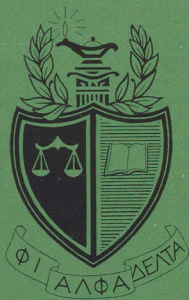


The

REPORTER



OFFICIAL PUBLICATION OF

PHI ALPHA DELTA

LAW FRATERNITY

MARCH - - - - 1934

A New Edition of a Great Legal Classic

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THE REPORTER

Official Publication of the Phi Alpha Delta Law Fraternity

PUBLISHED QUARTERLY IN OCTOBER, DECEMBER, MARCH AND MAY

Supreme Editor
EARL H. HATCHER

Published at 5225 Wilshire Blvd., Los Angeles, California

VOL. XIX

MARCH, 1934

No. 13

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Office of Publication, 5225 Wilshire Blvd., Los Angeles, California.
Terms:—\$2.00 a year in advance; single copy, 50 cents. Advertising Rates: Professional cards, \$2.00 per year. Rates for display advertising furnished on application. Entered as second class matter. January 16, 1932, at the postoffice at Los Angeles, California, under the Act of August 24, 1912. Accepted for mailing at special rate of postage of 1½ cents per pound or fraction thereof, provided for in the Act of February 28, 1925, embodied in paragraph 4, section 412, Postal Laws and Regulations, authorized January 16, 1932.

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Fraternity Calendar

October 1st.....Chapter audit due in Secretary's office
October 15th.....Form D due in Secretary's office
October 15th.....Order Chapter Forms and
Supplies from Secretary's office
November 1st....Per Capita taxes due in Secretary's office
November 4th.....Celebration of Founder's Day
January 15th.....Chapter audit due in Secretary's office
March 15th.....Form E due in Secretary's office
April 1st.....Election of all chapter officers
April 15th..Convention credentials due in Secretary's office
May 30th.....Form J due in Secretary's office
Summer, 1934Convention

Initiation fees must be paid immediately following initiation of any member.



Magazine Material

September 15th.....for October issue
November 15th.....for December issue
February 15th.....for March issue
April 15th.....for May issue

No material arriving after the 20th of the above mentioned months can be used in that particular issue.



Past Supreme Justice

GEORGE E. FINK

Phi Alpha Delta Honors George E. Fink

■ Rendering honor where honor is due, we dedicate this issue of the REPORTER to George E. Fink.

George needs no introduction. The older men of the fraternity have long known of his interest in and loyalty to the fraternity. The younger brothers who have not yet experienced the pleasure of meeting him personally, know him through his very interesting articles appearing in each issue of this magazine under the heading, "25 Years Ago."

Even the printable portions of his biography and his work for Phi Alpha Delta might easily fill this issue of the magazine. The soubriquet "Grand Old Man of the Fraternity" is somewhat of a misnomer, for George is old only in years of service.

Born in Nunda, Illinois, on September 23, 1877, he has found the spirit of eternal youth. He is as young in spirit as any Freshman law student, and old only in wisdom and in the hearts of his friends who number legion.

■ Historians record that he secured his preliminary education at Kane County and Chicago, Illinois public schools and the Chicago Business College; that he completed a three year law course in the Illinois College of Law in 1899, attended the University of Michigan Law School in 1899 and 1900 and was admitted to the Illinois Bar in 1900; that he was Assistant House Attorney for the State Bank of Chicago from 1901 until 1912, when he was appointed House Attorney, in which capacity he served until 1929. Upon the merger of the State Bank of Chicago with the Forman National Bank and the Forman Trust & Savings Bank, he became House Attorney for the latter institution serving until he was

elected second Vice-President of that Bank on May 8th, 1930. He served in the later capacity until February, 1932, when he joined Past Supreme Justice Paul C. Meier in a law partnership under the firm name of Fink & Meier, with offices at 33 N. La Salle Street, Chicago.

He is a member of the Chicago Bar Association, the Illinois Bar Association, the Lawyers Association of Illinois, the Chicago Law Institute, the American Judicatory Society, The American Bar Association, Phi Phi Fraternity, The Hamilton Club of Chicago, the Royal League, Royal Arcanum, Loyal Order of Moose and the Swedish Club.

He was a member of Story Chapter at DePaul University in Chicago, and Campbell Chapter at the University of Michigan. He was a delegate to conventions in 1907, 1908, 1912 and 1921, and has missed only one National Convention since 1907. He was National Treasurer in 1907 and 1908, a member of the Board of Tribunes in 1921, Supreme Justice in 1923, Chief Tribune in 1926, a member of the Board of Tribunes in 1930, and he is a member of the Supreme Advisory Board of the Fraternity.

■ He secured the Charter for the Chicago Alumni Chapter, of which he was President, in 1911 and 1912. He did preliminary work for the establishment of Chapters at Illinois Western University, University of Maine, Yale University and the University of Colorado. He installed Martin Chapter at Tulane University, Willey Chapter at the University of West Virginia, Watson Chapter at Pittsburgh University, and Wilson Chapter at Cornell University.

While it is comparatively easy to list the offices he has held, it is impossible to recite the good deeds he has done and his constant, loyal and tireless service. As he has sown, he now reaps a wealth of admiration, love and affection from the entire fraternity.

The February meeting of the Chicago Alumni Chapter was George Fink Night. Brother William M. O'Shea, Justice of the Chapter, sends us the following interesting account of the meeting:

GEORGE FINK NIGHT

■ Chicago Alumni Chapter paid honor to the Grand Old Man of the Fraternity, in one of the most enthusiastic meetings ever held by that organization. The members of Chicago Alumni Chapter were quick to respond to the suggestion of Brother Frank M. Ludwick, Supreme Secretary that a night be given in honor of this great character in Phi Alpha Delta.

On Tuesday night, February 20th, over a hundred members gathered at the Hamilton Club for the regular monthly meeting. As soon as the business of the meeting was disposed of, the Justice of the Chicago Alumni Chapter announced that this meeting was George Fink Night. A burst of applause followed, and then for several hours, all present listened to friends of George, young and old, tell what George had meant to the Fraternity, what he had done for individual members, and of the inspiration he had been in their lives.

Among those who were called upon for a few words, were the following:

Past Supreme Justice Paul C. Meier, who is George Fink's law partner; August C. Babieze, Mayor of Glencoe, Illinois; Walter Rooney, Emmet F. Byrne, Master in Chancery James Harrold, Cecil Emery, Fred Kraft, Judge Harry Moran, Harry A. Carlson, Vice Justice of the Chicago Alumni Chapter, George Quilici, Dean Branson, Frank Murray, a charter member of the Fraternity, Henry Chatroop, Eugene Vincent Clarke,

Professor James J. Cherry, and Supreme Justice Allan T. Gilbert.

■ At the conclusion of these speeches, the Justice of the Chicago Alumni Chapter, William M. O'Shea, read the large number of telegrams addressed to George Fink by his Fraternity brothers all over the country, as well as innumerable letters from men in Chicago. All of these wires and letters had been sent in care of the Justice of the Alumni Chapter and were a complete surprise to George Fink. When all of the wires and letters had been read, the Justice announced that the boys in Chicago had wished to present George with some suitable token on the occasion of George Fink Night, and had decided that the most lasting memento they could think of, was to take all these wires and letters, bind them in a permanent volume, suitably engrossed, and let that stand as the tribute to our beloved brother for this occasion.

Previous to the meeting, the Alumni Chapter had invited Brother Fink to talk on the early history of the Fraternity, but had not let him know the entire meeting was to be in his honor. George was deeply moved, and acknowledged this tribute in words of gratitude and spoke most interestingly on the early days of the organization, touching on the many conventions of the Fraternity he had attended.

■ A complete transcript of the wires received is given elsewhere. Presented below are the names of those writing George Fink on that night:

Benjamin F. Bills—sending felicitations to the Grand Old Man of the Fraternity.

John E. Timm—cherishing the kindly feeling which George had exhibited towards him since first they met twenty years ago.

Homer A. Dodge—could think of nothing more appropriate than a George Fink Night.

Dwight H. Green—assures George that the deeds he has done constitute a corner stone in the memory of every man in the fraternity, with the letters of his name carved thereon in real American style.

Harry Harmon—Hooray for Fink—he's a damn fine man.

George L. Quilici—The name George Fink is synonymous with Phi Alpha Delta.

Henry L. Chatroop—Congratulates Phi Alpha Delta in having George, whom he deems the greatest fraternity man he has ever had the privilege of knowing.

Cecil Emery—appreciation of the many kind acts and deeds which he has done for Phi Alpha Delta.

Fred W. Kraft—Must stop before slopping over you, you old son of a gun.

Albert Peterson—Brought joy to his life during many years of friendship.

Blackstone Chapter—extends the right hand of fellowship and brotherly love in Phi Alpha Delta.

Fuller Chapter—wishes the fullest realization of happiness to George in

all he may encounter in the days to come.

Magruder Chapter—hope to aid in maintaining the standing which George brought to the Fraternity.

Marshall Chapter—hope the fraternity will ever be blessed with men who will devote their time and energy as has George.

Story Chapter—know of his intense and never failing loyalty to PAD.

Harry C. Moran—writes on behalf of Alumni of Magruder Chapter.

Sidney B. Meyer—it was men like George that saw the possibility of our fraternity even in its early days.

Herbert J. Ferguson—saw George's smile of happiness on George Fink Night, and hopes he will always smile just like that when he thinks of that great night.

Milton T. Miller—Knows of no one man in the Fraternity, that we owe such a debt as to George Fink.

James J. Harrold—recalls the many years of friendship with George.

Every man present signed his name to an attendance sheet, which will also be bound in the volume.

The following wires were received:

PERSONALLY AND ON BEHALF OF THE SUPREME BOARD I WANT TO JOIN IN SENDING FELICITATIONS ON THIS GREAT OCCASION STOP NO BROTHER IN THIS FRATERNITY HAS CONTRIBUTED MORE TO ITS GROWTH OR SO WELL SAFEGUARDED THE TRADITIONS UPON WHICH IT IS FOUNDED STOP YOUR TIRELESS SERVICE THROUGH THE YEARS HAS BEEN AN INSPIRATION TO EACH SUCCEEDING ADMINISTRATION TO NOT ONLY MAINTAIN THE PRINCIPLES AND TRADITIONS OF PHI ALPHA DELTA BUT TO ADD TO THEM STOP IT IS CERTAINLY TRUE OF THIS ADMINISTRATION STOP PERSONALLY I CAN TESTIFY TO MANY OCCASIONS WHEN YOUR SOUND JUDGMENT AND LOYAL SUPPORT HAVE ASSISTED ME IN CARRYING ON THROUGH THE DIFFICULT TIMES STOP MAY YOUR TRIBE INCREASE

ALLAN T GILBERT SUPREME JUSTICE CHICAGO ILL

YOUR LEGION OF PHI ALPHA DELTA FRIENDS FROM COAST TO COAST SINCERELY APPRECIATE ALL YOU HAVE DONE OVER A LONG PERIOD OF YEARS FOR OUR ORGANIZATION STOP WITHOUT YOU GEORGE P A D WOULD NOT HAVE THE STANDING AND STRENGTH IT NOW HAS STOP I DEEPLY REGRET MY INABILITY TO ATTEND YOUR PARTY TONIGHT

FRANK E RUTLEDGE PELHAM N Y

MAY THIS BE THE HAPPIEST NIGHT OF THE MANY YOU HAVE SPENT WITH YOUR BROTHERS IN THE FRATERNITY YOU HAVE DONE SO MUCH FOR STOP WISH I COULD PERSONALLY TELL YOU TONIGHT THAT YOU HAVE BEEN OUR INSPIRATION AND IDEAL AND THAT WE ALL LOVE YOU WITH AN INEXPRESSIBLE ADMIRATION AND DEVOTION THAT GROWS WITH EACH PASSING YEAR

FRANK LUDWICK LOS ANGELES CALIFORNIA

REGRET KEENLY MY INABILITY TO BE WITH YOU STOP YOUR FIDELITY OF PURPOSE AND YOUR LONG AND CONSCIENTIOUS SERVICE IN THE FURTHERANCE OF OUR FRATERNITY IDEALS HAVE ENDEARED YOU TO ALL ITS MEMBERS STOP I CERTAINLY FEEL THAT I AM A BETTER MAN FOR HAVING KNOWN YOU SINCERELY

AUGUST A RENDIGS JR CINCINNATI OHIO

WORDS UTTERLY FAIL TO EXPRESS THE PLEASURE IT GIVES ME TO JOIN WITH MY BROTHERS OF PHI ALPHA DELTA THIS EVENING IN EXPRESSING TO YOU THE GREAT AFFECTION AND ADMIRATION WE HAVE FOR YOU AND THE DEEP APPRECIATION WE ALL FEEL FOR YOUR MANY YEARS OF UNTIRING HONEST PAINSTAKING AND FAITHFUL WORK IN OUR BEHALF IN FURTHERING THE AIMS AND IDEALS OF OUR BELOVED FRATERNITY STOP MAY YOU BE LONG SPARED TO YOUR LOVED ONES AND TO US YOUR BROTHERS

JOHN DOYLE CARMODY LOS ANGELES CALIFORNIA

I AM SORRY I CANNOT BE WITH YOU AT THIS MEETING STOP YOUR YEARS OF SERVICE HAVE MEANT A LOT TO PAD AND YOUR NAME ON ITS ROSTER WILL ALWAYS STAND FOR THE HIGHEST IN FRATERNALISM STOP SINCERE CONGRATULATIONS AND BEST WISHES TO YOU AND PAD ON THIS OCCASION

JOHN J NANGLE ST LOUIS MISSOURI

DEAR GEORGE I AM HAPPY TO ADD MY CONGRATULATIONS TO YOU ON THIS HAPPY OCCASION STOP AS ONE WHO HAS ALWAYS HAD A STRONG INTEREST IN PHI ALPHA DELTA I FEEL THAT IT SHOULD BE CONGRATULATED IN GETTING AND HOLDING YOU STOP FRATERNALLY

REX HARDY LOS ANGELES CAL

GEORGE YOU ARE WORTHY HIGHEST TRIBUTE TONIGHT STOP KNOW YOUR CHIEF INTEREST OUTSIDE YOUR FAMILY HAS BEEN PHI ALPHA DELTA STOP YOUR DEVOTION AND UNSELFISHNESS COULD NOT BE LONG UNRECOGNIZED STOP HOPE YOU ARE THRILLED TONIGHT BY LOVING MESSAGES THAT YOU HAVE MANY YEARS OF HAPPINESS AND USEFULNESS IN WHICH INCLUDE MRS FINK

SAM ROBERTS HEREFORD TEXAS

CONGRATULATIONS GEORGE ON YOUR SPLENDID RECORD IN PAD STOP THANK YOU FOR WHAT YOU HAVE DONE FOR NATIONAL AND NORTHERN DISTRICT DONT STOP STOP IF MORE BROTHERS COULD SIT DOWN WITH YOU IN YOUR DEN LEARN AND RELIVE PAD HISTORY BENEFIT WOULD BE IMMEASURABLE STOP CONGRATULATIONS CHICAGO ALUMNI FOR HONORING YOU

ERNEST H PETT JUSTICE NORTHERN DISTRICT MADISON WISCONSIN

I JOIN WITH ALL MEMBERS OF PHI ALPHA DELTA IN EXPRESSING MY DEEP GRATITUDE FOR YOUR UNSELFISH AND UNTIRING DEVOTION TO THE ADVANCEMENT OF THE IDEALS OF OUR FRATERNITY STOP YOURS HAS BEEN A NOBLE CONTRIBUTION STOP MAY GOD GRANT YOU AND US THE PRIVILEGE OF YOUR CONTINUED DEVOTION FOR MANY YEARS TO COME

FRANK P ASCHMEYER ST LOUIS MISSOURI

REGRET IMMENSELY INABILITY TO ATTEND ALUMNI FUNCTION IN YOU HONOR ON THIS DAY STOP IT IS INDEED A BANNER DAY IN THE HISTORY OF PHI ALPHA DELTA TO FELICITATE SUCH A NOBLE AND GRAND CHARACTER WHO HAS GIVEN UNSTINTINGLY IN AN UNSWERVING LOYALTY AND FEALTY TO THE CAUSE OF PHI ALPHA DELTA STOP I PERSONALLY WISH YOU MOST SINCERE CONGRATULATIONS AND BEST WISHES ON THIS NOBLE AND AUSPICIOUS OCCASION AND GODSPEED TO YOU AND AS JUSTICE OF THE ST LOUIS ALUMNI CHAPTER I SEND YOU ALSO THE BEST WISHES AND CONGRATULATIONS OF EACH AND EVERY ONE OF THEM

ALBERT L SCHWEITZER ST LOUIS MO

JUST REAPING THE GOOD THINGS YOU HAVE SOWN GEORGE CONGRATULATIONS.

GEO L STEWART SAN FRANCISCO CALIFORNIA

I JOIN THE HOST OF LOYAL BROTHERS OF THE FRATERNITY IN THIS EVENT DESIGNED AS AN EXPRESSION OF GRATITUDE AND GOOD FELLOWSHIP FOR ONE WHO HAS SERVED FAITHFULLY AND CONSTRUCTIVELY

ROLLAND M HOLLOCK ALEXANDRIA VIRGINIA

WHEN I FIRST MET YOU TWENTY YEARS AGO YOU WERE THE MOST ENTHUSIASTIC PAD I KNEW STOP WHEN I SAW YOU RECENTLY YOUR ENTHUSIASM SEEMED NOT TO HAVE ABATED STOP FOR YOUR FRIENDSHIP AND YOUR HELPFULNESS YOU HAVE THE AFFECTION OF EVERY PAD WHO EVER MET YOU

THOMAS F MCDONALD CAMPBELL 17 ST LOUIS MO

YOUR FRIENDSHIP AND INSPIRATION HAVE HAD SUCH A PROMINENT PART IN ORDERING MY LIFE THAT I FEEL JUSTIFIED AS A YOUNGER BROTHER IN SAYING TO YOU ON THIS OCCASION THAT IF I COULD HAVE MY CHOICE IT WOULD BE TO FOLLOW IN THE FOOTSTEPS OF GEORGE FINK

VAL IRION SHREVEPORT LOUISIANA

FRATERNITY IS DEEPLY INDEBTED TO YOU FOR YOUR UNTIRING EFFORTS AND DEEP DEVOTION EVIDENCED SO CONSTANTLY THROUGHOUT THE YEARS STOP IT IS FITTING THAT YOU SHOULD LEARN TONIGHT FROM FAR AND NEAR THE WARM APPRECIATION OF YOUR BROTHERS BEST WISHES

ERNEST OAKLEY ST LOUIS MISSOURI

BEST WISHES FROM YOUR MANY FRIENDS IN THE NATION'S CAPITAL

WASHINGTON ALUMNI CHAPTER

HAIL AND GOOD HEALTH TO GEORGE FINK STOP I JOIN THE HAPPY THRONG IN TESTIFYING MY ESTEEM FOR HIM THE LOYAL DISCIPLE OF PHI ALPHA DELTA ALWAYS FAITHFUL AND STEADFAST STAUNCH AND TRUE FAMOUS FOR GENIALITY SINCERITY GOOD FELLOWSHIP DEVOTED FRIENDS OF TWENTY YEARS STOP I EXTEND HEARTIEST CONGRATULATIONS

TOM HOLLYWOOD CHICAGO ILL

CIRCUMSTANCES MAKE IT IMPOSSIBLE TO ATTEND DINNER BUT JOIN ALL OF YOU IN HONORING GEORGE FINK AN OLD STANDBY FOR YEARS AND A CREDIT TO PAD

DAN RYAN CHICAGO ILL

WHAT FANUEIL HALL WAS TO THE REVOLUTIONARY PATRIOTS SO IS CHICAGO TO THE OLD GUARD OF PHI ALPHA DELTA THE RENDEZVOUS IN WHICH OUR BELOVED FRATERNITY WAS CRADLED STOP WHAT PATRICK HENRY WAS TO THE STRUGGLING YET INSPIRED COLONISTS WHAT THOMAS JEFFERSON WAS TO THE PATHFINDING LIBERTY GUIDING GOD GIVEN DOCUMENT THE DECLARATION OF INDEPENDENCE SO HAVE YOU BEEN TO YOUR BROTHERS THE STURDY INSPIRATION AND THE STABLE RECORDING STAR OF OUR FRATERNITY STOP NURSE YOU WERE WHEN IT WAS BORN STOP GODFATHER YOU WERE WHEN IT WAS CHRISTENED STOP BEST MAN YOU WERE AT ITS WEDDING STOP KIND CUSTODIAN AND KEEN COUNSEL YOU WERE FOR ITS BATTLING OFFSPRING IN THE BRILLIANT STRUGGLE TO ATTAIN ITS MAJORITY AND GEORGE OLD BOY WHEN THE FADING SUN SHALL SHED FOR US ITS FAREWELL BEAMS WE WANT YOU AS THE MINISTERING ANGEL AT THE RESURRECTION STOP BY YOUR WORDS YOUR THOUGHTS YOUR ACTS YOUR DEEDS YOU HAVE BEEN THE LIVING EMBODIMENT AND THE LASTING EXEMPLIFICATION OF OUR MOTTO FOND OF ONES BROTHER STOP GEORGE THE OLD BADGER STATE SENDS WARMEST WISHES YOUR HEALTH YOUR HOME AND YOUR HAPPINESS STOP WISCONSIN WISHES YOU GODSPEED STOP CORDIALLY AND FRATERNALLY YOUR OLD BUDDY

FRANK L FAWCETT MILWAUKEE WISCONSIN

Supreme Justice's Letter

By ALLAN T. GILBERT



Dear Brothers:

It is very fitting and proper that in a time like this, when we see a great many of our ideals crumbling about us, we should pay tribute to some of those who have so loyally served our Fraternity. I was very happy to approve the suggestion of dedicating this issue of our Reporter to one of the grand old brothers of our Fraternity, Past Supreme Justice George E. Fink. He has served this Fraternity well. He has never failed to answer the call to assist a brother individually or the organization itself. The traditions of our Fraternity that have been woven about this noble character will live for generations to come. It is the loyalty to the high principles of our Fraternity, as exemplified by his activity, that should give us heart and inspire us to carry on to greater deeds of accomplishment.

This Reporter carries a complete review of the activities of our Fraternity on the occasion of our National PAD Night of January 20, 1934. All those who participated in one of the many programs which were carried out that evening should have a new conception of the possibilities of our great organization. We thank all those who participated to the extent of sending their best wishes to the Supreme Board and accompanying them with their remittance of three cents for the thirty-two years of our existence, a total of ninety-six cents. There was a very definite idea in mind when you were approached on this subject. In the first place, it gave every brother of our Fraternity an opportunity to participate on that great occasion. In the second place, your Supreme Board hoped that it would result in a substantial

(Continued on Page 16)

Culbertson Discusses the N R A

By WILLIAM S. CULBERTSON

Brother Culbertson (Calhoun '10), has recently resumed the general practice of the law with offices in the Colorado Building, Washington, D. C. He has held successively the following positions: Counsel for the Federal Trade Commission, Vice Chairman of the Tariff Commission, Minister to Rumania, Ambassador to Chile, and Industrial Adviser in NRA. Mr. Joseph A. Carey, Taft '15, former Supreme Vice Justice, is associated with him.

■ The purposes of the National Industrial Recovery Act are, among other things, to encourage industrial recovery and to foster fair competition. It proclaims a national emergency. It expires in two years. Its terms are simple; it is in fact an enabling act, authorizing industry to adopt, under the supervision of government, codes of fair competition. From it has evolved a complex administration which revives old and creates new issues of procedure and rights.

I

■ The submission of a draft code to NRA by an industrial or trade group begins the process of code making. This draft is then referred to the division under which it classifies. The divisions are:

1. Mines and mining, utilities, automobiles, shipping and rubber.
2. Construction, machinery, motor transportation and lumber.
3. Chemicals, leather and other manufactures.
4. Textiles, trades and services.



5. Amusements.

6. Foodstuffs.

7. Graphic Arts.

A Deputy Administrator takes charge of the proceedings. A date is set for an informal conference.

The proponents of the code are invited to be present and the NRA is represented not only by the Deputy Administrator but by a legal adviser, an industrial adviser, a labor adviser, a consumer's adviser and a representative of the division of planning and research.

No set procedure is followed in these meetings. Views are exchanged, the draft code analyzed and criticized, and a basis sought for a new draft of the code. In some cases other conferences follow between the proponents of the code and the Deputy Administrator and often on special issues (e.g., labor provisions) between the proponents of the code and a representative of one of the NRA Boards.

From this procedure results a draft code which is printed and set down for public hearing. A certain formality is observed at the hearings and anyone who has an interest may present the

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facts but not argue the case. Briefs may be submitted. A written record of the entire proceeding is made.

After the hearing further conferences are held and the draft code is modified and often rewritten. It is finally approved by the Deputy Administrator and sent to the several Boards of NRA. If and when approved by them, it is submitted to the Administrator and, in the cases of large industries, ultimately to the President.

After the approval of a code its provisions become the standards of fair competition for the trade or industry affected, i.e., they become law, and any violation of these standards in any transaction in or affecting interstate or foreign commerce shall be deemed an unfair method of competition in commerce.

II

■ The general scope of codes is more or less standardized. It begins with a declaration of purposes and with definitions of terms to be used. The definition of the particular trade or industry is of the greatest importance in order to prevent conflicts and over-lapping of jurisdictions. Then, follow the labor sections dealing with hours, wages, collective bargaining, the protection of labor, etc. The next article determines the constitution and organization of the Code Authority—the agency for industrial self-government. It defines the Authority's powers and duties. At this point many codes incorporate an article on prices, selling below cost and related subjects. Finally, an article is devoted to specifying trade practice rules which in almost all cases follow the standard definitions of the Federal Trade Commission.

III

■ During the process of code making problems arise under these various articles and in connection with special provisions which an industry or trade may seek to have approved. The views

of industry, labor, the consumer and the Government may differ, even be in conflict, on many provisions. Hence, industry, labor and the consumer develop policies in NRA and when these policies cannot be reconciled in conference in particular cases the issue must be carried up to the Administrator, or even to the President.

It is in presenting these policies that the lawyer first touches the substance, as distinguished from the procedure, of NRA. Whether he represents a consumer interest, a labor interest or an industrial or trade interest, he must be master of the complexities of both the domestic and foreign aspects of our economic life. He has to face experienced, keen critics from the several Advisory Boards of NRA. Examples of the problems which he may have to cope with are:

(a) Labor and industrialists often differ on hours and wages. In almost every code the result is a compromise. Collective bargaining is recognized as a right by the law. Wage differentials are recognized in some codes between the North and the South and between Continental United States and our possessions and territories. Other labor issues include payment for overtime, hours for watchmen, treatment of apprentices and learners, etc.

(b) The majority of any industry is always interested in defining trade practices in order to restrain a minority which indulges in unfair practices summed up under the new phrase *chiseling*. The wording of the provisions defining the common unfair practices has been standardized, as, for example, in the following practices:

- Inaccurate advertising,
- False billing,
- Inaccurate labelling,
- Threats of law suits,
- Secret rebates,
- Bribing employees,
- Interference with another's contract,

Coercion,
Blacklisting.

However, a lawyer for any interest must examine carefully all trade practices in a given industry and define unfair practices peculiar to it. The unfairness results at times in a misapplication of a practice not necessarily bad *per se*, e. g., selling on consignment, return of goods, leasing equipment, discounts, etc.

(c) Of the unsettled questions in the codes none is more complex than the questions of cost and price. In general, it is recognized that price cutting and selling below cost of production may be unfair practices. Undoubtedly they have had a large share in creating the demoralization of industry and trade during the depression. But difficulties are encountered when an effort is made to define cost of production, selling below cost, and price differentials. Open price schemes and plans for the exchange of information within an industry invite charges of price fixing by those who guard the consumer interest.

The cost and price sections in many codes will be subjected to careful scrutiny in practice and will later be revised. The following statement by Donald R. Richberg, General Counsel of NRA, dated January 21, 1934, is relevant, although it does little more than state the problem in the form of a warning:

"This seems to be an appropriate time to recall to the attention of the public and to those industries now operating under codes the fact that the provisions of the anti-trust laws of the United States are still in full force and effect and that monopolistic practices are not permitted even under the provisions of codes.

"The National Industrial Recovery Act does provide that any action complying with the provisions of a code shall be exempt from the provisions of the anti-trust laws of the United States. This does NOT mean two things:

"First—this does not mean that a code can be written so as to authorize monopolistic practices.

"Second—it does not mean that, under the protections of a code, industrial groups can organize and then, without regard to the requirements of the code, proceed to fix prices, or to carry out other operations in restraint of trade, free from the penalties of the anti-trust laws."

(d) The effect of the codes on foreign commerce is a large field in which some principles have been determined but in which many cases will arise. Separate codes are under consideration for ocean, intercoastal, and inland shipping, and also for importers. In the codes of industries interested in export, special provisions are permitted to facilitate merchandising abroad. The effect of imports on industries operating under the codes was anticipated in the NIRA. Section 3(e) permits prompt action to protect an industry suffering from unfair competition in the importation of goods.

(e) No attempt is made here to exhaust the problems arising in code making. Another, however, may be mentioned: The restrictions on production and on the installation and operation of machinery. Certain provisions in approved codes provide for the sharing of production. In others the principle has been introduced that machinery must be registered and that certificates must be obtained before new machinery may be installed.

Various other devices are also included in codes for machinery control or the control of hours of operation of machinery. As a temporary measure some restrictions or limitations may be justified during a period of recovery when an industry is emerging from a demoralization due to price cutting and other unfair practices. One of the declared policies of the NIRA, however, is to avoid undue restriction of produc-

tion. Moreover, under our present economic system, any permanent program for the sharing of production or the limitation of the installation or operation of machinery is almost certainly to prove unworkable. The proper deterrent when new capacity is uneconomical is the publication of statistical data showing the actual conditions in the industry. Industry should not be protected against aggressive capital which may bring improved methods and better management and as a result lower costs of production.

IV

■ The above review of certain problems arising in code making is necessarily incomplete and sketchy. Each subject mentioned might be developed in a separate article.

But the making of the code is only a prelude to its application and enforcement. The first step is the organization of the Code Authority provided for in the code. At this point arises one of the great social questions raised by the NIRA: Can private business devise an effective system of self-government? Or are we moving toward a control of industry and trade by a government bureaucracy?

The declared policy of NRA at present is to give industry through its Code Authorities the widest possible range of self-government. The field adjustment system set-up by NRA is said to be merely for the purpose of filling the gaps in industrial self-government,—to act for industry while it is organizing to handle compliance problems for itself.

The code itself defines the nature of the Code Authority in a given industry. A Code Authority consists of:

Industry Members,

Administration Members.

Industry Members are selected on a representative basis from the industry and on them rests the primary responsibility for the government of the industry.

Administration Members, usually a labor Adviser and a Consumer Adviser, have, among other things, the duties to refer, with recommendations to NRA, those matters mentioned in the code which are subject to review or approval by the Administrator; to assist the Code Authority in the preparation of recommendations for necessary interpretations or additions to the code; to warn against threatened deviations or non-observance of the terms of the code; to observe whether the industrial members of the Code Authority are truly representative and that small enterprises are in no way being oppressed; and, in general, to look after the public interest in the administration of the code.

The code administration has two functions: (a) planning and progress, and (b) compliance. The first of these which has in the past been performed by trade associations includes economic planning and research for the industry, reports and recommendations, cost accounting methods, etc. The second function, peculiarly a product of NRA, includes the education of the industry in its responsibilities under the Code, the adjustment of complaints of non-compliance either through the pressure of opinion within the industry or through conciliation, mediation or arbitration, and the submission of reports to the agencies of government charged with enforcement in those cases where other means have failed.

For the time being NRA is assisting the Code Authorities in the adjustment of complaints and in the encouragement and furtherance of compliance. As already stated, it is the declared policy of the Government to turn this function over to the Code Authorities as soon as they have developed the facilities and competence to perform it.

Enforcement of the provisions of the codes is now and will remain in Government agencies. Unadjusted complaints are first referred to the Compliance Division of NRA in Washing-

ton and from there to the National Compliance Board. If this Board is unable in any case to bring about compliance, the case will be turned over to the Department of Justice or the Federal Trade Commission and the sanctions provided by law will be invoked. Speaking of enforcement, Mr. Donald R. Richberg said on February 2, 1934:

"The use of compulsion in the administration of the codes can be properly said to be confined to main fields, which are proper fields of political action. The first is the enforcement against an industrial minority of rules of fair play that are approved by the overwhelming majority. The second is the enforcement against even an industrial majority of rules necessary to protect the public interest. Now, in the first instance the Government is practically sanctioning something in the nature of a "law merchant." * * * * In the second instance, that I have spoken of, the Government is simply prohibiting one group of economic interests from advancing its special interest at the expense of the general welfare."

V

■ The NIRA and its Administration, like all the Recovery measures, have raised and are destined to raise a series of fundamental legal issues. It could not be otherwise in a country with a free judiciary; the movement affects profoundly rights as well as social and economic conditions. The Federal Constitution and the Constitutions of the several States and the great body of American law and precedents remain the background of our society into which the permanent results of the new experiments must be fitted.

Upon lawyers rests the duty to define and present questions vitally affecting the interests of their clients and upon the judges rests the responsibility of determining the issues involved in the light not alone of precedent but of the changed human and economic relations

which this national emergency has engendered.

NRA even as an emergency measure has had a far reaching effect. If it or some modification of it is made permanent, we will have introduced a revolutionary change into our economic and social system. A generation will be necessary to work out all of its ramifications. Enforcement cases before the Federal Trade Commission and the Courts will raise the fundamental questions of interstate commerce, constitutionality, and property and human rights. Even now in the midst of our effort to recover, which we hope will succeed, we may properly contemplate the NIRA and other Recovery measures in the light of their long time effect and in their relation to our national traditions and psychology.

■ NOTE: Beginning February 27th, hearings were held in Washington at which NRA invited public criticism. The suggestions which were made were considered at the Code Conference which opened March 5th. These discussions and conferences are a part of the evolution of government in industry which we are witnessing today. They will no doubt lead to changes in codes and in code procedure. General Johnson, Administrator of NRA, in his opening address on February 27th, listed the following points in code making which in his opinion require attention:

1. A more uniform and equitable rule of national price stabilization in those cases where it is necessary to maintain wages at a decent standard against the certain results of predatory and cut-throat competition, and further insurance against increase of price faster and further than increase of purchasing power.

2. A more effective rule on costs for the purpose of maintaining rules against sales below costs of production.

3. Uniformity of wages and hourly rates in competitive industries.

4. Uniform classification of areas for the purpose of the North-South differentials.

5. Further reductions in hours per week and further increase in hourly wages.

6. Certainty of protection against monopoly control and oppression of small enterprise, and, especially, the inclusion in codes of adequate buying (as well as selling) provision to guard against oppression of small business.

7. A much improved method for securing prompt and effective com-

pliance.

8. A safe method of financing code administration without racketeering and abuse.

9. Elimination of inconsistent or conflicting provisions among various codes.

10. Adequate labor and consumer representation in an advisory capacity on Code Authorities.

11. Uniformity of governmental representation on Code Authorities.

12. Wider use of mechanism for settling labor disputes in connection with Code Administration.

SUPREME JUSTICE'S LETTER

(Continued from Page 10)

contribution that would assure the holding of our convention this coming summer. The evidence of your interest has been marked, but not as substantial as anticipated, and I feel that it is proper at this time to supplement the request made to you by letter by requesting that you, immediately upon reading this letter, sit down and send our Supreme Secretary a contribution.

We are determined that we will have a convention this summer in Chicago during the Century of Progress. Your participation to the extent above requested will spread the necessary load that will have to be carried by our loyal alumni and will tremendously lighten the task which lays before the Supreme Board. Won't you co-operate to this extent at the present time?

In this letter I want to thank every Chapter, active and alumni, and the members of the various committees, as well as our good friend and brother, Bill O'Shea, who originated the idea, for the successful National PAD Night.

Yours fraternally,

ALLAN T. GILBERT,

Supreme Justice.

Phi Alpha Delta's Birthday Party

By WILLIAM M. O'SHEA
Justice Chicago Alumni Chapter

■ It was on a Saturday morning, last July, up at Nippersink Lodge in Wisconsin. The Chicago Alumni Chapter was having its Annual Summer Outing. Supreme Justice Allan T. Gilbert, Supreme Secretary Frank M. Ludwick, and the writer, were sitting around a table—too hot to play golf. It was then and there that National PAD Nite came into being. Your humble servant was designated to start things going, and what took place on Saturday, January 20th, 1934, was the result of that meeting on a hot Saturday morning.

National PAD Nite was an idea, that it might be a good thing if all PADs everywhere, sat down together and talked things over. As Radio was going to make this sitting down together possible, it was also going to let us tell the rest of the world about Phi Alpha Delta, and what the Fraternity has been doing these many years.

Our contemplated program was that every Chapter, Collegiate and Alumni, would hold a meeting of some sort. Then from Radio Stations, located in various parts of the country, we would broadcast a message to PADs everywhere.

Presented below is a sort of a running fire picture of what actually took place, on Saturday, January 20th:

■ Where to start? Well, let's have it



on the West Coast first. The Scene—Los Angeles University Club. The Hosts—ROSS and the LOS ANGELES ALUMNI Chapters. The time—seven-thirty P.M. KIMPTON ELLIS is introducing FRANK LUDWICK. Frank explains the import of the occasion. JUDGE EDMONDS is being initiated now as an honorary member. Here is old BILL PRENTISS

introducing SAM ROBERTS. Just a few minutes before ten—Lieutenant Harold W. Roberts is in place with his fifty piece band from the University of Southern California. Take it away—the whole gang is singing the PAD Stein Song as we come on the air. FRANK LUDWICK is announcing the occasion—recounting the various Fraternity activities all over the country—KIM ELLIS speaking for five minutes—FRANK LUDWICK back again sending greetings to ALLAN GILBERT, FRANK RUTLEDGE, GEORGE FINK, BILL O'SHEA and all the gang—Now LORRAINE BRIDGES is singing the PAD Sweetheart Song, written by GUS RENDIGS' wife, accompanied by MARIE LUDWICK. SAM ROBERTS is speaking for eight minutes—following him is JOHN CARMODY—REX HARDY is the last speaker. The program over Station KMTR, and associated stations in San Diego, Santa Ana, San Bernardino, Sacramento and San Francisco, is drawing to a close with all assembled singing

"True to Thee, Phi Alpha Delta," accompanied by the band. What a program!

■ Up the Pacific Coast we go. The Whitcomb Hotel, San Francisco. In the Italian Room the boys from the SAN FRANCISCO ALUMNI, TEMPLE and FIELD CHAPTERS are having a Beer Bust. JUSTICE GEORGE L. STEWART is tuning in the PAD Radio programs.

■ In Seattle, Washington, DUNBAR and the SEATTLE WASHINGTON ALUMNI CHAPTERS report the broadcasts coming in fine. Coming east to Moscow, Idaho, the boys from KENT CHAPTER are tuning in the broadcasts. At Grand Forks, North Dakota, CORLISS CHAPTER is assembled.

■ Salt Lake City next stop. In the game room of the Union Building on the University of Utah Campus, we find SUTHERLAND and the SALT LAKE CITY ALUMNI CHAPTERS. JUDGE WILLIAM H. FOLLAND of the Supreme Court of the State of Utah is speaking over Station KSL at 6:05 P.M. Following the broadcast PROFESSOR RITTER of the Law School speaks on the standards of Phi Alpha Delta. JUNIUS S. ROMNEY arranges pool, cards and other entertainment for the balance of the evening.

■ Denver, Colorado. HUGHES CHAPTER, with JUSTICE MERRILL A. KNIGHT, put on an initiation in the afternoon, taking in nine new members. The banquet is now being addressed by CHIEF JUSTICE ADAMS and JUSTICE BURKE, both members of the Supreme Court of the State of Colorado.

■ At Boulder, Colorado, JUSTICE FRANK LYNCH of GUNTER CHAPTER is taking in five new men. A large number of ALUMNI are present for the dinner following the initiation.

■ REESE CHAPTER is celebrating at a

Smoker at the Chapter House in Lincoln, Nebraska, attended by all pledges and active members, as well as many neighboring ALUMNI. Broadcasts coming in fine.

■ HARLAN CHAPTER at Norman, Oklahoma, and the OKLAHOMA CITY ALUMNI CHAPTER, report excellent reception of some seven stations.

■ GREEN CHAPTER at Lawrence, Kansas, BENSON CHAPTER at Topeka, Kansas, and the TOPEKA ALUMNI CHAPTER, join the celebration with a banquet. Present are SUPREME EDITOR, EARL HATCHER, speaking on the practical side of the Fraternity, PROFESSOR THOMAS B. ATKINSON, dwelling on the fact that the Chapter must be elastic enough to adapt itself to the peculiar conditions of a school, JUSTICE HARVEY of the Supreme Court of Kansas, DEAN ROBERT MCNAIR DAVIS of the Law School, BARTON E. GRIFFITH, and BERNARD PYLEOF. Received program of KMBC in fine style.

■ Station KMBC, broadcasting the program of KANSAS CITY ALUMNI and BENTON CHAPTERS, from the Francis I Room of the Baltimore Hotel at 9:45 P.M. FREDERICK E. WHITTEN, JUSTICE of the KANSAS CITY ALUMNI CHAPTER, introducing JUDGE C. JASPER BELL, who makes a very fine Radio talk. A large and enthusiastic audience of PADs are present.

■ All over the country PADs are celebrating. Some are at their Chapter parties, Collegiate or Alumni, and the rest are listening in to the PAD Radio Broadcasts. Fayetteville, Arkansas, the boys of GARLAND CHAPTER are gathered around the Radio.

■ Tucson, Arizona. JOSEPH MEEK, CLERK of KNOX CHAPTER reports the Chapter is out to a man at their banquet. Short speeches and reminiscences

concerning the early days of KNOX are the order of the day.

■ Now it's the Lakewood Country Club down in Dallas, Texas. TANEY and the DALLAS ALUMNI CHAPTERS are holding their banquet. At the height of the evening's festivities, the Supreme Marshall of the Fraternity, MARSHALL R. DIGGS has to leave, for at 10:15 P.M. he is to go on the air over Station WFAA, to speak to the Fraternity. His speech is received by hundreds of Southern brothers.

■ Yes sir, we are really down South now. In Birmingham, Alabama, under the leadership of JUSTICE MARC RAY CLEMENT, of MORGAN CHAPTER, and PAUL G. PARSONS, District Justice for the Southern District, a great crowd is out for the initiation of MORGAN CHAPTER. In New Orleans, the members of MARTIN and NEW ORLEANS ALUMNI CHAPTERS report several PAD parties.

■ Heading up the River now. St. Louis, Missouri. Out at the Elks Club you'll find the boys from CHAMP CLARK and ST. LOUIS ALUMNI CHAPTERS having a rare old time. At eight-thirty P.M. things quiet down for a few minutes, while ALBERT L. SCHWEITZER, JUSTICE of ST. LOUIS ALUMNI CHAPTER speaks over Station WIL.

■ What would be happening at Madison, Wisconsin? You're right the first time. An old-fashioned German dinner with plenty of beer features the celebration of RYAN and MADISON ALUMNI CHAPTERS. LEON E. ISAACSON, JUSTICE MADISON ALUMNI CHAPTER, and ERNEST H. PETT, District Justice for the Northern District report everything going in great shape.

■ From the Twin Cities come reports of excellent Radio Reception from members of MITCHELL and the TWIN CITIES ALUMNI CHAPTERS.

■ How those boys at HAMMOND CHAPTER at Iowa City are putting it on. First it's a Stag Dinner, then at 6:15 P.M., BROTHER EUGENE GILMORE, Dean of the Law School, goes on the air over WHO and WOC. Following the broadcast, JUSTICE JOHN R. CRONIN has arranged a smoker.

■ COLE CHAPTER at Des Moines, Iowa, is holding an initiation. JUSTICE KENNETH BRIGGS reports many Alumni in attendance.

■ In Milwaukee under the leadership of S. L. WHEELER, they have substituted National PAD Nite for their Annual Spring Dinner.

■ It's 7:30 P.M. at Ithaca, N.Y. WILSON CHAPTER is assembled in the Association Room of the Law School, listening to the broadcast of the Supreme Justice. Following this, PROFESSOR LYMAN P. WILSON speaks on Fundamentalism in Legal Thinking, and the part that PAD may play in the current shift in legal thinking.

■ Down the Hudson we go. DISTRICT JUSTICE ALBERT A. VERRILLI, speaking over Station WFAS at White Plains, N. Y., at 9:00 P.M. And then in the big city we find the NEW YORK ALUMNI CHAPTER holding forth at the Inter-Fraternity Club, their permanent headquarters. As we enter EMMETT W. POINDEXTER, Justice of the Chapter, is introducing BROTHER ANDREW (CALHOUN) an accomplished amateur magician.

■ Away we go again. CAMPBELL CHAPTER, under JUSTICE EDWARD K. ELLSWORTH, is entertaining its rushees at Ann Arbor, Michigan. In Detroit, Michigan, JUSTICE WALDO K. GREINER, reports the DETROIT ALUMNI assembled, listening to the Radio Broadcasts.

■ Now it's the National Capital. JAY CHAPTER initiated in the afternoon. At the Racquet Club, TAFT, JAY and the WASHINGTON D. C. ALUMNI CHAPTERS are all seated at dinner.

■ What a nite this is. JEFFERSON and STAPLES CHAPTERS are holding forth at University and Lexington, Virginia.

■ JUSTICE A. HALE WATKINS and PROFESSOR E. C. DICKINSON, have arranged a party for WILEY CHAPTER at Morgantown, West Virginia.

■ Station WRUF, Tallahassee, Florida. The next feature on our program will be the HONORABLE DAVID SHOLTZ, Governor of the State of Florida, and BROTHER J. EDWIN LARSON, Collector of Internal Revenue, speaking to the members of BREWER, FLETCHER, KEENER, FISH and the ATLANTA ALUMNI CHAPTERS, who are assembled in their respective cities waiting for his Phi Alpha Delta message.

■ Again we hurry on. The nite is all too short, and we have an entire nation of PADs to cover.

■ The Harvard-Yale-Princeton Club in Pittsburgh, Pennsylvania. An exceptionally large number of members of WATSON and the PITTSBURGH ALUMNI CHAPTERS are enjoying the dancing, cards and supper. From comments on all sides it is the most successful PAD party ever held in Pittsburgh. Every one is saying it must be an Annual Affair from now on. It's 10:30 P.M.—the climax of the celebration. BROTHER DALE T. LIAS, JUSTICE of the PITTSBURGH ALUMNI CHAPTER is introducing BROTHER JUDGE JAMES H. GRAY, over Station WWSW. JUDGE GRAY speaks on the lawyer's relation to the public. Again we hear DALE T. LIAS. Now he is introducing BROTHER DR. J. W. MADDEN of the Pittsburgh Law School, who talks on the relation of the law student and the lawyer.

■ Cincinnati, Ohio. The members of CHASE and the CINCINNATI ALUMNI

CHAPTERS are at dinner at the Gibson Hotel. Wines and liquor became legal in Ohio just two days before. Among the guest of honor are Supreme Historian, LAWRENCE H. LYTLE, JUDGE WALTER A. RYAN, who acted as Toast Master, RUSSELL WILSON, Mayor of Cincinnati, CHARLES WEBER, a founder of CHASE CHAPTER, JUDGE FRANCIS HAMILTON of the Court of Appeals, and JUDGE STANLEY STRUBLE of the Common Pleas Court. The only word of regret in Cincinnati is that the time of the Radio Broadcast has to be changed from 7:15 P.M. to 6:15 P.M., Eastern Standard Time. On Station WLW, JUDGE HOWARD L. BEVIS, of the Supreme Court of Ohio, speaks to the Fraternity.

■ HAY and the CLEVELAND ALUMNI CHAPTERS have joined in a dance and card party at the Hollenden Hotel. The reception of some of the PAD Radio programs is giving quite a National flavor to the celebration.

■ At Chicago, Illinois, it is an all day and all nite celebration. A reception has been going on all day at the Drake Hotel. Reservations coming in for the big party at nite—last minute wires concerning Radio Broadcasts—out of town brothers registering for the big doings. Late afternoon, now. The Supreme Justice is about ready to leave for the Radio Studios. Wire just came in that the time in Cincinnati is changed. We'll do our best even yet to let a lot of the Chapters know of the change. The time is now 6:45 P.M. Station WMAQ. "Tonite Ladies and Gentlemen, is Phi Alpha Delta Nite," so the announcer is telling his audience, as if the whole world did not already know it. Here comes ALLAN T. GILBERT, with his message to the Fraternity. A few of us are busy with a recording outfit, so at the next convention you can all hear the speech of the Supreme Justice. He is followed by BROTHER DWIGHT H. GREEN, United States District Attorney

in Chicago, who tells the Fraternity, "There never was a time when our courts and other institutions had so much need for support from all sides." (Every Chicago newspaper commented editorially on that speech.) BROTHER ARTHUR KRAFT, renowned tenor, closes the broadcast with "True to Thee, Phi Alpha Delta." It was grand.

Back at the Drake Hotel. Months before we made a date with the gang on the Pacific Coast to open a bottle of champagne at this hour. Pop goes our end of the Ritual.

And then the Formal Dance. BLACKSTONE, FULLER, MACGRUDER, MARSHALL, STORY, WEBSTER and the Chicago Alumni Chapters join hands. At nine-thirty the gang starts for the Drake. A thousand PADs, their wives and sweethearts dance to the music of STAN OLIN, JUSTICE OF WEBSTER CHAPTER. A marvelous dance, a great crowd, wonderful entertainment and good food. Our honored guests are here by the score—I can not begin to enumerate them. At four o'clock, Sunday morning, they start to go home from the largest and best Phi Alpha Delta Party ever held.

Well, it looks as though National PAD Nite is about over. The Nite brought back to the Fraternity men who had been out of contact for years. I know all of us received some inspiration from the meeting. We hope it bred a feeling of the national prominence of our Fraternity, and a realization of our opportunity for service to the legal institutions of our country. It was a great nite! It represented months of work, but it was worth it. I am exceedingly grateful to those who so kindly received the suggestion of National PAD Nite, and who strove so earnestly to assure its success.

■ Space will not permit a full detailed report of the various speeches given over the air in honor of the PAD Birthday Party but herewith are published comments and expressions from a few.

■ Supreme Justice Allan T. Gilbert, talking over radio station WMAQ, at Chicago, told of the founding of the fraternity, its progress and the high place in national life held by many of the brothers. He stressed the need for a fraternal organization that assisted its members and maintained the highest ideals.

■ Brother Dwight H. Green, United States District Attorney, speaking over the same station, attacked "scavenger lawyers" who worked hand in hand with the underworld. He pointed out that an organization such as Phi Alpha Delta could discourage such false members of the legal profession. This speech was picked up and quoted by many of the leading newspapers of that section and was the topic of a great many editorials.

■ Brother Marshall R. Diggs, Executive Assistant to the Comptroller of the Currency and Supreme Marshall of the fraternity spoke from radio station WFAA, Dallas, Texas. He called the attention of all PAD's to the duties of the honest lawyer and called upon loyal members of the legal profession to assist the administration.

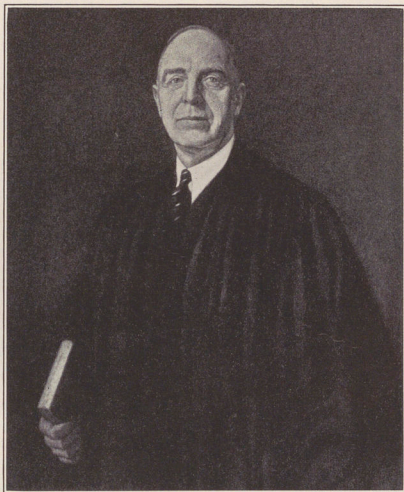
■ Brother Albert L. Schweitzer, Justice of St. Louis Alumni Chapter, speaking over radio station WIL, St. Louis, spoke of the traditions of the fraternity and called to mind some of the famed national figures who were members of Phi Alpha Delta.

■ Brother Dean Eugene A. Gilmore, College of Law, State University of Iowa, over radio station WHO, Des Moines, called upon all members of the fraternity to assist the American Bar Association in its four major efforts of the year. Special attention will be given to (1) Criminal law and its enforcement. (2) Legal education and admissions to the bar. (3) Unauthorized practice of the law. (4) Selection of judges.

(Continued on Page 26)

Brother Judge Arthur J. Tuttle

Campbell Chapter



■ Sigma Alpha Epsilon's very excellent fraternity magazine on the cover page of its March, 1934, issue carries this very good reproduction of a painting of our own beloved, Brother Judge Arthur J. Tuttle of Detroit, Michigan.

Judge Tuttle of the Michigan Iota Beta Chapter of Sigma Alpha Epsilon, is Past Eminent Supreme Archon of Sigma Alpha Epsilon.

The portrait by Johannes Waller was unveiled on October 12, 1933 and now hangs in the library of the Levere Memorial Temple in Chicago, Ill.

■ Brother Tuttle was Prosecuting Attorney for Ingham County, Michigan, from 1899 to 1902. He was a member of the Michigan State Senate from 1907 to 1910 and was appointed United States District Attorney for the Eastern District of Michigan in 1911. On August 6, 1912, he was appointed to the Federal Bench by our late Brother William Howard Taft. Always interested in young men and fraternities, since his initiation as an honorary member of Campbell Chapter in 1922, he has rendered great service to Phi Alpha Delta. At his own expense he has attended every National Convention since that date, has served actively on committees and to him solely we owe the establishment of our endowment fund and compulsory life subscriptions to the magazine.

Introduction to Suggested Uniform Aviation Act

By LIONEL B. BROWNE

Temple Chapter, Western District Justice,

Former Captain in Royal Air Forces

(Concluded from last issue)

PROPOSED UNIFORM AIRCRAFT ACT

Sec. 25. (a) Upon a transfer of the title or interest of a legal owner or owner in or to an aircraft registered under the provisions of this act as hereinbefore required, the person or persons whose title or interest is to be transferred and the transferee shall write their signatures with pen and ink upon the certificate of ownership issued for such aircraft, together with the address of the transferee, in the appropriate spaces provided upon the reverse of said certificate.

(b) Within ten (10) days thereafter, the transferee shall forward both the certificate of ownership so endorsed and the certificate of registration to the (*Administrative Body or Officer*), which shall file the same upon receipt thereof.

(c) The (*Administrative Body or Officer*) upon receipt of the certificate of ownership properly endorsed as required herein and the certificate of registration of such aircraft, shall register such aircraft as hereinbefore provided with reference to an original registration, and shall issue to the owner and legal owner entitled thereto, by reason of such transfer, a new certificate of registration and certificate of ownership respectively in the manner and form hereinbefore provided for original registration.

(d) Until said (*Administrative Body or Officer*) shall have issued said new certificate of registration and certificate of ownership as hereinbefore in subdivision (c) provided, delivery of such aircraft shall be deemed not to have been made, and title thereto shall be

deemed not to have passed, and said intended transfer shall be deemed to be incomplete and not to be valid or effective for any purpose.

(e) In the event of the transfer by operation of law of the title or interest of a legal owner or owner in and to an aircraft registered under the provisions of this act, as upon inheritance, devise or bequest, order in bankruptcy, or insolvency, execution sale, repossession upon default in performance of the terms of a lease or executory sales contract, or otherwise than by the voluntary act of the person whose title or interest is to be transferred, the executor, administrator, receiver, trustee, sheriff or other representative or successor in interest of the person whose title or interest is so transferred shall forward to the (*Administrative Body or Officer*) an application for registration in the form required for an original application for registration, together with a verified or certified statement of the transfer of such title or interest, which statement shall set forth the reason for such involuntary transfer, the title or interest so transferred, the name or names of the person or persons whose title or interest is sought to be transferred, the name or names and addresses of the person or persons to whom such title or interest is to be transferred, the process or procedure effecting such transfer and such other information as may be requested by the (*Administrative Body or Officer*), and with such statement shall be furnished such evidence and instruments as may be other-

wise required by law to effect a transfer of legal title to or interest in chattels, as may be required in such cases, and in the event the (*Administrative Body or Officer*) shall be satisfied that such transfer is regular and that all formalities as required by law have been complied with, the (*Administrative Body or Officer*) shall cause to be sent to the owner and legal owner notice of such intended transfer, and thereafter, but not less than five (5) days thereafter, shall register such aircraft or effect the transfer of the registration and a new certificate of ownership to the person or persons entitled thereto. The notice herein required shall be deemed complied with by deposit in the U. S. Mail of such notice, postage prepaid, addressed to such person or persons at their last known addresses.

(f) Nothing in the foregoing subdivisions of this section shall prevent a legal owner from assigning his title or interest in or to an aircraft registered under the provisions of this act to another legal owner without the consent of and without affecting the interest of the holder of the certificate of registration thereof. Upon filing with the (*Administrative Body or Officer*) of a certificate of ownership endorsed by the legal owner and a transferee of legal ownership, the (*Administrative Body or Officer*) shall enter the name of the new legal owner upon the records of such (*Administrative Body or Officer*) and shall issue a new certificate of ownership to the new legal owner and a new certificate of registration to the registered owner in the form hereinbefore provided for original registration.

Sec. 26. The registered owner upon receiving such new certificate of registration shall immediately sign the same and place it in the aircraft to which it refers.

Sec. 27. The registration fees and fees for certificates specified in this act, except fees for duplicate certificate, need not be paid for any aircraft owned by

any foreign government or by a consul, or other official representative thereof, or by the United States, or by any state or political subdivision thereof.

Sec. 28. In the event that any certificate of registration issued under authority of this act shall be lost, mutilated, or shall have become illegible, the person to whom the same shall have been issued shall immediately make application for and may obtain a duplicate thereof upon furnishing the satisfactory information to the (*Administrative Body or Officer*) of such facts, and upon the payment of a fee of \$—.

Sec. 29. Any person, copartnership, firm, association, or corporation violating the provisions of sections 8, 9, 10, 11, 15, 16, 19, 20, 22 of this act, or any lawful rules or regulations issued under authority of this act, shall be guilty of a misdemeanor and punishable by a fine or not more than \$250.00 or by imprisonment for not more than six months, or both; provided, however, that acts or omissions made unlawful by this act are deemed to violate the laws of this state notwithstanding the fact that such act or omission might violate the laws or lawful regulations of the United States.

Sec. 30. An Act entitled "—————"

approved—————as amended, and all other acts or parts of acts in conflict herewith, are hereby repealed.

Sec. 31. This act shall be known and cited as the "State Uniform Aircraft Act."

Sec. 32. If any section, sub-section, sentence, clause or phrase of this act is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portion of this act. The legislature hereby declares that it would have passed this act, and each section, sub-section, sentence and phrase thereof, irrespective of the fact that any one or more sections, sub-sections, sentences, clauses or phrases be declared unconstitutional.

Twenty-Five Years Ago

By GEORGE E. FINK

Past Supreme Justice

■ On January 9th, 1909, John D. Lawson Chapter was installed at the University of Missouri, at Columbia, Missouri, with eleven charter members, and this installation was followed a few days later by the installation on February 20th, 1909, of Charles A. Rapallo Chapter at New York University, New York City, with ten charter members. The writer has at hand no further information respecting the installation of Lawson Chapter. As to Rapallo Chapter, suffice it to say that it was the first of our Eastern chapters, and the installing officers were Samuel H. Roberts, Supreme Recorder, and Harry P. Dolan, Supreme Treasurer, assisted by John P. Floan, an alumnus ('04) of Blackstone Chapter. The ceremonies were held at the Cafe Monico, concluding as usual with a banquet.

We have no active Rapallo Chapter at the present time, the Charter having been surrendered, but the Chapter during its existence gave to the Fraternity some outstanding men, among whom the writer recalls Louis W. Arnold, Jr., Thomas W. Constable, W. Howard Demarest, Herman C. Rubino, Frank A. Saparito, Anthony P. Savarese and George H. and Joseph I. Triplett.

■ On March 17th, William Howard Taft Chapter was installed at Georgetown University, Washington, D. C. by Supreme Justice Lawrence W. Ledvina and Supreme Recorder, Samuel H. Roberts. The installation ceremonies took place in a large hall opposite the Raleigh Hotel, the installation banquet being held at the Raleigh. Eighteen students were initiated in the afternoon, the following named Honorary members tak-

ing their honorary degrees just prior to the banquet:

William Howard Taft, President of the United States; Senator Carter of Montana; Justice Wright of the Supreme Court of the District of Columbia; Edwin B. Moore, United States Commissioner of Patents; Michael J. Colbert, Professor of Law, Georgetown University. Honorary members from other Chapters present were:

Judge Edwin S. McCalmont; Honorable Gibbs L. Baker and Professors Adkins and Roach of Georgetown University. On the succeeding Monday, the Supreme Officers visited the White House under the guidance of Congressman Davidson and the Justice of the new Chapter, John Doyle Carmody, where the President, in response to his questions, was told considerably more about the Fraternity and its history than had been possible at the time he was given his Honorary Degree.

■ On March 30th, Brothers Ledvina and Roberts reached New Haven, Connecticut, to install Calhoun Chapter at Yale University. Candidates W. C. Martin, Leonard Alkire and Stephen G. Jackson showed them around the campus. With the assistance of the Justice of the new Rapallo Chapter, the installing officers initiated 23 candidates. The new men had previously fitted up quarters at 254 Crown Street.

The new brothers desired to have the chapter named after President Taft but the Chapter at Georgetown had already been granted that name by the Supreme Executive Board, and the name of John C. Calhoun was finally decided upon for the name of the new Chapter at Yale. Brother J. F. T. O'Connor was a

charter member of this chapter, as was also Frank R. Hurlbutt, who gave to the Fraternity the words and music of the song, "True to Thee, Phi Alpha Delta" and assigned the copyright to the Fraternity. Returning to New York the installing officers were royally entertained by Rapallo Chapter at New York, and on their way to Chicago, by Campbell Chapter at Ann Arbor, Mich.

Lyman P. Wilson (Marshall '07), is City Attorney of Galesburg, Illinois.

Noah H. Gullett (Magruder '09) is States Attorney of Hardin County, Ill.

Harry C. Moran (Magruder '08) is practicing law at Canton, Illinois.

James P. Harrold (Webster) is Dean of the Chicago Law School.

Rex G. Hardy is Clerk and James J. Cherry is Treasurer of Story Chapter.

William E. Helander is Clerk of Fuller Chapter.



PHI ALPHA DELTA'S BIRTHDAY PARTY

(Continued from Page 21)

■ At Los Angeles, over a network of stations, a number of the brothers in Phi Alpha Delta were heard from:

Brother Rex Hardy, former Supreme Justice, held that the high standards of the fraternity caused its forward march in the professional world.

Brother Kim Ellis spoke of the growing number of State Associations and urged the brothers to attend the meetings of the various state bar associations and further this movement.

Brother Colonel John Doyle Carmody spoke of Phi Alpha Delta's service to the nation both during peace and war times. He congratulated the officers of the fraternity and mentioned many men dear to all.

Brother Sam Roberts spoke of the good fellowship of fraternal life. "It is good fellowship," he concluded, "that lies upon the heart like a warm fire upon the hearth."

Brother Supreme Secretary Frank M. Ludwick was master of ceremonies and introduced the various speakers.

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Supreme Secretary's Page

By FRANK M. LUDWICK

A Message to Alumni



The National Birthday Celebration on the night of January 20th, fully reported in this issue, was unquestionably a great success. Favorable comments have come from all over the United States, and it is recommended that this be made an annual event.

In one respect only it was a distinct failure. As a part of the program, announcements were mailed individually to our approximately 14,000 members. The cost of this mailing was deemed justified, as our contacts with individual alumni who are not affiliated with Alumni Chapters or subscribers to the magazine are too few. In this communication we suggested that every brother forward a birthday contribution to the fraternity in the hope that we could thus accumulate sufficient money in our convention fund to take care of all of the convention expense.

As you know, Phi Alpha Delta has no alumni dues, except a nominal annual dues from Alumni Chapters. The collegiate Chapters in the past have borne all of the burden of the operating expense of the fraternity. During the past two years this burden has been a heavy one and with our income cut it has been extremely difficult to make ends meet.

A convention will and must be held in Chicago next summer. The definite date will be announced later. We must have funds to finance this convention, and it was thought that the alumni generally would welcome an opportunity to contribute to this fund to help relieve the collegiate chapters from the entire financial burden. Results have been grievously disappointing. With the exception of the Los Angeles Alumni Chapter, from which we had a response from 80% of its membership, Alumni Chapters throughout the country have contributed practically nothing. The time for making convention plans is rapidly approaching and officers of Alumni Chapters should immediately take steps to solicit every one of their members and raise funds to help finance the convention. The time is short and immediate action imperative. Not since 1918 has such a request been made. Do your part now.

ACTIVE CHAPTER NEWS

BENTON

Kansas City School of Law

■ On December 9, Benton Chapter held a meeting at the Hotel Baltimore for the purpose of creating interest in the National PAD Nite. Ninety-five enthusiastic members attended.



As Toastmaster, Bert Newland, an active member, performed his task with the adeptness of an old master. Robert L. Henry, Justice, made an address of welcome, followed by a talk by Harold H. Harding, Justice of Green Chapter. Dean Robert McNair Davis of the Law School of Kansas University, made an interesting talk, followed by Supreme Justice Allan T. Gilbert. There were many notables who are members of Phi Alpha Delta in attendance that evening, and space will not permit the listing of these names.

An election was held for officers of the alumni chapter, and Colonel Fred Whitten was elected Justice, George Charno, Vice Justice; Hayes Wardrip, Treasurer, and John McGarrity, Sergeant-at-Arms. Under the able leadership of Colonel Whitten, all were assured that Thomas Hart Benton Chapter will take the place it formerly held in Phi Alpha Delta.

There are sixteen active members and nine pledges at the present time, and an alumni in Kansas City numbering approximately five hundred.

The banquet of December 9 was well represented, with members of Benton and Green Chapters cooperating.

Meetings are held once a week at the

Hotel Baltimore and every two weeks they have inaugurated plans whereby prominent men of the judiciary and members of the alumni address the chapter. Also, active members of Phi Alpha Delta are given different phases of law work to study and present at the various meetings. Demurrers are argued and motions of all description are studied carefully by members of the fraternity and given in detail as they would be in actual trial practice. At a recent meeting, Judge Elmer N. Powell, Honorable Kenneth Fligg and the Honorable Hugh Brownfield acted as judges.

Brother Lee Taylor, an active member of the Kansas City alumni, was appointed Deputy District Justice of Central District of Phi Alpha Delta.

The active chapter will again publish a monthly magazine known as the "Bovine Scoop." The purpose of this magazine will be to instill the true spirit of Phi Alpha Delta into the hearts of every member of the fraternity.

In session extraordinary on December 9, at the Phi Alpha Delta Banquet, the "ancient order" of the "Bovine Scoop" met in solemn conclave and elected new members, as follows:

For 1932—Fred M. Whitten, Roy L. Vickery, Anthony P. Nugent, Lee Taylor.

For 1933—O. Hayes Wardrip, Bert Newland, Larry Welch.

The Honorable Allan T. Gilbert was elected Honorary Shovelier. With fitting formality, they gathered together December 20 and each neophyte was required to bring two pints of qualifications, which better fitted them to exchange gay wit, brilliant repartee and heretofore untold truths.

Thomas Hart Benton Chapter held a banquet January 20 at the Hotel Baltimore. There were approximately fifty members present and a broadcast was had over radio station K.M.B.C. at 9:45 p.m. Judge C. Jasper Bell of the Jackson County Circuit Court extended greetings to all members of Phi Alpha Delta, and he was introduced by Brother Fred Whitten, who is Justice of the Alumni Chapter in Kansas City.

A most enjoyable evening was spent at the banquet and the members of Thomas Hart Benton gave informal talks which were very interesting.

During the evening's entertainment, a silent ceremony was held for three good brothers who recently died — Brother Lee Hull, O. Hayes Wardrip and Fred Courtney. This sad news followed but shortly after the untimely death of the Treasurer of the chapter, David Caldwell. On the night of February 10, the car he was driving ran into a street car and he was instantly killed. Dave was one of the newer members of Phi Alpha Delta, having been initiated just last year, but he was made of such stuff that the active chapter will keenly feel his loss. He was a young man twenty-two years old and very active in all fraternal functions. He attended the local ward schools and graduated from Paseo High School in 1929. About six months ago, he was commissioned Second Lieutenant in the Army Reserve Corps in Kansas City. He was employed by the Commerce Trust Company in their Bond Department and, even at this early age, he was making a name for himself in banking circles.

In the near future, Benton Chapter will initiate six new members. The present pledges are Sam Hayden, Washington H. Brown, Robert Benson, Eric O. Miller, Norman Howell, Waverly Shepherd, Wayland Steele and Robert Latshaw.

Monday night, January 22, Brother Elmer "Red" Hoth, conducted pledge-ship at the club rooms, No. 209 Hotel

Baltimore, and the neophytes were ably instructed by Brother Hoth. If you have ever had the pleasure of knowing Brother Hoth, you can appreciate the "working over" of these goats by the Simon Legree of Thomas Hart Benton Chapter.

At the present time, the chapter is making plans for a Founder's Day Banquet, which will be held March 17 and, with the interest shown in previous two banquets, all are quite sure of a large turn-out among the members.

BLACKSTONE

Chicago-Kent College of Law

■ Since the last issue of the "Reporter," Blackstone Chapter at Chicago-Kent College of Law has not had much time to devote to things other than those included under the general classification of "work." Examination period here, like the same time at any other law school, is a time of reckoning; and both active brothers and pledges have done little else since the first of the year.



We did, however, take sufficient time off to well attend the Seven Illinois Chapter Formal Supper Dance at the Drake Hotel on January 20th, and proud we are to say that of all the active and alumni chapters, the sons of Chicago-Kent ran the highest percentage in reservations and attendance. This was no doubt due to the fact that the Chicago Chapters hold such an affair every year, and there are many of us who take this one opportunity to renew old acquaintances, and meet the scores of older brothers who maintain this one contact with Phi Alpha Delta in their busy practice.

Giving great assistance toward mak-

ing the Supper Dance a success was Magruder Chapter at the University of Illinois. It is not often that circumstances permit both Chicago and Urbana Chapters to get together, and we have been happy to have had the opportunity. And, some affair it was! Over three hundred couples, two excellent bands, and good spirits (?) "A dinner dance never to be equalled," says Blackstone; and great applause and acclaim is due the Alumni Chapter and Bill O'Shea and his cohorts for their execution of it. Phi Alpha Delta had its Thirty-Second Anniversary celebrated in the State of Illinois as only a birthday should be. Long may it be remembered! (and repeated).

It was also the great pleasure of Blackstone to hear their own Chapter Brother, Supreme Justice Allan T. Gilbert, give the inspiring talk he did, over Station WMAQ at Chicago, and also the talk of Brother Dwight H. Green, District Attorney of the United States. These addresses did much toward the rebinding together of all Chicago's PAD's.

As for local chapter news, let it be announced that in January of this year, Brothers Clement H. Vig and James W. Collins were graduated from Chicago-Kent. We're sorry to lose them both, but we're glad to congratulate them. May they have as much success and opportunity to exhibit their prowess in professional life as they have had in their study for it. It was necessary for Brother Vig to take only one final examination for graduation, and he graduated with honors. Brother Carpenter, who will finish Chicago-Kent in June, found it unnecessary to take any examinations, for he had finished with an average of straight "A." Aristotle! It is rumored that Brother Vig will skip the March Bar Examination, and take, in preference, a month's business trip in Europe with his employer. Bon voyage, Brother Vig.

Blackstone Chapter takes pleasure to announce that others of its brothers have been added to those already appointed to The Round Table, Chicago-Kent's Honorary Society. One is Brother Richard C. Swander, present Clerk of the Chapter, finishing his second year at Kent. Hervey Dutton and Edward J. Friedrich, also active men in Blackstone Chapter, were appointed this week, on the basis of the last two years' work. Blackstone Chapter now has six men on the Round Table, including Brother Vig, who just graduated. Out of an active Chapter of about 23, we feel that this is quite a record.

It was necessary to replace by election Brother Collins, who was our Vice-Justice, with Brother Marshall T. Ismond, our former Treasurer. Into the latter office, George B. Sturtz has been elected; a Junior in school, and handy with accounts.

Formal pledging was held in the middle of January, and on February 24th, Blackstone initiated into the Brotherhood of Phi Alpha Delta, the following men: Joseph K. Clark, J. Meyer Holland, Thomas P. O'Neill and Thomas Clary. Congratulations, gentlemen, upon your becoming Brothers to Phi Alpha Delta.

CLARK

Washington University

■ Due to the intervention of final examinations fraternity activities have not been very prominent during the past few weeks. The one bright spot was the Phi Alpha Delta Birthday party. The local celebration, held at the Elks' Club in St. Louis, was well attended. Many alumni were present who had been out of touch with the fraternity for some time. Members of the active chapter are still talking about Brother Schweitzer's splendid address.



Stressing the historical background and the ideals and purposes of Phi Alpha Delta, Al made all genuinely proud of their membership. The speech was broadcast over Radio Station W.I.L.

Results from final examinations showed the average of Clark Chapter well above that of the school. All pledges passed their courses and initiation will soon be held for eight men.

CLAY

University of Kentucky

■ Under the leadership of Col. William J. Wigginton, Robert Hatten, formerly of Calhoun Chapter at Yale, now attending the University of Kentucky, Alumni Neal Sullivan, Past Supreme Marshall Frank Genocchio, Professors Roy Moreland and W. L. Roberts of the Department of Law, University of Kentucky, and other Lexington Alumni are re-organizing Clay Chapter, which almost passed out of existence through the graduation of all of its members last year.

A rushing dinner was held in Lexington on the night of February 23rd, as a result of which ten splendid men were pledged to Phi Alpha Delta. They will be initiated in the near future and the boys at Lexington are planning on making this a big occasion. Chase Chapter will go from Cincinnati to Lexington to participate in the festivities.

GREEN

University of Kansas

■ Green's football team proved itself equal to the occasion at Homecoming and repeated last year's victory over the Medics at the annual inter-school football game. The contest this year was close, but it ended with Green's warriors in possession of the long end of a 6 to 2 score. Our victory over Phi Beta Pi, medical fraternity, came as a surprise to the sport editors, who figured that the PAD's had worn themselves out beforehand drafting an acceptance to the Medics' challenge. It was gratifying to the Law School that

the PAD's could handle the pigskin as well as they could flourish Latin phrases. Kurt Riesen, Green fullback, sewed up the game in the third quarter when he plunged for the only touch-down of the game from the three-yard line, after he and Miller had alternately run the Medics' ends from mid-field. Riesen's punting and passing were spectacular. Honorable mention should be given to the play of Johnson at end, Botsford at quarter, Jorgensen at half, and the valiant efforts of Everett ("Dean") Everhardt at cheering. Toward the end of the game both teams gave evidence of a lack of condition or something, and the last quarter was a bit wobbly. The spoils of the combat consisted of one 16-pound turkey, and our heroes did the gobbler justice at a banquet given in their honor after they had recuperated.

The afternoon of December 9th, Green Chapter was honored by Supreme Justice Allan Gilbert, who paid it a brief visit and conferred with the officers. That evening Green journeyed in force to Kansas City to join hands with Benton Chapter and the Kansas City Alumni Chapter in a banquet at the Hotel Baltimore, at which Supreme Justice Gilbert was the principal speaker. Though a Young Republican rally detained our Benson brothers in Topeka, with malice toward none, we did not miss them, because the well-oiled Democratic machine of Kansas City supplied us with plenty of amusement at the banquet. Pardon the pun, but we were Green, and the meeting initiated us into several mysteries. Just the same we would like to be hosts to the boys from the City in turn, for we have an all-victorious football team and other attractions. Seriously speaking, we enjoyed the program, and the privilege of hearing Supreme Justice Gilbert whose conception of Phi Alpha Delta as a dynamic and active force among lawyers and in politics furnished much meat for thought. We are

proud of our part in the program, the speeches of Harold Harding, our Justice, and of Dean Robert McNair Davis, of the faculty of our law school. Paul Kleiwer, Green pledge, did more than his share in conducting the singing of Phi Alpha Delta songs. We took peculiar satisfaction in acclaiming the election of Colonel Fred Whitten, a distinguished Green alumnus, as Justice of the Kansas City Alumni Chapter. Colonel Whitten is one of the trustees of our chapter. We were glad, too, to meet again several former members of Green Chapter now attending the Kansas City School of Law—Chilton Creason, 'Gene Kroh, Charles Lowder, and Harry Miller.

Green joined in the Birthday celebration of January 20 with a banquet of its own at the Chapter House. The guests of honor were Supreme Editor Earl Hatcher of Topeka, Barton E. Griffith, a Benson alumnus also of Topeka, our own Professor Thomas E. Atkinson, and our Dean, Robert McNair Davis. Justice Harding spoke briefly and called upon Professor Atkinson for the first speech. Professor Atkinson found himself in disagreement with some phases of the program outlined by Supreme Justice Gilbert at Kansas City. Professor Atkinson believes that the active chapters rather than the alumni are the heart of the fraternity. Conceiving the fraternity as built around the student chapters, Professor Atkinson doubts the desirableness of the fraternity participating in politics. He expressed also a conviction that it is to the best interest of the student chapters to be elastic in adapting themselves to the peculiar conditions at each school, and that where Law dormitories have been built, chapter houses are becoming obsolete. The chief speaker of the evening was Supreme Editor Earl Hatcher, Professor of Law at Washburn College, Referee in Bankruptcy, and known to all of us as the Editor of Hatcher's Kansas Digest. Brother Hatcher warned us,

that like Marc Antony appearing before Cleopatra, he did not come to talk. Rather he came to visit, he said. Editor Hatcher turned his attention toward the future of the fraternity, and made many practical suggestions how a chapter may avoid a cycle of "ups and downs" by pledging men to whom the fraternity can give something they lack, which they will appreciate. Dean Robert McNair Davis talked briefly and in recalling his student days described the values of fraternity life that he had missed at Harvard, where there are no Law fraternities.

Two alumni, Hermes Nye and Robert Jones, and Freeland Penney, an active, passed the Kansas Bar in January. Three members graduated at mid-semester: Salvatore Buccero, Everett Everhardt, and Freeland Penney, who has served the Chapter in the capacity of Clerk during the past semester. The other boys, having survived the grind of semester examinations, are back in fine shape and are waiting for new worlds to conquer.

KNOX

University of Arizona

■ Knox Chapter celebrated Birthday Nite with a dinner at a downtown hotel. Professors McCormick and Curtis, of the faculty, and a number of alumni were present. Although attempts were made to pick up the broadcasts it was impossible to get reception in this southern part of Arizona. The faculty members and the alumni present told interesting tales of their remembrances of Phi Alpha Delta days.

The chapter is continuing its program of inviting speakers to its semi-monthly smokers. The speakers are selected from the local bar and bench.

On February 12th, the chapter pledges and invitees, twenty-seven strong, were addressed by Mr. B. G. Thompson, local attorney and Arizona graduate. He delivered an excellent dissertation on the problems of the

young attorney in establishing his practice.

At the last regular chapter meeting an election of officers took place. The new officers are Charles Donofrio, Justice; Charles Wilson, Vice Justice; Jack Choisser, Treasurer; Joseph Meek, Clerk.

MAGRUDER

University of Illinois

■ Magruder Chapter's snappy monthly bulletin carries a full and interesting story about the Birthday Party. Since the tale is told in another article in this issue of the REPORTER, it will be deleted from their news.

This chapter, fourth to join with Phi Alpha Delta, has not been without its trials and tribulations. Although re-organizing, it has kept its chapter charter and hopes to become one of the strongest chapters in the fraternity. At present the chapter has heavy financial burdens, but many of the alumni brothers have contributed to a fund to liquidate the chapter's indebtedness and are helping to instill new enthusiasm among Magruder men.

That the chapter has made its mark in the halls of learning is apparent by the Magruder men now holding the title of Professor-at-Law. They are: Dean A. J. Harno, University of Illinois; Professors G. B. Weiseiger and William E. Britton, also of Illinois; Brother Paul Brosman at Tulane; Brother C. E. Carpenter, University of Southern California; Brother E. R. Dillavan at Illinois; Brother R. R. Hamilton, University of Wyoming; Brother Kinnae, Loyola University of Chicago; Brother Reno. Valparaiso University, and



Brother D. W. Woodbridge at William and Mary College.

MARSHALL

University of Chicago

■ Marshall Chapter hugely enjoyed the PAD Anniversary Celebration and believe the evening did much to bring the active and alumni members of the fraternity closer together. Much credit is given to the National Officers and to Bill O'Shea for arranging the party. They express the hope that a similar party may be repeated soon. Enclosed with their letter is an editorial from the Chicago American of January 22nd, which re-printed and quoted from the speech made by Brother Dwight H. Green, on the PAD broadcast. All Marshall Chapter men joined with the Illinois Chapters at the Hotel Drake to attend the Birthday Party.

Brother Peter Chamales, past Justice of Marshall Chapter, is now an attorney with the P.W.A. and is stationed at Washington, D.C.

MORGAN CHAPTER

University of Alabama

■ Morgan Chapter joined with the Birmingham, Alabama Alumni Chapter in a banquet celebrating PAD's recent birthday. The evening was delightfully spent, being the first joint meeting held, and did much in bringing about a closer interest and affiliation between the two organizations. Plans are being made to have such meetings regularly, the next one was held the latter part of February.

The progress of Morgan Chapter under the recently retired officers has been most satisfactory. Twenty-two members were received into the chapter during their administration and twenty members of the freshman class were



pledged following the announcement of semester grades recently. Much thought and time was given to the upbuilding of the chapter, the results of which are gratifying, and PAD is enjoying a successful year at Alabama.

The members of PAD are taking a leading part in the plans for the annual Barrister's Ball which is an event of unusual importance each spring. It is conceded to be one of the outstanding social occasions of the school year and PAD has a distinctive part in its success.

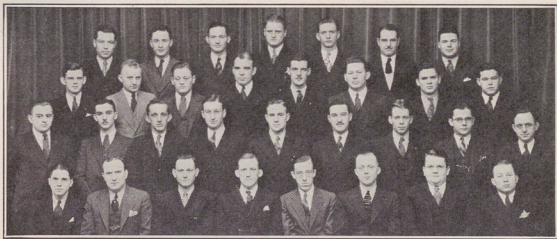
The chapter has had regular monthly luncheons which have proven highly successful in bringing together members and pledges in informal gatherings. Short programs are provided by various groups and this has done much to stimulate interest in the chapter. Attendance is always good at these meetings, even

better than at regular meetings, because the luncheon club idea seems to have an appeal and also because the cost of the meal is kept reasonably low. It is recommended that other chapters adopt the plan if there is a need to stimulate interest in their undertakings.

Morgan Chapter is extending its congratulations to Brother Fred Wood, an outstanding member of the junior class, and also a member of the Pi K. A. Fraternity, upon his recent marriage. It is also wishing every success to Brothers Ira D. Pruitt, J. P. Miller and Horace B. Dill, who were graduated at mid term. These men were most dependable in their efforts for the advancement of PAD and it is believed that this willingness to serve will do much to assure them a prominent place in their respective communities.

REESE

University of Nebraska



■ When the results of the first semester examinations were tabulated it was found that Reese Chapter had an average in excess of five points better than the general average of the law school, and this despite a rather disappointing showing by a prominent group of freshmen.



Brother Taylor, even with the burden of teaching, was again able to lead the senior class and further widen the margin that separates him from the pack. Marked improvement was shown by the entire senior group. In the junior class Pledge Wiltse tied Brother Jonson for second place in totals. Pledges Carrol Weiberg, Henry Keller, Jr., and Claude Cumming made the best record of the neophytes.

On December 16th, the chapter was

host of the annual formal party at the Hotel Cornhusker. Two hundred couples spent an enjoyable evening dancing, and many compliments were received. The campus seems to feel that the Reese party was the best of the season. On February 17th, the annual Coffee Dan's party was held at the house. The entire place was decorated as a Nite Club and kegs of beer were busy. This was another school high spot.

Brother Roy Calhoun (Benton) is located in Lincoln as an agent of the Federal Department of Justice. He spends a great deal of time with Reese Chapter and entertains the men with highly colored sport stories. He is also an excellent bridge player and often teaches the boys a few tricks.

Brother William C. Smith, Jr., who graduated in third place in his class, has opened offices for the practice of law, in Long Pine, Nebraska.

WATSON

University of Pittsburgh

■ As part of their celebration of the National Birthday Party, January 20, 1934, the Watson Chapter joined forces with the Pittsburgh Alumni in holding a combined dinner-dance at the Harvard-Yale-Princeton Club. This party was a gala occasion and will do well to mark the beginning of an annual event. The evening offered a timely diversion from the burdens of law and it was clothed with genuine fraternal friendliness and conviviality. Judge Gray, of the Common Pleas Court of Allegheny County, Professor J. W. Madden of the University of Pittsburgh Law School, and Dale T. Lias, president of the Pittsburgh Alumni took part in the radio broadcast from station W.W.S.W. at the Schenley Hotel; this "Trio" presented interesting and appropriate talks which nobly supplemented the light-heartedness at the dance. The affair was well attended, enthusiasm was high, and it

helped immensely to bring a closer tie amongst the brethren. All those who attended are most eager to have another PAD party.

WEBSTER

Chicago Law School

■ Webster Chapter ranks first among the fraternities of the Chicago Law School. Both president and vice president, Robert Mul-laney and Clifford Olin, of the senior class, are brothers of PAD.

On the evening of February 24, a formal dinner was held at the Edgewater Beach Hotel. Invitations to attend were extended to all Chicago and nearby PAD chapters.

This chapter attended the birthday party at the Drake Hotel en masse. Music for the affair was furnished by Stanley Olin, who is justice of Webster Chapter.



WILLEY

University of West Virginia

■ William P. Willey Chapter of Phi Alpha Delta at the West Virginia University College of Law announces the pledging of twelve promising men whose names will be reported in the May issue following initiation services.

The first meeting of the second semester of the school year, other than for strictly business matters, was held at the Elks' Garden, when pledges and actives joined in a dinner meeting and discussion of Phi Alpha Delta. Professor E. C. Dickinson, of the College of Law, addressed the Chapter.

Wiley Chapter was assembled at the Beta Theta Pi fraternity house the evening of January 20 for the anniversary program, enjoying a dinner as guests of Justice A. Hale Watkins and Brother Steven D. Griffith.

Brother Wesley R. Tinker, justice of last year, heads a West Virginia Alumni Chapter of Phi Alpha Delta, which was organized in 1933 and will meet annually in connection with the state bar association.

Supreme Vice Justice's Page

By FRANK E. RUTLEDGE



On February 27th, I attended a dinner of the New York Alumni Chapter in the Fraternity Clubs Bldg. which was followed by their regular business meeting.

In attendance, were five of their original charter members, one of whom was the writer. Their charter was issued on March 28, 1911—twenty-three years ago—by Brothers John Doyle Carmody and Edward J. Hess, who were Supreme Justice and Supreme Recorder respectively. The charter members in attendance, besides the writer, were James Farrell, Harry B. Finn, Frank A. Saparito and H. Edward Wolff.

As I sat in this meeting, it occurred to me that if all members of PAD who are now in the active chapters could only realize the value to themselves through a connection with an alumni chapter, how much easier it would be in the future to form and maintain these chapters.

If the active chapter members could only understand what it means to the older members who continue their associations together, as the men have during all of these many years in the New York Alumni Chapter, then we would have many additional alumni chapters throughout the country which would be more regularly attended.

Right now I want to urge active chapter members who will graduate this year, to begin thinking of affiliating immediately afterwards with an alumni chapter or one of the new state PAD associations, several of which have already been formed. The work of organizing additional state associations will be continued as rapidly as possible.

It is through the various alumni chapters and state associations that we can build more solidly, our fraternity.

NEWS OF ALUMNI

■ At the December meeting of the Chicago Alumni Association the following officers were elected: Justice, William O'Shea (Webster); Vice Justice, Harry A. Carlson (Blackstone); Treasurer, Edwin A. Hale (Webster); Clerk, Edwin A. Robson (Story); Marshal, Theodore J. Beck (Campbell).

Brother Boutell introduced the speaker of the evening, Judge Floyd E. Thompson, past Chief Justice of the Supreme Court of the State of Illinois.

Judge Thompson spoke lightly on the New Deal, then discussed the New Civil Practice Act, and the work of the Illinois State Bar Association.

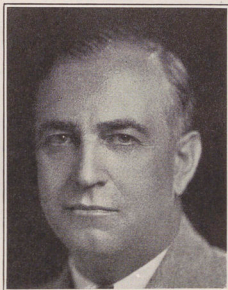
In speaking on the new Civil Practice Act, Judge Thompson discussed the case where a suit is brought in 1933, but summons returnable in 1934. He answered all questions put to him. Without question the Judge made the December meeting one of the greatest, if not the greatest, in the history of the Chicago Alumni Chapter.

After all questions were answered, Brother Clarke turned the meeting over to Blackstone Chapter. Chairman Harry A. Carlson, after several stories, called on the Justice of the Chapter, Loren Root, who thanked the Chicago Alumni Chapter, on behalf of the Chapter, for their co-operation. Brother Carlson next introduced Brother Tom Octigan, one of the best known and liked PAD's, who reminisced about his days in Blackstone Chapter.

Other highlights of the evening were Judge Jay Schiller's (of All Quiet on the Western Front fame) talk; announcement of Emmet Byrne's fourth child—another girl. Yes, the father seems to be doing well; and Quinn O'Brien's short talk.

■ Brother Marshall R. Diggs, of Dallas,

Texas, Supreme Marshal of Phi Alpha Delta, has been appointed Executive Assistant to Director Brother J. F. T. O'Connor of the Federal Deposit Insurance Corporation.



Brother Diggs brings to his new duties a varied experience in business throughout several states. Born in Tennessee, he has also lived in Oklahoma, Illinois and Texas.

He was graduated in law from Yale in 1913. After leaving school, he practiced law in Chicago for three years. When the United States entered the World War in 1917 he joined the Army, coming out in 1919 as a Captain of Infantry. After that, he went into the oil business in Texas, and engaged in this enterprise until 1921. From 1921 until 1927, Brother Diggs devoted his time to sales work. He then became interested in a sewer utility business, and was elected Vice-President and General Manager of the Southwestern Sewer Company, and he still remains Vice-President of that corporation.

Brother Digg, who is widely known in both Texas and Oklahoma, has already arrived in Washington to take up his activities with the Federal Deposit Insurance Corporation. He was supported by Senators Connally and Shepard, and by Assistant Postmaster General Silliman Evans.

* * *

■ Brother George L. Quilici (Story) is a candidate for Municipal Court Judge on the Republican ticket in Chicago. He is a member of the law firm of Harrold, Guilici, Miller, Clementi & Murphy. James P. Harrold (Webster) and Eugene E. Murphy (Blackstone), two of his partners, are loyal Phi Alpha Deltans.

Brother Quilici attended DePaul and Northwestern Universities. He served sixteen months with the A.E.F. in France and participated in several major engagements. He specializes in criminal law and enjoys a splendid reputation and the endorsement of the Chicago Bar Association.

* * *

■ Double honors were awarded Brother Howard D. Brown (Campbell), attorney for the Insurance Exchange at the Automobile Club of Michigan, recently when Secretary of Commerce Daniel C. Roper named him to the committee on Uniform Traffic Laws and Ordinances of the National Conference of Street and Highway Safety, and the American Bar Association appointed him chairman of its National Committee on Automobile Insurance Laws.

Brother Brown is recognized as a national authority on automobile insurance laws and traffic ordinances. He was a member of the National Conference at the time this group drafted what was then known as the Hoover Code for Motor Vehicles. He was also a participant in drafting the American Automobile Association Safety Responsibility Law and he played a principal role in drafting Michigan's new Safety Responsibility Law.

■ Birmingham Alumni Chapter has shown much activity by co-operating with Morgan Chapter and holding numerous joint meetings and furnishing prominent Alumni as speakers. Yelverton Cowherd is Justice of the Alumni Chapter and Carl Moebes, Clerk.

A very interesting and well attended joint meeting between the Birmingham Alumni Chapter and the Morgan Chapter of the University of Alabama was held at the Thomas Jefferson Hotel in Birmingham, Saturday evening, January 20, 1934, as a part of the National Celebration. The program was arranged by a committee composed of William L. Clark, Chairman, Stuart Stone and Jarrett Abercrombie.

Judge J. Russell McElroy addressed the gathering and members were further entertained by other appropriate entertainment arranged by the committee.

The Birmingham Alumni Chapter is composed of Judge J. Russell McElroy, Judge R. B. Evans, Judge W. I. Grubb, Yelverton Cowherd, Carl Moebes, William L. Clark, Jarrett Abercrombie, George Rogers, L. B. Bewley, G. C. Boner, Richard H. Brown, J. Chandler Burton, William S. Chalker, Leigh M. Clark, Hiram Dodd, William H. Ellis, Robert S. Glasgow, Frank S. White, Lafayette E. Rogers, A. D. Fancher, John W. Gillon, H. H. Grooms, Randolph Hobbs, Jr., John L. Johnson, W. Herbert Osborn, W. Emmett Perry, Al G. Rives, C. Z. Roberts, John C. Schor, Stuart Stone, Wm. H. Trueman and Paul G. Parsons.

* * *

■ Among the Magruder men who attended the meeting of the States Attorneys of Illinois, in Chicago, in December, were Brothers E. Harold Wineland, States Attorney, Clay County; S. J. Holderman, States Attorney, Grundy County; L. L. Irwin, States Attorney, Hancock County; Guy E. McGaughey, States Attorney, Lawrence County; Hugh A. Deneen, Assistant States Attorney, McHenry County; Albert Woll, Assistant States Attorney, Cook County.

■ Brother Paul G. Parsons (Ruffin), J. A. Downer and Brother Lafayette E. Rogers (Morgan), announce the formation of a partnership for the general practice of law under the firm name of Parsons, Downer & Rogers with offices at Suite 402 Massey Building, Birmingham, Alabama.

* * *

■ Brother Paul W. Knox (Calhoun), announces the formation of a partnership for the general practice of law under the name of Rambo, Rambo & Knox with offices at 1404 Girard Trust Building, Philadelphia.

* * *

■ Brother Paul R. Watkins (Capen), announces the formation of a partnership for the practice of law with Dana Latham. Brother Watkins was formerly associated with Gibson, Dunn and Crutcher and until the formation of this partnership, was general council for Pacific Finance Corporation and subsidiary companies.

* * *

■ Nearly fifteen years after he performed in such manner as to be cited for bravery while participating in an aerial attack during the World War, Brother L. LeRoy Johnson (Ryan), City Attorney of Stockton, California, has received a "silver star" medal for heroism from the United States government.

* * *

■ Brother John W. Heaney (Temple), of Santa Barbara, son of the late Dr. William P. Heaney, pioneer San Franciscan, was recently married to Miss Dorothy Fithian. The bride is the daughter of Mrs. Stow Fithian and the late R. Barrett Fithian of Nice, France, and the niece of State Senator Edgar Stow.

* * *

■ Brother Arthur E. Dillner, associated with Stobbs, Yates & Weisman, has opened offices at Chicago. He will continue to have an office in Harvey, Illinois.

■ Brother Lawrence Day (Green), of Atchison, has been appointed District Judge by Governor Landan. Judge Day graduated from the University of Kansas Law School in 1924, and is the youngest district judge in the state.

* * *

■ Brother Owen Cox (Green), a recent graduate, is practising at Miami, Oklahoma, instead of Miami, Florida, as was reported.

* * *

■ Brother Thurman Hill (Green), former member of the Kansas Utilities Commission is a candidate for the Democratic nomination for Governor of Kansas.

* * *

■ Brother Colonel Frederick Whitten (Green), Independent Democrat, is a leader of the National Youth Movement and the coalition of Republicans and Independants seeking to wrest control of Kansas City from the hands of the Democrats. Brother Whitten is a candidate of the Fusion party for a position in the city council.

* * *

■ Three meetings held by the Seattle Alumni Chapter shows an increase in attendance each time. At the first meeting of the year the following officers were elected: Justice, Harold Morford; Vice-Justice, Felix Rea; Clerk and Treasurer, Elton B. Jones.

* * *

■ Brother Walter F. Meier (Dunbar), is the Grand Exalted Ruler of the B.P.O. Elks.

* * *

■ Brother Bruce Blake (Dunbar), was elected to the Supreme Court of the State of Washington.

* * *

■ Brother Marion A. Zioncheck (Dunbar), was elected to Congress from the first District in Washington.

* * *

■ Brother George W. McCush (Dunbar), was elected to be one of the five members of the Board of Governors of the State Bar Association.

■ Coleman, Spain, Stewart & Davies announced that Brother J. W. Gillon (Clay), Brother H. H. Grooms (Clay), F. M. Young and J. S. Mead, heretofore associates, have now been admitted to partnership. Offices are at Birmingham, Alabama.

* * *

■ Brothers Ben Ayers and Joe Cooper are with the legal department of the Federal Land Bank of Columbia, at Columbia, South Carolina.

* * *

■ Brother Frank Evans is instructing law at Georgia Military College, College Park, Georgia.

* * *

■ Brother Arthur J. Tuttle, District Judge for the Eastern District of Michigan, United States District Court, sent a warm and friendly letter to the office of the Supreme Secretary together with twice the amount of the birthday gift to the fraternity.

* * *

■ Brother Michael J. Kennedy, Jr. (Benton), editor of the Bovine scoop, was admitted to the Bar in Missouri and is associated in the Law Department of the Kansas City Public Service Company.

* * *

■ Brother Frank E. Rutledge (Webster), Supreme Vice Justice, who for the past several years, has been manager of the Scripps-Howard National

Advertising Department branch in Buffalo, will move his headquarters to New York City and will work the same territory as he formerly had from Scripps-Howard headquarters.

* * *

■ Brother David M. Hudson (Magruder), has a new position with the Public Works Administration in Washington.

* * *

■ Brother John Paul Davis (Magruder) has become associated with the State Attorney of Johnston County at Jonesboro, Illinois.

* * *

■ Brother John Bradfield (Campbell), Past Supreme Editor, is manufacturing radios at Ann Arbor, Michigan. He is Vice-President of the International Radio Corporation at 4th and Williams Street.

* * *

■ Brother Supreme Secretary Frank M. Ludwick has recently been elected Grand President of Phi Phi, National Inter-fraternity fraternity, on whose roster appear the names of a number of distinguished PADs.

* * *

■ Born to Brother and Mrs. Russell Reno (Magruder), a son on November 23th, in Valpariso. They have one other child, a girl. Brother Russell is assistant professor at law at Valpariso University.

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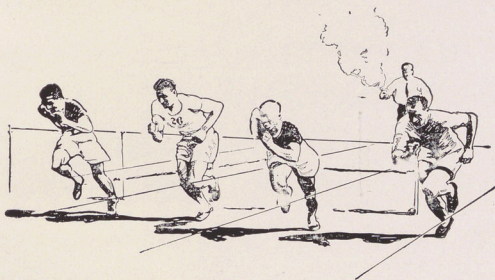
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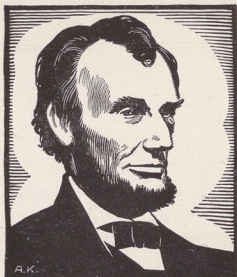


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