers Insurance Co. v. Morris, 78 Ariz. 24, 275 P. 2d 389 (1954).
13 Keller v. Wonn, supra, n. 2.
14 Scott v. Long, 110 Ohio App. 516, 169 N. E. 2d 700 (1959).
15 Id.
16 Supra, n. 12.
17 Weldon Tool Co. v. Kelly, 81 Ohio App. 427, 76 N. E. 2d 629 (1947); Scatter v. Haley, 52 Ont. L. 95, 3 DLR 156, 11 BRC 1036 (1923). And see supra, n. 10, 13.
18 This rule applies not only to heart attacks, but is generally held to be the rule whenever there is a blackout. For example, Cohn v. Petty, 62 D. C. App. 187, 65 F. 2d 820 (1933), held there was no liability for a sudden fainting spell which was unanticipated. See also Edwards v. Ford, 69 Ga. App. 578, 26 S. E. 2d 306 (1943), which sustained a defendant's verdict in an action for death of a guest in a defendant's car when defendant, during her menstrual period, suddenly became unconscious without warning, and the collision resulted; Bushnell v. Bushnell, 103 Conn. 583, 131 A. 432, 44 A. L. R. 785 (1925), involving an epileptic fit resulting in paralysis; and, Armstrong v. Cook, 250 Mich. 180, 229 N. W. 433 (1930), involving a sudden fainting spell.
19 Kreis v. Owens, 38 N. J. Super. 148, 118 A. 2d, 420 (1955).
20 Elason v. Western Casualty and Surety Co., 254 Wisc. 134, 35 N. W. 2d 301 (1948). This involved a Wisconsin statute prohibiting an epileptic from being licensed to drive.
21 5 Am. Jur. 605 (1936); 28 A. L. R. 2d 40 (1953).
22 2 Wigmore, Evidence, 8 (2d ed., 1940).
23 Id.
24 Blashfield, Cyclopaedia of Automobile Law and Practice, 469 (perm. ed., 1946).
25 Bridges v. Spear, 79 So. 2d 679 (Fla. 1955).
26 General Electric Co. v. Rens, 217 F. 2d 595 (9th Cir., 1954).
27 In Wishbone v. Yellow Cab Co., 20 Tenn. App. 229, 97 S. W. 2d 452 (1936), the driver for defendant company lost consciousness due to an epileptic attack and thereby had an accident which injured plaintiff, a paying passenger in the cab. The driver knew he had had several attacks which rendered him unconscious prior to the one in suit. Here the court held defendant company liable for the damages to plaintiff for the negligent selection or retention of the driver, but held that the driver was not responsible, as a driver seized by an epileptic fit cannot be held negligent for the way in which he controls his automobile.
28 Schneider v. Van Wyckhouse, 54 N. Y. S. 2d 446 (Sup. Ct., 1945).
29 See Thayer v. Thayer, 286 Mich. 273 N. W. 145 (1938). Defendant had had notice of stomach pains earlier in the day but continued to drive as the pains subsided. Suddenly, the pains were of such a degree that, although he did not lose consciousness, he lost control of his car and ran into a ditch. The court held that this was not gross negligence, nor wilful and wanton misconduct under the Michigan Guest Statute. They reasoned that the pains defendant had experienced "do not necessarily put one on notice" that he would be rendered unable to control his car. In Livaudais v. Black, 13 La. App. 345, 127 S. 129 (1930), a driver suddenly went blind due to defective vision brought on by systemic infection or organic disorder. Judgment for defendant driver. And, as to sudden emergency, Komfar v. Millard, 179 Wis. 79, 190 N. W. 835 (1927), makes the question of a bug hitting the face of a driver one for the jury to determine whether the circumstances deserved the verdict of not guilty of negligence.
30 Lagasse v. Laporte, 95 N. H. 92, 58 A. 2d 312 (1948).
31 Moore v. Cooke, 264 Ala. 97, 84 So. 2d 718 (1956).
32 106 A. 2d 46 (Md. App., 1954).
33 Lehman v. Hayman, 104 Ohio App. 198, 147 N. E. 2d 870 (1957).
34 Barber v. Howard Sober, Inc., 269 App. Div. 1008, 58 N. Y. S. 2d 465 (1945). See also Ford v. Carew & English, 89 Cal. App. 2d 199, 200 P. 2d 828 (1948), where there was medical evidence to prove that the cause of the attack which rendered the driver helpless was strained heart muscles. The jury believed this and held for defendant. The verdict was affirmed on appeal.
35 55 Cal. App. 2d 789, 131 P. 2d 588 (1942).

News of Alumni

Illinois

ANTHONY P. TISCI is Administrative Assistant to Congressman R. V. Libonati . . . **D. ARTHUR CONNELLY** is serving as Chief of the Criminal Division, U. S. Attorney's Office in Chicago . . . **SAMUEL W. HART, JR.** is serving on the Health Agency's budget reviewing committee of Chicago Community Fund.

STEPHEN A. THOMAS recently retired from the Illinois Bell Telephone Co. after 34 years of service and opened his own law office . . . **BERNARD M. BAUM** has been appointed to the hearing board of the Merit Board of the Civil Service System of the Chicago Undergraduate Division of the University of Illinois . . . **WILLIAM M. O'SHEA** reports that his oldest son **ROBERT WILLIAM O'SHEA** was ordained a Catholic priest recently . . . **S. HOUSTON LOY** is a director, International Affairs of the legal profession of the American Bar Foundation.

DONALD D. PANERESE is serving as general counsel of West Suburban Bank and is a member of the board of directors . . . **JOHN E. TIMM** is now retired after practicing law in Chicago for some 45 years . . . **PATRICK J. HUGHES, JR.** is an Assistant U. S. Attorney for the Northern District of Illinois.

JOHN J. GREALIS is a Master in Chancery for Cook County, Illinois . . . **JOSEPH R. FLEISCHER** recently entered private practice with **THOMAS HANEY** in Herrin, Illinois.

FLOYD B. HARMON is treasurer of the Chicago Alumni Chapter and a past president of the Crystal Lake Chamber of Commerce . . . **ALBERT L. SENGSTOCK** is completing 35 years as police magistrate in Des Plaines . . . **WILLIAM R. JACOBS, II** is a member of the American Academy of Matrimonial Lawyers.

JOHN L. BRITAIN is corporation counsel, Village of Carpentersville . . . **WILTON ERLÉN-BORN** is a judge of Livingston County, Illinois.

ROBERT J. MANGLER is assistant corporation counsel and city prosecutor for Evanston, Illinois . . . **RANDALL S. QUINDERY** is a Circuit Judge for the 22nd Judicial District of Illinois . . . **GERALD N. RIKK** is serving as chairman of the Board of Trans-World Business Research and Development Corporation.

NAT J. REED, JR. is chairman of the board of directors of West Land Realty and Development Corporation . . . **WAYNE T. DENNIS** is County Judge for Harrisburg, Illinois . . . the corporation counsel for the City of Harvey is **LEONARD D. WALBERG** . . . **EDWARD P. DROLET** is States Attorney for Kankakee County.

JOHN PAUL DAVIS has been States Attorney for Union County, Illinois for seven consecutive terms, a total of 28 years. Probably a record for the entire state of Illinois . . . The president of Valparaiso Law School Alumni Association and the president of the South Suburban Bar Association is **WILLIAM W. WINTERHOFF**.

ROLLAND A. HERRMANN is a past president of the Kiwanis Club of McHenry, Illinois . . . **LAWRENCE A. PASSARELLA** is an assistant states attorney for Cook County . . . **ELBERT ELMORE** is a Justice of the Peace for Berman Township, Cook County.

WILLIAM L. HULSE is on a one year teaching fellowship at UCLA School of Law . . . **ROGER M. SIMPSON, JR.** is engaged in private practice and is a member of the Board of Managers, North Suburban YMCA . . . **WALTER E. DANNEBERG** is president of the National Bank of North Chicago and past president of the North Chicago Rotary Club . . . **ANTHONY A. VERTUNO** is on active duty as a First Lieutenant in the U.S. Ma-

rine Corps stationed on Okinawa . . . **ROBERT M. RANSON** is a Justice of the Peace in Oak Park, Illinois.

J. RUSSELL CHRISTIANSON is General Counsel of the Chicago Bar Association in charge of discipline of unauthorized practice cases . . . **JOHN M. WOLSLEGEL** is a special master in chancery, LaSalle County . . . **ROBERT BEART** is vice-president of Illinois Tool Works, Inc. . . . **ROBERT V. CLEVENGER** is president of Third District Federation of Local Bar Associations.

A senior member of the Illinois Supreme Court is Brother **JOSEPH E. DAILY** . . . **JAY ROBERT WALDEN** in addition to the general practice of law is corporation counsel of the City of Quincy, Illinois, on the board of directors of Quincy-People's Savings & Loan Association and president of Mid-West Abstract Co., Inc. . . . The present City Attorney for South Beloit is **ANGELO N. GAZIANO** . . . **MORTON GOLDSMITH** is Secretary of Lag Drug Co., Inc. . . . **Major EVERETT G. HOPSON** is doing government contract review work in the Procurement Law Division of the Staff Judge Advocate's Office, Wright-Patterson Airforce Base, Ohio.

Brother **ALBERT J. HARNO**, Dean of the University of Illinois from 1922-1957, is serving as Court Administrator for the Illinois Court System.

ROLLAND F. TIPSWORD is serving as State Attorney for Taylorville, Illinois.

WARREN E. BURGARD was appointed Trust Officer at Champaign County Bank and Trust Co. . . . **RICHARD MILLS** is President of the Cass County Bar Association . . . **TROY W. COX** is Assistant Counsel of Allstate Insurance Co.

Indiana

HOMER J. BYRD is serving his third six year term as Judge of the Wells Circuit Court . . . **JOHN T. SHARPNACK** is now associated with the firm of Sharpnack and Bigley, which includes his grandfather, father and uncle . . . **JOHN HUGHES MC KENNA** is Judge of the Lake Criminal Court . . . **A. MARRERO-de-IBERN** is Deputy Prosecutor for Lake County.

LAWRENCE E. CARLSON is a former member of the Indiana House of Representatives and State Senate and Indiana Public Service Commission . . . The Chief Justice of the Indiana Supreme Court is **WALTER MYERS, JR.** . . . **ROBERT H. FIELDS** is the Deputy Prosecuting Attorney for the 19th Judicial Circuit of Indiana.

WESLEY W. RATLIFF, JR. is a Judge of Henry Circuit Court . . . **HOWARD E. PETERSEN** is legal counsel for LaGrange Junior Chamber of Commerce . . . **JOHN R. AX**, a former Judge of the Indiana Appellate Court, has returned to private practice at Linton, Indiana.

JOHN W. DOGGETT, JR. is Town Attorney for North Manchester, Indiana.

Iowa

Lt. Colonel **JOSEPH F. SAGE** is serving as Professor of Science at Iowa State University . . . Brother **JOHN D. RANDALL**, a past president of the American Bar Association, is also a past president of the Association of Insurance Attorneys . . . **G. PATRAMANIS** is Staff Counsel at Collins Radio Co. . . . **GARY R. WELCH** is assigned to the staff Judge Advocate's Office in Kansas.

PAUL DAVID STRAND is County Attorney for Winneshiek County.

WILLIAM J. BROZ is a Hearing Examiner with the Bureau of Hearings and Appeals, Department of Health, Education

and Welfare, U. S. Government. . . . **THOMAS A. RENDA** is in private practice in Des Moines, Iowa . . . **THOMAS H. JENK** played baseball on the U.S.A. Pan-American Team last year.

GEORGE A. PAVLIK is Legislative Assistant to the U. S. Senator Bourke B. Hickenlooper . . . the major of Okoboji, Iowa, is **WILLIAM R. HIGGINS** . . . **JAMES P. RIELLY** is serving as president of the Mahaska County Bar Association and the 6th Judicial Bar Association . . . **WILLARD DULLARD** is Judge of the Municipal Court of Ottumwa, Iowa.

SAMUEL E. OREBAUGH is president of Investor's Life Insurance Co. of Iowa . . . **R. G. KING** is retired at Lt. Commander, U. S. Navy, Civil Engineers Corps . . .

Kansas

Brother **JOHN H. MURRAY** is Grand Master of the Grand Lodge of Kansas (Masonic) and State Senator for Kansas . . . **EDWARD E. EATON** is a past mayor of Sidney, Iowa.

CARL H. PESCH is engaged in private practice with the firm of Zimmerman, Zimmerman and Pesch . . . **PAUL A. LAMB** is a State Senator for Kansas . . . **FRANK A. CARO** is County Attorney in Thomas County.

EVERETT E. STEERMAN is chairman of the Alcoholic Beverage Control Board of the State of Kansas . . . **THOMAS E. BROWN** is associated with **W. H. CLARK, MARION CHIPMAN** and **KENNETH CLARK** of Hale City, Kansas and all members of the firm are PAD's.

HARRY E. CROSSWHITE is a past state representative in the Kansas Legislature . . . **RICHARD J. ROME** is First Assistant Reno County Attorney.

DONALD M. WYMAN is Reno County Republican Chairman . . . **JOHN KALLAHAN** is employed by the Kansas Port of Entry Board.

CLARK A. WALLACE is President of Kingman Savings & Loan Association and a director of Banker's Investment Co. . . . **JOHN J. STANG** is State Commander, Department of Kansas. Veterans of Foreign Wars of the U. S. . . . **LEO M. RUPAR** has been serving as Judge of the Police Court of Leavenworth, Kansas for the past 8 years.

AUBURN G. LIGHT is a former State Representative and is a fellow of the American College of Probate Counsel.

JERRY L. MERSHON is President of the Riley County Bar Association . . . **DARRELL MC NEIL** is a Major in the U. S. Army . . . **ROBERT L. WHITE** is a member of the board of directors of the Pittsburg, Kansas Chamber of Commerce.

J. HERB WILSON is a Probate and Juvenile Court Judge for Saline County . . . **CHARLES H. FLEMING** is listed in Who's Who in the Mid-West . . . **RALPH E. SKOOG** is serving his second term as State Representative in the Kansas Legislature.

SCHUYLER JACKSON is a former dean of Washburn University Law School and is now sitting on the Kansas Supreme Court . . . **GARY L. PAULEY** is present Treasurer of the Topeka Alumni Chapter . . . **ROBERT STEPHEN** is Police Court Judge for the City of Wichita, Kansas . . . **GEORGE M. ASHFORD** has served as Judge of the Court of Common Pleas for the past 13 years . . . **SHERWOOD JACK NOLL** is vice-president and general manager of Claims, Inc. . . . **E. GORDON JOHNSON** is a trust officer with the Southwest National Bank in Wichita, Kansas.

Kentucky

AUBREY J. BRADLEY is a partner with Alkire, Clausen, Coldsnow, and Bradley . . . **HAROLD EUGENE KELLEY** is a member of the Board of Governors of Kentucky State Bar Association.

GUY K. DUERSON is City Attorney for the City of Berea, Kentucky . . . **DAVID J. DEVASIER** is president of the Bowling Green-Warren County Board of

Insurance Agents . . . **LLOYD E. ROGERS** is a past member of the House of Representatives of Kentucky.

GEORGE W. RATTERMAN is sheriff of Campbell County, Kentucky . . . **WALTER L. CATINA** is County Attorney for Ohio County . . . **RICHARD W. ASHER** is associated with Prudential Insurance Co., Mortgage, Loan and Real Estate Investment Department.

DAVID F. MC ANELLY is City Attorney for Liberty, Kentucky . . . **ROBERT A. KOHN** is studying for his master's degree at New York University . . . **W. C. FISHER, JR.** is Assistant Director of Law, Louisville, Kentucky.

GEORGE T. MUEHLENKAMP is County Attorney for Campbell County . . . **JAMES S. SANDIGE** is a former City Attorney at Owensboro . . . **SAMUEL CARLICK** is City Judge for Paducah, Kentucky.

JOSEPH S. FREELAND is a member of the Kentucky Workmen's Compensation Board and an ex-officio member of the State Board of Claims . . . **WILLIAM R. REDWINE** is serving his second term as Elliott County Attorney . . . **J. L. HAYS** is Circuit Judge for Whitesburg.

Louisiana

THOMAS J. BROWN is a Hearing Examiner with the Social Security Administration in Alexandria, Louisiana . . . **WALTER P. MORTON, JR.** has recently received his second Oakleaf Cluster to the Airforce Commendation Ribbon . . . **MELVIN G. DAKIN** received his master's degree from Tulane University last year and is a Professor of Law at Louisiana State University. He was instrumental in the chartering of White Chapter at LSU last year.

FRANK W. HANVEY is Resident Claims Superintendent, State Farm Insurance Companies for Baton Rouge . . . **TOM H. MATHENY** is listed in Who's Who in the South and Southwest . . . **WILLIAM E. SHADDOCK** is doing graduate work at New York University.

W. CHARLES BROWN is presently on active duty as a Military Police Officer . . . **STEPHEN P. BOULET** is City Attorney for St. Martinville . . . **WILLIAM C. LA BRUN, SR.** served as Committeeman to draft a bill for establishment of a new Constitution of Court . . . **ALLEN HOWARD COON** is Vice-President of the 4th District Junior Bar Association.

CLARENCE O. DUPUY is City Councilman in New Orleans . . . **HENRY M. ROBINSON** is President of the Rotary Club of New Orleans.

NESTOR MARQUEZ-DIAZ is listed in American Men of Science and in Who's Who in American Education and is teaching business law at Nichols State College . . . **JAMES D. JOHNSON, JR.** is the author of "Louisiana Justice of Peace Guide" . . . **EDMUND T. WEGENER** is Director of the Third District Homestead in New Orleans . . . **ROY N. SELLERS** is President of the Exchange Club of New Orleans.

LLOYD C. HOFFMAN is a former Lt. Governor of Kiwanis International . . . **JAMES RALPH BEANCE** is Administrative Assistant to the Commandant of the 8th Naval District with headquarters in New Orleans . . . **DONALD R. MILLER** is a national committeeman for the Young Democrats of Louisiana.

Maine

CHARLES T. HARGROVE is Executive Vice-President of the American Bankers Insurance Co. of Florida . . . **FREDRICK G. TAINTOR** is the State Director of the YMCA . . . **FRANK B. SARGENT** has been retired since 1952 . . .

ALEXANDER A. LA FLUER is a former State Attorney General and served as honorary Vice-Consul for Canada until 1963.

Maryland

JEROME B. WOLFF is engaged in the practice of consulting engineering . . . The present law clerk to Chief Judge Simon C. Sobilooff of the 4th U. S. Circuit Court of Appeals is **GEORGE BEALL**.

JAMES B. CARSON is in partnership with another PAD, **OTTO FELLUCA** . . . **PAUL RICHARD MULLER** is a Disability Analyst to the Appeals Council of the Social Security Administration . . . **RONALD B. NATALIE** is in the Office of the General Counsel, U. S. Commission on Civil Rights.

Rev. ROBERT F. DRINAN, S. J. recently published a book entitled "Religion, the Courts and Public Policy" . . . **JOHN H. WOODRUFF** is an assistant professor of government, Boston University . . . **ARTHUR B. CALDWELL** is assistant to the Assistant Attorney General, Civil Rights Division, U. S. Department of Justice, and is listed in Who's Who in the South and Southwest . . . **HOWARD S. EPSTEIN** recently joined the trial staff of the Federal Trade Commission in the Bureau of Deceptive Practices.

JOHN M. SCARBOROUGH is now on active duty with the Army's Adjutant General's Corps . . . **HARRY J. GOODRICK** is Assistant State Attorney for Cecil County.

LOUIS J. DITRANI is with the Board of Veterans Appeals of the Veterans Administration in Washington, D.C. . . . **HARRY KENT UNDERWOOD** is a captain in the Naval Reserve, Intelligence Unit . . . **FRANCIS E. YEATMAN** is a member of the board of directors of the Silver Spring, Maryland Chamber of Commerce.

RICHARD W. HORRWORTH is vice-president of Value Engineering, Inc. . . . **DAVID H. GWYNN** is Secretary and Counsel to Maryland Home Title Co. . . . **WILLIAM B. DULANY** is serving as a member of the State Legislature and vice-president of Carroll County Bar Association . . .

Michigan

WILLIAM F. AGER, JR. is a Washington County Circuit Judge . . . **CYRUS J. GOODRICH**, who is now 81 years young, recently scored a hole-in-one which he described as one of his greatest thrills . . . **HENRY M. HOGAN, JR.** was one of the 5 outstanding young men in Michigan in 1962 . . .

The president of the Detroit College of Law is **JOHN J. DANHOF** . . . **DAVID B. EHRLINGER** has been admitted to practice before U. S. Supreme Court . . . **WALTER B. EMERY** is director of graduate studies in the Television and Radio Department, Michigan State University. He is law editor of the Journal of Broadcasting and editor of the Journal of the National Association of Broadcasters.

AMOS F. PALEY recently retired as vice-president in charge of the Trust Department of Michigan National Bank and is in private practice . . . **WENDELL MILES** is with the U.S. Court of Appeals for the 6th District . . . **STANLEY STEINBORN** is an Assistant Attorney General in the Office of the Michigan Attorney General.

HAROLD GLASSEN is a former chairman of the Michigan Conservation Commission and former president of the Michigan County Bar Association . . . **BRUCE M. HOLLOWICK** recently opened new offices at 600 East Cavanaugh Road, Lansing, Michigan . . . **DAVID T. NIKAI-DO** is a patent attorney with Dcw Chemical Co.

NORMAN R. SMITH is Director of Research and Development, Proctor and Gamble, located in Worms, Germany . . . **LEE F. MALONE** is a member of the (Continued on Page 8)

News of Alumni

(Continued from Page 7)

board of directors of the American Society for Industrial Security.

Minnesota

ROBERT A. MAT is a former City Attorney for East Grand Forks, Minnesota . . . **ARTHUR PETERSON** is listed in Who's Who in the Mid-West . . .

Mississippi

BURRELL O. MC GEE is a partner in the law firm of Winn, Hafter, Lake and Tindall . . . **GEORGE D. ABRAHAM** is a member of the board of directors of State Thrift Savings & Loan Association . . . the Vice-President of the Harrison County, Mississippi Bar Association is **HARRY G. WALKER**, who is also a member of the House of Representatives of the state.

RICHARD O. ARRINGTON is also a member of the House of Representatives . . . **CHARLES FLOWERS** is legal assistant to the President of American Liberty Life Insurance Co. . . . **GEORGE P. HEWES III** is President of the Junior Bar Section of the Mississippi State Bar Association.

EDWARD J. PETERS is associated with former Governor F.

Wrights law firm . . . **JOSHUA GREEN** is on the Advisory Board, Jackson Legal Secretaries Association.

W. ARLO TEMPLE is a Circuit Judge of the 10th Judicial District of Mississippi . . . **GEORGE WARNER, JR.** is District Attorney for the 10th Judicial District . . . **WALTER W. EPPS, JR.** is Chairman of the Meridian Mississippi Housing Authority.

JOSEPH M. CLARK, JR. is Vice-President and Trust Officer of the People's Bank & Trust Co.

Missouri

PAUL E. PANEK is a Municipal Police Judge and past president of the Belton Chamber of Commerce . . . **J. PATRICK WHEEHLER** is a former prosecuting attorney for Lewis County . . . **DUDLEY D. THOMAS III** is serving as prosecuting attorney at Carroll County.

ROGER D. HINES is city attorney at Columbia, Missouri and a past president of the Twilight Optimist Club . . . **HUGH D. MC NEW** is mayor of the city of Des Pres.

WALTER H. BOHLING retired recently as Commissioner for the Missouri Supreme Court and was appointed Special Commissioner for the court . . . **BYRON O. DYE** is the past president of the Antioch Lions Club . . . **TOM B. KRELSINGER** is Secretary of the Motor Carrier Lawyers Association.

GEORGE C. DENNY has completed 13 years in the City Counselors Office . . . **CHARLES D. FERM** writes that the name



JEROME E. CIHAK, Clerk of Phi Alpha Delta, explains the operation of the new photocopier to Philip A. Lee, Justice (center) and PAD's Faculty Advisor, Mr. Robert Nye.

of his office "Ferm & Crisp" recently appeared in an article in a St. Louis paper devoted to unusual business names . . . **J. HARLAN STAMPER** is vice-president of the Citizens Association of Kansas City.

C. JOSEPH HULSE is associated with **THOMAS A. MORAN** in general practice.

CHARLES HIPSH is chairman of the board and president of Empire State Bank . . . **PAUL E. BINDLEY** is a past president of the Kansas City Bar Association and a Referee of the Division of Workmen's Compensation for the State of Missouri. He wrote there are 4 Referees in the Kansas City office and all of them are PAD's . . . **R. ROBERT CAHN** is a former State Commander of Disabled American Veterans.

ELWYN L. CADY, JR. is president of the Kansas City Writers' Guild and second vice-president

of the Greater Kansas City Alumni Chapter of PAD . . . **VANCE R. FRICK** is serving his third term as prosecuting attorney of Adair County . . . **SPENCER LEGAN** is president of the Laclede County Bar Association . . . **C. WHEELER DETJEN** is prosecuting city attorney for the City of Crestwood.

JACK C. CONREUX is a past president of the National Retail Owned Grocers, Inc., and past president of the Cooperative Food Distributors of America . . . **JOHN F. MULLIGAN** is prosecuting attorney in the City of University City.

HARRY GERSHENSON is a member of the board of governors of the American Bar Association and a Regent of the American College of Probate Council as well as a past president of the Missouri Bar . . . **FRANK E. METZGER** is city at-

torney for Northwoods, Missouri. **ORVILLE RICHARDSON** is serving as president of the Missouri Bar . . . **FRANK FELDER** is Chief Magistrate Judge of the City of St. Louis . . . **ROY B. CHIPPS** is Secretary and Treasurer of Midwest Freightways, Inc.

Brother **VINCENT C. IMMEL** is dean of the St. Louis University School of Law . . . **MILTON M. METZ** is public defender of St. Louis and has served in that capacity for 22 years . . . **WILLIAM H. WYNE, JR.** is city attorney of Creve Coeur, Missouri . . . **ROBERT O. SNYDER** is serving as secretary of the State Representative.

Lincoln Chapter Sponsors Photocopier

The Abraham Lincoln Chapter of Phi Alpha Delta has been busy the past semester. The Fraternity adopted a policy which requires that each semester it pursue a project that will benefit the students, the school and the profession. Phi Alpha Delta, headed by Phil Lee, Don Southland, Jerry Cihak, and Walter Wisniewski, voted unanimously to secure a photo copy machine for the school library. After investigating several machines, it was decided that the Docustat Photocopier was best suited for the JMLS library. The copier will reproduce pages from the reporters, letter or legal-size sheets, or any other materials the students or faculty wish to copy. It is anticipated that once the machine is operating it will receive wide use.

Directory Of PAD Chapters

ACTIVE CHAPTERS

AKRON, UNIV. OF, Grant Chapter, Akron, Ohio
Justice—Edwin C. Pierce
Clerk—William R. Holland

ALABAMA, UNIV. OF, Morgan Chapter, Tuscaloosa, Ala.
Justice—Edward L. Hardin, Jr.
Clerk—Cham Lyons, Jr.

AMERICAN UNIVERSITY, Brandeis Chapter, Washington, D.C.
Justice—Donald L. Stevens
Clerk—Patrick G. Geraghty

ARIZONA, UNIV. OF, Knox Chapter, Tucson, Arizona
Justice—Sidney M. Rosen
Clerk—Darryl A. Adams

ARKANSAS, UNIV. OF, Garland Chapter, Fayetteville, Ark.
Justice—Sammy Weems
Clerk—David Blair

BAYLOR UNIVERSITY, Baylor Chapter, Waco, Texas
Justice—Sidney M. Rosen
Clerk—J. Dan Bohannon

CALIFORNIA, UNIV. OF, HASTINGS COLLEGE OF LAW, Temple Chapter, San Francisco, Calif.
Justice—Arthur W. Kurteff
Clerk—Phil Harry

CALIFORNIA, UNIV. OF, Field Chapter, Berkeley, Calif.
Justice—William B. Gair
Clerk—Merritt S. Yoelin

CALIFORNIA, UNIV. OF, AT L. A., McKenna Chapter, Los Angeles, Calif.
Justice—Aaron Peck
Clerk—Jerold Goldstein

CALIFORNIA-WESTERN UNIV., Beaumont Chapter, San Diego, Calif.
Justice—John P. Duffy
Clerk—Robert S. Bower, Jr.

CATHOLIC UNIVERSITY OF AMERICA, Cardozo Chapter, Washington, D.C.
Justice—William Pendleton
Clerk—Gregory Hellrung

CHASE COLLEGE OF LAW, Hoffman Chapter, Cincinnati, Ohio
Justice—Robert R. Reed
Clerk—Donald E. Waggoner

CHICAGO-KENT COLLEGE OF LAW, Blackstone Chapter, Chicago, Ill.
Justice—Unknown
Clerk—Unknown

CINCINNATI, UNIV. OF, Chase Chapter, Cincinnati, Ohio
Justice—Andrew B. Dennison
Clerk—Gerald R. Westbrook

CLEVELAND-MARSHALL COLLEGE OF LAW, Meek Chapter, Cleveland, Ohio
Justice—Max Berry
Clerk—Marshall M. Winer

COLORADO, UNIV. OF, Gunter Chapter, Boulder, Colo.
Justice—Charles J. Kall
Clerk—John M. Yeager

COLUMBIA UNIVERSITY, Livingston Chapter, New York, N.Y.
Justice—Albert L. Jacobs, Jr.
Clerk—Frank A. Gulotta

CORNELL UNIVERSITY, Wilson Chapter, Ithaca, N.Y.
Justice—Peter Alford
Clerk—Steve Goldfarb

CREIGHTON UNIVERSITY, More Chapter, Omaha, Neb.
Justice—Larry L. Lamb
Clerk—Henry Wendt

CUMBERLAND LAW SCHOOL, HOWARD UNIV., Hull Chapter, Birmingham, Ala.
Justice—Robert W. Brandon
Clerk—Edward L. Hohn

DENVER UNIVERSITY, Hughes Chapter, Denver, Colo.
Justice—John Pierce
Clerk—Bruce Schilken

DEPAUL UNIVERSITY, Story Chapter, Chicago, Ill.
Justice—John L. Ladle, Jr.
Clerk—Terry Moore

DRAKE UNIVERSITY, Cole Chapter, Des Moines, Iowa
Justice—Lawrence LeTourneau
Clerk—Arvid Wendland

DUKE UNIVERSITY, Rutledge Chapter, Durham, N.C.
Justice—Jay D. Bond, Jr.
Clerk—Patrick H. Bowen

DUQUESNE UNIVERSITY, Egan Chapter, Pittsburgh, Pennsylvania
Justice—Keith A. Wagner
Clerk—Nicholas Grebeldinger, Jr.

EMORY UNIVERSITY, Keener Chapter, Atlanta, Ga.
Justice—Gary Hatch
Clerk—John Adams

FLORIDA, UNIV. OF, Fletcher Chapter, Gainesville, Fla.
Justice—F. Perry Odom
Clerk—Jary C. Nixon

GEORGIA, UNIV. OF, Stephens Chapter, Athens, Ga.
Justice—Barney Baxter
Clerk—James Elkins

GEORGETOWN UNIVERSITY, Taft Chapter, Washington, D.C.
Justice—Jerry L. Nurrie
Clerk—John C. Joyce

GEORGE WASHINGTON UNIVERSITY, Jay Chapter, Washington, D.C.
Justice—Joseph Hirsch
Clerk—Frank Filatreau

HOUSTON, UNIV. OF, Hickman Chapter, Houston, Texas
Justice—James C. McCoy
Clerk—Lester M. Ricks, Jr.

IDAHO, UNIV. OF, Kent Chapter, Moscow, Idaho
Justice—Wayne L. Kidwell
Clerk—Ellison Matthews

ILLINOIS, UNIV. OF, Magruder Chapter, Champaign, Ill.
Justice—Charles E. Whalen
Clerk—Reuben Wong

INDIANA, UNIV. OF, Hamill Chapter, Indianapolis, Ind.
Justice—Unknown
Clerk—Charles Runnels

IOWA, UNIV. OF, Hammond Chapter, Iowa City, Iowa
Justice—Gerry Rinden
Clerk—James E. Whitmire, Jr.

JOHN MARSHALL COLLEGE OF LAW, Lincoln Chapter, Chicago, Ill.
Justice—Philip A. Lee
Clerk—Jerome E. Cihak

KANSAS UNIVERSITY OF, Green Chapter, Lawrence, Kansas
Justice—Terry Elliott
Clerk—George D. Blackwood, Jr.

KANSAS CITY, UNIV. OF, Benton Chapter, Kansas City, Mo.
Justice—Paul Edwards
Clerk—E. Denver Vold, Jr.

KENTUCKY, UNIV. OF, Clay Chapter, Lexington, Ky.
Justice—Richard C. Ward
Clerk—James O. Finch

LOUISIANA STATE UNIV., White Chapter, Baton Rouge, La.
Justice—Rogers M. Prestridge
Clerk—Henson Moore

LOUISVILLE, UNIV. OF, Vinson Chapter, Louisville, Ky.
Justice—Thomas Mooney
Clerk—Frank P. Doheny, Jr.

LOYOLA UNIVERSITY, Webster Chapter, Chicago, Ill.
Justice—Unknown
Clerk—Unknown

LOYOLA UNIVERSITY, Ford Chapter, Los Angeles, Calif.
Justice—Thomas L. Stockard
Clerk—Llye D. Herrick

MARYLAND, UNIV. OF, Darrow Chapter, Baltimore, Md.
Justice—Corenilius J. Vaughey, Jr.
Clerk—Ronald J. Wydo

MERCER UNIVERSITY, Fish Chapter, Macon, Ga.
Justice—Joe Tuggle
Clerk—Floyd B. Moon

MIAMI, UNIV. OF, Rasco Chapter, Coral Gables, Fla.
Justice—Mike Bressler
Clerk—Maurice Kutner

MICHIGAN, UNIV. OF, Campbell Chapter, Ann Arbor, Mich.
Justice—James R. Kline
Clerk—Larry G. Sharp

MISSISSIPPI, UNIV. OF, Lamar Chapter, University, Miss.
Justice—Hampton W. Glover, Jr.
Clerk—E. Grant Tharpe

MISSOURI, UNIV. OF, Lawson Chapter, Columbia, Mo.
Justice—Charles T. Smallwood
Clerk—William H. Karchmer

NEBRASKA, UNIV. OF, Reese Chapter, Lincoln, Neb.
Justice—Robert F. Martin
Clerk—Jerry Grossart

NEW YORK UNIVERSITY, Rapallo Chapter, New York, N.Y.
Justice—Alfred A. Volkman
Clerk—Stuart A. Gordon

NORTH CAROLINA, UNIV. OF, Ruffin Chapter, Chapel Hill, N.C.
Justice—William R. Hoke
Clerk—William Partin

NORTH DAKOTA, UNIV. OF, Corliss Chapter, Grand Forks, N.D.
Justice—William E. Nelson
Clerk—David L. Evans

NORTHWESTERN UNIVERSITY, Fuller Chapter, Chicago, Ill.
Justice—Ed Lennox
Clerk—James Costello

OHIO NORTHERN UNIVERSITY, Willis Chapter, Ada, Ohio
Justice—Henry M. Moser III
Clerk—Patrick Murray

OHIO STATE UNIVERSITY, McKinley Chapter, Columbus, Ohio
Justice—Frank J. McCown
Clerk—Donald E. Guinn

OKLAHOMA CITY UNIVERSITY, Vaught Chapter, Oklahoma City, Okla.
Justice—Larry G. Cassil
Clerk—Charles L. Hunnicutt

OKLAHOMA, UNIV. OF, Harlan Chapter, Norman, Okla.
Justice—Philip L. Savage
Clerk—Leland C. Neeley, Jr.

OREGON, UNIV. OF, Williams Chapter, Eugene, Oregon
Justice—Donald R. Crane
Clerk—Malcolm H. Scott

RICHMOND, UNIV. OF, Henry Chapter, Richmond, Va.
Justice—Randolph T. West
Clerk—Nicholas O. Antonazzo

RUTGERS UNIVERSITY, Jackson Chapter, Newark, N.J.
Justice—Thomas C. Brown
Clerk—William S. Foss

ST. JOHN'S UNIVERSITY, de Bracton Chapter, Brooklyn, N.Y.
Justice—John Scully
Clerk—Eugene V. Benevenia

ST. LOUIS UNIVERSITY, J. L. Sullivan Chapter, St. Louis, Mo.
Justice—James M. Bridge
Clerk—Joe A. Johnson

SAN DIEGO UNIV. OF, McCormick Chapter, San Diego, Calif.
Justice—Jon Gudmunds
Clerk—Charles S. Wickersham

SAN FRANCISCO, UNIV. OF, M. I. Sullivan Chapter, San Francisco, Calif.
Justice—Daniel M. Hanlon
Clerk—Leonard Hardy

SOUTH CAROLINA UNIV. OF, Pinckney Chapter, Columbia, S. C.
Justice—Frank T. Draine
Clerk—Stephen S. Boynton

SOUTHERN CALIFORNIA, UNIV. OF, Ross Chapter, Los Angeles, Calif.
Justice—Victor T. Barrera
Clerk—Richard Wm. Eckardt

SOUTHERN METHODIST UNIVERSITY, Taney Chapter, Dallas, Texas
Justice—William W. Rodgers
Clerk—Robert B. La Boon

SOUTH TEXAS COLLEGE OF LAW, Houston Chapter, Houston, Texas
Justice—Joe M. Hendley
Clerk—Michael W. Meyer

STANFORD UNIVERSITY, Holmes Chapter, Palo Alto, Calif.
Justice—Robert R. Huskinson
Clerk—Dennis K. Cowan

STETSON UNIVERSITY, Brewer Chapter, St. Petersburg, Fla.
Justice—James F. Littman
Clerk—Carl B. Wagner

SYRACUSE UNIVERSITY, Carmody Chapter, Syracuse, N.Y.
Justice—Thomas L. Nestor II
Clerk—S. Parker Jones

TEMPLE UNIVERSITY, Roberts Chapter, Philadelphia, Pa.
Justice—Robert J. F. Brobyn
Clerk—Sidney S. Pearce, Jr.

TENNESSEE, UNIV. OF, McReynolds Chapter, Knoxville, Tenn.
Justice—William R. Mooney
Clerk—Don W. Poole

TEXAS, UNIV. OF, Tom C. Clark Chapter, Austin, Texas
Justice—Walter E. Conrad, Jr.
Clerk—Edward B. McDonough, Jr.

TOLEDO, UNIV. OF, Coke Chapter, Toledo, Ohio
Justice—Dominic M. Bruno
Clerk—Craig Smith

TULANE UNIVERSITY, Martin Chapter, New Orleans, La.
Justice—J. J. Davidson
Clerk—J. J. Burson, Jr.

TULSA, UNIV. OF, Hardy Chapter, Tulsa, Okla.
Justice—Ronnie Main
Clerk—Charles W. Tegeler

UTAH, UNIV. OF, Sutherland Chapter, Salt Lake City, Utah
Justice—Frank S. Warner
Clerk—Stewart Hanson, Jr.

VALPARAISO UNIVERSITY, Halleck Chapter, Valparaiso, Ind.
Justice—Ronald Buikema
Clerk—Wayne M. Jensen

VANDERBILT UNIV., Lurton Chapter, Nashville, Tenn.
Justice—Robert E. Taylor
Clerk—John R. Parker

VIRGINIA, UNIV. OF, Jefferson Chapter, Charlottesville, Va.
Justice—Joseph F. Savage III
Clerk—Richard C. Bradley

WAKE FOREST COLLEGE, Timberlake Chapter, Winston-Salem, N.C.
Justice—Joe Cagle
Clerk—Frank Burleson, Jr.

WASHBURN COLLEGE, Benson Chapter, Topeka, Kansas
Justice—John R. Hamilton
Clerk—Michel R. McNeil

WASHINGTON AND LEE UNIVERSITY, Staples Chapter, Lexington, Va.
Justice—Robert R. LaFortune
Clerk—Ronald J. Kaye

WASHINGTON UNIVERSITY, Champ Clark Chapter, St. Louis, Mo.
Justice—Conway B. Briscoe, Jr.
Clerk—Robert L. Brown

WASHINGTON, UNIV. OF, Dunbar Chapter, Seattle, Wash.
Justice—Ragnar Engebretson
Clerk—Dean Pontius

WAYNE STATE UNIVERSITY, Cooley Chapter, Detroit, Michigan
Justice—John L. Stoffel, Jr.
Clerk—Harold B. Leon

WEST VIRGINIA, UNIV. OF, Willey Chapter, Morgantown, W. Va.
Justice—Sterl F. Shinaberry
Clerk—Roger L. Thompson

WILLIAM & MARY COLLEGE OF LAW, Wythe Chapter, Williamsburg, Va.
Justice—N. Woodrow Pusey
Clerk—Raymond H. Strople

WM. MITCHELL COLLEGE OF LAW, Butler Chapter, St. Paul, Minn.
Justice—Richard D. Arnold
Clerk—Robert E. Larson

WISCONSIN, UNIV. OF, Ryan Chapter, Madison, Wis.
Justice—G. Lane Ware
Clerk—John W. Lillesand

YALE UNIVERSITY, Calhoun Chapter, New Haven, Conn.
Justice—Unknown
Clerk—Richard S. Rudick

ALUMNI CHAPTERS

AKRON CHAPTER, Akron, Ohio
Justice—Robert L. Culbertson
Clerk—Stanley A. Samad

ALABAMA CHAPTER, University, Ala.
Justice—Thomas E. Powell
Clerk—Robert E. Varner

ARKANSAS CHAPTER, Fayetteville, Ark.
Justice—W. Dane Clay
Clerk—Abner McGehee

ATLANTA CHAPTER, Atlanta, Ga.
Justice—Wayne C. Crowe
Clerk—Unknown

BALTIMORE CHAPTER, Baltimore, Md.
Justice—Howard H. Conway
Clerk—L. Rodney Compaon

BARTON CHAPTER, St. Petersburg, Fla.
Justice—William Kaleel
Clerk—Edward A. Linnny

CHICAGO CHAPTER, Chicago, Ill.
Justice—Philip K. Greenburg
Clerk—William F. Zavis

CHATTANOOGA CHAPTER, Chattanooga, Tenn.
Justice—William B. Luther
Clerk—Clarence Shattuck

CLEVELAND CHAPTER, Cleveland, Ohio
Justice—James Suhr
Clerk—James L. Broz, Jr.

DALLAS CHAPTER, Dallas, Texas
Justice—Robert M. Ewing
Clerk—Wayne O. Woodruff

DENVER CHAPTER, Denver, Colo.
Justice—Jack H. Dwyer
Clerk—Albert Eckhardt

DETROIT ALUMNI, Detroit, Michigan
Justice—John J. Raymond
Clerk—Barry Driggers

EAST BAY CHAPTER, Oakland, Calif.
Justice—J. Robert Friborg
Clerk—Hon Chew

HAWKEYE CHAPTER, Iowa City, Iowa
Justice—Frank Messer
Clerk—Robert Fassler

HOUSTON ALUMNI, Houston, Texas
Justice—Otto A. Yelton, Jr.
Clerk—Harold Lloyd

INDIANAPOLIS CHAPTER, Indianapolis, Ind.
Justice—George A. Rubin
Clerk—Robert Wade

KANSAS CITY CHAPTER, Kansas City, Mo.
Justice—Nolan J. Hepburn
Clerk—Richard B. McKelvey

LOS ANGELES CHAPTER, Los Angeles, Calif.
Justice—William C. Farrer
Clerk—Philip M. Battaglia, Jr.

LOUISVILLE CHAPTER, Louisville, Ky.
Justice—Thomas E. Pfau
Clerk—Harry L. Hargadon, Jr.

ELDEN S. HAGAW CHAPTER OF PHILADELPHIA, Philadelphia, Pa.
Justice—Donald F. Copeland
Clerk—H. Book Hopkins

MIAMI CHAPTER, Miami, Florida
Justice—Richard A. Pettigrew
Clerk—Robert Schram

MILWAUKEE CHAPTER, Milwaukee, Wis.
Justice—David J. Baldwin
Clerk—Joseph P. House, Jr.

NEW YORK CHAPTER, New York, N.Y.
Justice—Patrick Beary
Clerk—Andrew L. Sichenze

OKLAHOMA CITY CHAPTER, Oklahoma City, Okla.
Justice—James Davis
Clerk—G. T. Blankenship

OMAHA CHAPTER, Omaha, Neb.
Justice—Steve McGill
Clerk—James L. Koley

ORANGE COAST CHAPTER, Santa Ana, Calif.
Justice—Vernon W. Hunt, Jr.
Clerk—Clifford J. Baxter

PALMETTO CHAPTER, Columbia, S.C.
Justice—W. Ray Berry
Clerk—Troy L. Hyatt

PIEDMONT CHAPTER, Winston-Salem, N.C.
Justice—William Z. Wood
Clerk—Keith Y. Sharpe

PITTSBURGH CHAPTER, Pittsburgh, Pa.
Justice—Robert X. Medones
Clerk—Ralph T. De Stefano

PORTLAND CHAPTER, Portland, Ore.
Justice—Edwin J. Peterson
Clerk—Richard Egner, Jr.

ST. LOUIS CHAPTER, St. Louis, Mo.
Justice—James L. Sullivan, Jr.
Clerk—

SALT LAKE CHAPTER, Salt Lake City, Utah
Justice—Don E. Hammill
Clerk—Spencer L. Haycock

SAN DIEGO CHAPTER, San Diego, Calif.
Justice—Sherman E. Hollingsworth
Clerk—Frank A. Engfelt

SEATTLE CHAPTER, Seattle, Wash.
Justice—Joseph A. Holleman
Clerk—Theodore Rosenblume

TOLEDO CHAPTER, Toledo, Ohio
Justice—David Carrell
Clerk—Joseph Goldberg

TOPEKA CHAPTER, Topeka, Kansas
Justice—Walter Reed Gage
Clerk—Unknown

TWIN CITIES CHAPTER, Minneapolis-St. Paul, Minn.
Justice—Sherman J. Kemmer
Clerk—Harold D. Jastron

VALLEY OF THE SUN ALUMNI CHAPTER, Phoenix, Arizona
Justice—Thelton Beck
Clerk—Tom C. Foster

VIRGINIA STATE CHAPTER, Richmond, Va.
Justice—Joseph B. Benedetti
Clerk—Gerald Press

WASHINGTON CHAPTER, Washington, D.C.
Justice—George J. Meiburger
Clerk—Cyril D. Calley

WICHITA CHAPTER, Wichita, Kansas
Justice—Kent Frizzell
Clerk—Ralph Foster