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BOSTON COLLEGE LAW SCHOOL

Vol. 7, No. 3

BOSTON COLLEGE LAW SCHOOL

Spring, 1963

Ready in April

N.Y. Firm to Publish Law Review's Book

The staff of the Boston College Industrial and Commercial Law Review with the assistance of Professors William F. Willier and Frederick M. Hart has compiled an indispensable tool for the Commercial Bar and for anyone who ever has occasion to open the covers of the Uniform Commercial Code: The U. C. C. Coordinator.

The staff of the Law Review started work on *The Coordinator* in July. Selected members of the Review gathered and annotated over 200 cases. Others put together the bibliography by reading and evaluating every article, etc. which has been written in the general area. The job of getting *The Coordinator* to the printer ended in January. When the proofs were returned each staff member contributed a minimum of six hours to the tedious, but necessary, task of proof-reading. This minimum was doubled and in some cases tripled by most of the staff. All this was in addition to the burden of work imposed by the promotional campaign organized by Professor Willier and Circulation Editor, Stuart Ross. Without exaggeration, the staff of the Law Review contributed 5000 man hours to the birth of the *Coordinator*.

The Coordinator will be published nationally by Matthew Bender and Company, Albany, New York and will be available for distribution on or about April 15 at a cost of \$18.50 to non-subscribers to the Law Review, and \$15.00 to subscribers. It is hoped that Boston College Law Students will be able to purchase the *Coordinator* at cost. Early reports from the publisher indicate quick acceptance of the *Coordinator* throughout the 18 Code states.

The U. C. C. was adopted in Pennsylvania in 1953 and since that time seventeen other states have adopted it including New York, Massachusetts and Illinois. The *Coordinator* is divided into three sections. The first contains annotations of all cases from all jurisdictions construing or applying the U. C. C. since 1953. These annotations are not merely citations or headnotes, but contain all the relevant facts, issues, holdings, and reasons supporting the decisions. These annotated comments fully analyze, criticize, and, wherever appropriate, extend the limited holding of the case. Thus, complete coverage is given to the judicial treatment of the U. C. C. The annotations published in each issue of the *Boston College Industrial and Commercial Law Review* will keep up to date this area of the *Coordinator*.

The second part of the *Coordinator* contains eleven selected articles by leading Code authorities. A sample of the Articles and Authors are:

The Bulk Sale as a Vehicle for Liquidation or Settlement with Creditors, by Arthur T. Wasserman, President, Commercial Law League and Julius Thannhauser. This Article discusses the use of the bulk transfer as a non-bankruptcy debtor relief device. Appliance cases are discussed and consideration is given to the effect of the Uniform Commercial Code.

A Practical Approach to Article Six: Bulk Transfers, by William F. Willier and Frederick M. Hart, Professors of Law, Boston College Law School. This Article presents a comprehensive view of Article 6 of the Code. Primary consideration is given to the necessity and desirability of compliance with this Article. Attention is devoted to the type of transfers covered, the creditors protected and the

remedies of creditors. The application of the statute of limitation provisions is discussed, and there is a suggested outline of procedure to be followed where compliance is necessary.

Section 2-609 of the Uniform Commercial Code — A Remedy for Prospective Inability to Perform, by Edward Kionka, Teaching Fellow, Columbia University Law School. Mr. Kionka explains how Section 2-609 operates in practical situations and explores the legislature and judicial history of its provisions.

Extension of Warranty Protection Under Section 2-318, by Louis F. Del Duca, Professor of Law, Dickinson Law School and Co-editor of Commercial Code Litigation. In this article, Professor Del Duca discusses the effect of the Code on the requirement of privity in warranty actions. The Code provisions and comments are explored and there is extensive discussion of the cases actually litigated under the pertinent sections. This is tied into other developments in the privity question which have occurred recently.

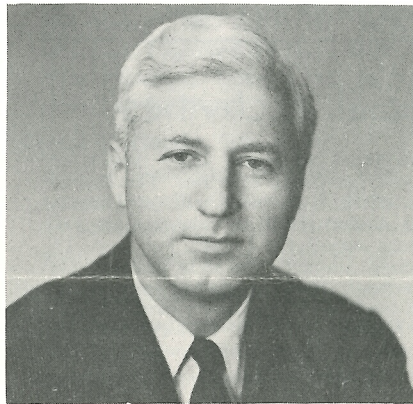
Consignments Under the Uniform Commercial Code: Sales or Security?, by William D. Hawkland, Author, New Jersey and Illinois Annotations to U. C. C., casenotes and monographs on commercial law, and member, subcommittee of Permanent Editorial Board for the U. C. C. The answer to the question posed in the title has far reaching implications for consignors and creditors, the extent of which is investigated in this article.

Certainty and Convenience — Criteria for the Place of Filing Under the Uniform Commercial Code, by Robert Haydock, Jr. Partner in the firm of Bingham, Dana and Gould, Boston. In this article Mr. Haydock breaks down the alternatives for place of filing offered in Section 9-401 by the Code draftsmen into these categories. He explains the concept of notice filing as adopted by the Code and how it works in practice. Following his discussion, he has charted the filing provisions as adopted by the eighteen states which have enacted the Code, noting variations and deviations from the alternatives presented by the draftsmen.

Financing the Acquisition of New Goods Under the Uniform Commercial Code, by William E. Hogan, Author, New York and New Hampshire official studies of the U. C. C. In his Article, Professor Hogan traces the Code's concept of a purchase money security interest under Section 9-107 from its acquisition through the special priorities given such interests. Special attention is given to the procedure and timing to avoid conflict with the interests of third parties, especially those with security interests in the same collateral, or in case of conflict, to insure priority. The distinction between and correlation of attachment of the security interest and its perfection are thoroughly analyzed.

Freedom of Contract Under the Uniform Commercial Code, by Charles Bunn, Professor of Law, University of Wisconsin Law School, Draftsman of, Advisor to, and Final Editor of the 1952 edition of the original U. C. C. From the Code's underlying premise that parties in a commercial transaction should be allowed maximum freedom of contract, Professor Bunn examines several instances where this changes prior law and also those areas of agreement which are foreclosed from modification by the parties.

(Continued on page 4)



Stuart Rothman

Prominent Authors Contribute to Spring Review

Although the Winter issue of the Law Review has just recently been distributed, the final effort for the academic year 1962-1963 is now being readied for the printer. Both in the proverbial quality and quantity, the Spring issue promises to be a fitting culmination to the prodigious efforts of Editor-in-Chief Richard Gaberman and the Editorial Board. Especially indicative of the progress the Review has made this past year, is the imposing list of contributors of lead articles and book reviews whose writings are to be featured.

Of special interest will be an article from Prof. David H. Vernon, of the University of New Mexico School of Law, entitled, "Priorities, the UCC and Consumer Financing." The author is a graduate of Harvard Law School and subsequently earned his LL.M. and J.S.D. from New York University School of Law. He has served on the faculty of University of New Mexico since 1955.

Mention is elsewhere made on this page of the Review's *UCC Coordinator*, to be published in the early spring. This comprehensive volume only manifests the concentration of the Review in this area of Commercial Law. In accordance with this objective, the forthcoming issue will present a most valuable paper from Prof. Donald B. King of Wayne State University Law School. The topic will be Article 1 of the Code. Prof. King is similarly a graduate of Harvard Law School, and later was a distinguished Ford Foundation Fellow at New York University Law School. He has written extensively in this field and has served as co-editor of *Commercial Code Litigation* (1961) and *UCC Cases and Materials* (1962).

The recent *Darlington Manufacturing Co.* case [139 N.L.R.B. 23, 51 L.R.R.M. 1278, (1962)] will be thoroughly examined from the perspective of both labor and management. Authoring these provocative comments on the so-called "runaway shop" are Mr. Robert Segal, Esq. and Mr. John Teagan, Esq.

Rounding out this section of the Review will be a noteworthy contribution from Mr. Joseph Page, Assistant Editor-in-Chief of the *NACCA Law Journal*, entitled, "The Exclusivity of the Workmen's Compensation Remedy."

(Continued on page 4)

NLRB Counsel To Be Law School Speaker

At 7:00 P.M. on Tuesday evening, April 23, 1963, the Boston College Law School will hold its annual publications banquet. As in the past, it will take place in the Law School Dining Hall, preceded by a cocktail hour.

The affair will be honored with the presence of the many noted authors who have contributed to the *Industrial and Commercial Law Review* and the *Annual Survey of Massachusetts Law* and members of the legal and political community. Invited guests also include Senators Saltonstall and Kennedy, members of the Supreme Judicial Court of Massachusetts, other members of the Massachusetts and Federal Judiciary, the Chief Justices of the other New England States, the Constitutionally elected officers of the Commonwealth, members of the faculty, the editorial staff of *Sui Juris*, and the second and third year review members.

The invocation will be given by Monsignor Christopher Griffin, Chaplain of the Massachusetts Senate.

The main speaker of the evening will be Stuart Rothman, General Counsel of the National Labor Relations Board. Born and raised in St. Paul, Mr. Rothman received both his B.S. and LL.B. degrees from the University of Minnesota. He continued his education at Harvard as a Littauer Fellow, completing his studies at the School of Public Administration in 1939.

Admitted to the Minnesota bar in 1937 and the District of Columbia bar in 1957, Mr. Rothman has led an interesting career that has ranged from Director of Slum Clearance and Low Rent Housing in his home state from 1947 to 1953, to Solicitor for the Department of Labor from 1953 to 1959. Other than his experience in labor law, he has had many years of government experience at Federal, State and local levels, and also has represented the United States on numerous occasions at Geneva, Switzerland, at the International Labor Organization. On June 29th of that year, President Eisenhower appointed him to his present position, General Counsel for the National Labor Relations Board. It is on this latter subject that Mr. Rothman is expected to address himself. All indications point to an informative and enjoyable evening.

Father Drinan Visits Israel

Between February 10th and February 28th of this year, Father Robert F. Drinan, Dean of the Law School, was in Israel as a guest of the Israeli government. This all-expense paid trip carried him to Hebrew University where he lectured on family law and "the Church and State in America."

From this base Father Drinan visited Bar-Ilan University in Ramat Gan, and the city of Tel-Aviv. While in Tel-Aviv he spoke to a group called the Israel-America Friendship League.

Father Drinan also talked with lawyers and judges in Nazareth, Beersheba, Haifa and Acra.

Placement

Sui Juris would like to extend congratulations to those members of the third year day division who have obtained employment.

Mr. Allen Kaplan, a University of Massachusetts alumnus who ranks first in the class, was selected by the Honors Recruitment Program of the Department of Justice to practice in their Anti-Trust Division.

Mr. John Sheehy, a resident of Walkill, New York, and a Holy Cross graduate, was recently appointed Assistant District Attorney for New York County and will, under the direction of District Attorney Hogan, be prosecuting cases in the busiest District Attorney's Office in the Nation.

Mr. Michael Dorney, a Boston College graduate and current National President of the American Law Students Association will be associated with the New Haven firm of Gumbart, Corbin, Tyler & Cooper.

Mr. John Murphy, Article and Book Review Editor of the Boston College Industrial & Commercial Law Review, will be associated with other Legal Counsel of the New England Systems Corporation.

Mr. Stuart Ross, Circulation Editor of the Law Review, has been appointed as Legal Assistant to Attorney General Edward Brooke and will assume his duties immediately upon graduation.

Mr. Joseph Welch, who came to Boston College Law School after a three year tour of duty as an officer in the United States Navy, will be associated with Schneider, Reilly & Kowal, Boston.

Four students in the third year class have been appointed to Clerkships for judges in both the State and Federal Courts in Massachusetts. Mr. Henry Healy was appointed as law clerk to Associate Justice R. Ammi Cutter of the Supreme Judicial Court of Massachusetts. Mr. Daniel Johnedis will clerk for Associate Justice Paul Kirk also of the Massachusetts Supreme Judicial Court. Mr. John O'Reilly, III was appointed law clerk to Federal Judge Andrew Caffery of the Federal District Court in Massachusetts. Mr. Joseph Cotter was appointed to a clerkship with Judge Anthony Julian, also of the Federal District Court in Massachusetts.

According to a recent poll taken in the third year class approximately one-third of the seventy-four members of the class have outstanding military obligations, and three or four students have made no efforts to secure employment.

News Bulletin

The 1963-64 edition of the Boston College Law School Bulletin has been published. Several changes have been incorporated into such. The most important are as follows.

Tuition has been increased from \$1100 to \$1200 per year. Board and room at Southwell Hall (The Lawyer's Inn) has been increased from \$425 to \$475 per semester.

A new course — Securities Regulation — is listed, and is currently being taught on Saturday mornings by Mr. Robert Moncrieff.

No more students will be admitted on a part time basis. In effect this phases out the night school.

Social Activities

The social committee again reports on past and upcoming activities. The second dance of the year was held on January 26, at Alumni Hall, to celebrate the end of exam period. On Friday, February 15, a second smoker was held here at the law school. Plans are now in progress for a cocktail party, to be held on Sunday, March 17 — St. Patrick's Day — and information on this event will be published shortly.

The main social event of the year — the formal dance — will be held on Saturday, April 27, from 8 to 12, at the Oval Room of the Sheraton Plaza Hotel in Copley Square. Dress for the occasion should be formal, although this is desired rather than demanded. The annual law school awards will be made during the course of the evening. Admission for the affair will be \$2.00.

Also in the planning stage is a reception . . . with the possibility of a buffet meal . . . for the families and friends of the graduating class, to be held at the law school following the graduation exercises.

First Year Legal Research Classes Complete Papers

The First Year classes in Legal Research, under the direction of Mr. Funke, have now completed their assigned papers. This course, required of all First Year students, is designed to familiarize beginning law students with the art of legal writing. At the close of this course, the students are paired and together write a complete appellate brief on a problem of special interest to them.

After completion of the briefs, the student teams are paired as opposing parties and present oral arguments before upper classmen who take judges roles. This year, over 150 first year students had the opportunity to argue their cases in Moot Court, and despite the record number of participants, all progressed quite satisfactorily due to the efforts of the third year student judges and co-ordinators. Acting as co-ordinators for the first year competition were B. Moran, W. Judge, and L. Rosenberg, the law school's representatives in the National Moot Court Competition. The co-ordinators would heartily recommend that all the participants consider entering the Bostonia Competition in their second year to further their experience and proficiency as appellate advocates.

Student Bar Association News

A most disquieting series of thefts has occurred in recent weeks at the Law School. Brief cases and books belonging to students have been taken by persons or a person unknown. That such should be happening at Boston College Law School is disturbing, to say the least, and should be the occasion of each student's concern. Any student who has information concerning these thefts is bound in conscience and by the ethics of the profession for which he is a novice to come forward.

A cynic might remark that such is human nature no matter what station in society is involved, but I say that one need not be a cynic to make such observation, but surely it is a cynic who says only that and no more. A right thinking individual could make the very same remark as the cynic, but would further add that something should be done. Is this a law school of cynics?

It will be the future of some students to enter public life, and when they have moment to remark on the moral tone of their surroundings, they might well remember that their Law School also had some blemish.

Enough for the dark side. I am sure all know that Fr. Drinan was in Israel as the guest of the Israeli government. This is further evidence to those doubting among us that the Law School is growing

in stature and recognition. This is buttressed by the recent announcement of the publication, the first of its kind, that the Law Review is preparing for the profession.

The Board of Governors of the S. B. A. recently held its fifth meeting. It is incumbent upon every student who has a genuine interest in the functioning of student law activities that he inquire of his class president and representative of the proceedings of such meetings. The student should also make positive the fact that it is the duty of such president and class representative to attend every meeting. If any idea or suggestion occurs to anyone, a brief note, left in the Student Bar mailbox, will receive prompt attention.

Charles Tretter
President, S. B. A.

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What everyone likes about Boston . . .



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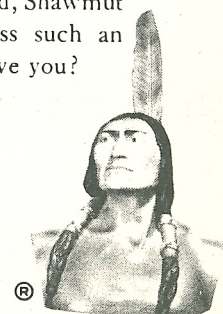
What Lawyers will like about Shawmut's trust services . . .

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Alumni News . . .



William J. Dooley, '52
who has been appointed a District Manager of Dewey & Almy.

Benjamin J. Cantor, '37 —

has been elected President of Camp Allen for Blind Girls which is sponsored jointly by the Kiwanis Club of Boston and the Lions Club of Manchester, N. H. and is located in Bedford, N. H.

Donald A. Clancy, '41 —

has been appointed as Springfield District Court Judge by Governor Peabody. Judge Clancy was the first judicial appointment made by Peabody.

Julius Topol, '41 —

after serving with the National Labor Relations Board in Washington and Philadelphia, Mr. Topol joined the legal staff of the International Ladies' Garment Workers' Union and became its Assistant General Counsel. In December, 1962, he was admitted to the New York State Bar on Motion.

John F. McCarty, '45 —

has been appointed Attorney in Charge of the Federal Trade Commission's Boston, Massachusetts Field Office.

Robert J. DeGiacomo, '48 —

has been elected President of the City Solicitors and Town Counsel Association. Mr. DeGiacomo is Town Counsel of Westwood, Massachusetts.

Robert E. Gallagher, '48 —

was ordained by Cardinal Cushing on February 2, 1963. Father Gallagher practiced law for about 10 years with a speciality in labor relations before he entered St. John's Seminary in 1958.

Roger C. Sonnemann, '48 —

has been elected Vice President — Industrial and Public Relations of the Hooker Chemical Corporation, New York, New York.

Mr. Sonnemann graduated with a B.S. in chemical engineering from the University of Illinois and has been in the field of industrial relations for the last fifteen years. He is a member of the Industrial Relations Subcommittee of the National Association of Manufacturers and a member of the American Management Association and of the New York Industrial Relations Association.

James N. Gabriel, '49 —

49 Sacramento Street, Cambridge, Massachusetts, has been appointed as an Assistant Attorney General for the Commonwealth of Massachusetts.

Francis X. Murphy, '49 —

former trial counsel with Lumbermens Mutual Insurance Company, has become associated with the law firm of Burke, Ellis & Minor, 340 Main Street, Worcester, Massachusetts.

John V. Keaney, '50 —

has been reappointed by the Governor of Maine to another term as an Industrial Accident Commissioner and also appointed by Attorney General Robert F. Kennedy as Special Hearing Officer for the Department of Justice for the State of Maine.

DiPrete, James, Jr., '51 —

continues to serve as Mayor of Cranston, Rhode Island.

William J. Dooley, '52 —

former assistant to the General Manager of Dewey & Almy Specialties Division has been appointed District Manager for the Philadelphia office. Mr. Dooley who received the M.B.A. from the Harvard Graduate School of Business Administration will move with his family to Philadelphia in the near future.

Peter F. Hines, '52 —

has been re-elected to the City Council in Boston, Massachusetts.

John C. Kelleher, Jr., '52 —

as Naval Reserve Commander recently promoted to Captain.

Frederick J. Wheeler, Jr., '52 —

has become associated with the firm of Bushell, Howland & Wheeler, The Dowling Building, 6 Pleasant Street, Malden, Massachusetts.

James Francis Meehan, '54 —

has become a member of the firm of Parker, Coulter, Daley and White, 50 Congress Street, Boston, Massachusetts.

John F. McCarty, Jr., '54 —

has become associated with the firm of Cohn, Riemer and Pollack, 159 Devonshire Street, Boston 10, Massachusetts, as trial counsel for the firm.

William J. O'Brien, Jr., '54 —

as of March 4, 1963, will take a position with the Federal Government as a Hearing Examiner for the Bureau of Operating Rights, Interstate Commerce Commission, Washington 25, D. C.

James A. Redden, '54 —

has been elected State Representative for Jackson County, Oregon. Mr. Redden is a member of the firm of Collins, Redden & Mullen, 107 East Main Street, Medford, Oregon.

Frank A. Carter, Jr., '55 —

has been appointed as the Director of Employment Security for the State of Rhode Island.

Robert F. Grandfield, Jr., '56 —

continues to work in the area of Estate Planning at the New England Mutual Life. Associated with him is Bernart R. Snyder, Class of 1959.

Victor L. Hatem, '56 —

counsel of the Home Builders' Association of Greater Lawrence, has been appointed to the trial section of the Attorney General's office in Boston, Massachusetts.

Thomas P. Salmon, '57 —

has been made a Municipal Court Judge in Bellows Falls, Vermont.

Seth K. Gifford, '58 —

in addition to his association with the law firm of Letts & Quinn, is assistant to the Speaker of the House of Representatives in Rhode Island, Harry F. Curvin.

Edward F. Myers, '58 —

has become associated in the practice of law with Jackson Holtz, 19 Milk Street, Boston, Massachusetts.

Paul B. Dinkel, '59 —

has published an article in Electronic Progress for Volume VII, November-December 1962, Number 3 entitled "Licensing — An added return on investment". Mr. Dinkel is Manager, Domestic Licensing on the staff of the Vice President, Engineering and Research of Raytheon.

James T. Grady, '59 —

is now associated with the firm of Grant, Angoff, Goldman & Manning, 44 School Street, Boston 8, Massachusetts, in the general practice of law.

Santo J. Ciccio, '60 —

has been appointed by Attorney General Edward Brooke as a legal assistant in Springfield, Massachusetts.

Stanley A. Glickman, '61 —

has become associated with the firm of Kaitz and Kaitz, 18 Tremont Street, Boston, in the general practice of law.



John M. Byrne, '57 —

has been promoted from the enlisted ranks to the grade of Captain in the U. S. Army Reserve. Here, Brig. Gen. James D. Hewett, (left), assistant division commander of the 76th Division (Training), pins on the new bars, while Col. John J. King, (right), division chief of staff, cuts off the old chevrons. Capt. Byrne received a direct commission in the Judge Advocate General Corps, the legal branch of the Army. He is associated with Attys. David C. Bagley and Edward F. Halloran at 75 Pearl St., Hartford, Connecticut. He is a member of the West Hartford Town Council, the Hartford County Bar Association and the State Bar Association.

Harold Hestnes, '61 —

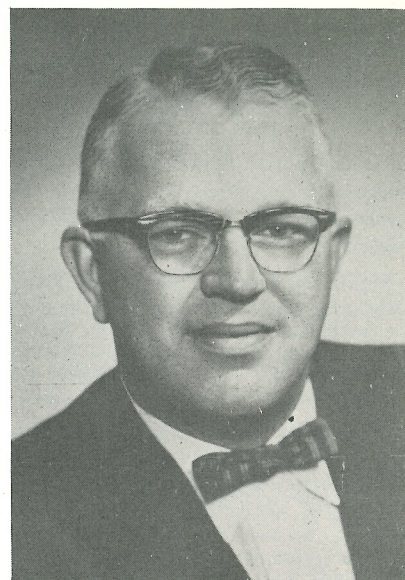
has become associated with the firm of Hale and Dorr, 60 State Street, Boston, as of January 21, 1963.

Ronald E. Oliveria, '61 —

announces the opening of an office for the general practice of law in the Pittsfield National Bank Building, 7 North Street, Pittsfield, Massachusetts.

Edward A. Roster, '61 —

has been made Assistant Legal Counsel for Attorney General Edward Brooke, and has opened offices for the practice of law at 12 Crocker Building, Taunton, Massachusetts.



Roger C. Sonnemann, '48
has been elected Vice President of Hooker Chemical Corp.

Joseph H. Malloy, '62 —

has become associated with the firm of Sheppard, O'Neill, Dierkes, Pearl and Costello, 40 Court Street, Boston, for the general practice of law.

Denis G. Regan, '62 —

has opened offices for the practice of law at the Tobin Real Estate Building, 351 Bedford Street, Whitman, Massachusetts.

Wilfred L. Sanders, Jr., '62 —

has become associated with the office of Richard P. Dunfey, Hampton National Bank Building, High Street, Hampton, New Hampshire, for the general practice of law.

Alumni to Practice Before Federal Court

On April 1, 1963, Dean Drinan moved admission to the Bar of the United States Supreme Court several alumni of the Boston College Law School. Alumni from virtually all classes were present at the event conducted at 10 A.M. A luncheon of the Alumni and their guests followed.

Washington chairman of the event was George H. Parsons, '57. A full listing of all those sworn in to the Supreme Court of the United States on April 1 will be published in the last issue of Sui Juris.

Loans for Law

The sum total of \$75,000. in a revolving loan fund has been received by the Boston College Law School. This fund means that every student at the Law School may borrow up to \$1,000. for each of his three years of legal education.

The repayment is made beginning five months after graduation at which time the borrower agrees to repay the loan in sixty monthly installments. The loans are, however, "open ended" so that a student may complete his obligation at any time.

This loan fund is made available by the deposit by the Massachusetts Bar Association of its scholarship fund in the Chemical Bank New York Trust Company which makes available 12½ times the sum of the deposit.

Students for the class entering in September, 1963, are eligible to obtain loans prior to the date of registration on September 13, 1963.

LEONARD FISHER, '52

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Alumni Sponsor All-Day Seminar

"How to Try a Will Case" was the subject of an all-day seminar at the Boston College Law School on Saturday, February 9, 1963.

Middlesex Probate Judge Frederick V. McMenimen was Chairman. The case for the proponent was discussed by Suffolk Probate Court Judge Robert G. Wilson, Jr. and probate and trust lawyer and lecturer, Paul B. Sargent.

The contestant's case was discussed by Boston Probate lawyer, Frederick R. Walsh.

In charge of this affair were Casper T. Dorman, '36 and Miss Sheila McGovern, '60. The tremendous success of this Seminar should not have been without their continuing efforts. Both deserve hearty congratulations for their work.

Four graduates of the Boston College Law School have been awarded Ford Foundation grants for graduate fellowships at the Harvard Law School for the academic year 1963-1964.

The applicants from Boston College Law School received four of the total of eight fellowships in law available to American applicants for next year at the Harvard Law School.

The graduate fellows are: Kenneth F. Joyce, Boston College '58, Boston College Law School '61, a former Editor-in-Chief of the "Boston College Industrial and Commercial Law Review;" Peter A. Donovan, Boston College '57, Boston College Law School '60, also a former Editor-in-Chief of the "Boston College Industrial and Commercial Law Review;" Hector J. Alexander, Boston College '43, ward F. C. McGonagle, A.B. Princeton, A.M. Yale, L.L.B. Boston College Law School '54; and Ed-School '57, and for the past five years a professor of law at Duquesne University Law School, Pittsburgh, Pennsylvania.

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Bostonia Court Competition Soon To Be Staged

The traditional Bostonia Moot Court Competition is now fast approaching. This competition, conducted on a voluntary basis between the students of the second year class, pits the skills of the writing ability and advocacy of the various teams while arguing a specific, concrete and current legal problem. This year, under the direction of Professor Grimes, a problem was composed which is believed will be one of the next major issues that will be argued before the courts, as a result of the New York school prayer decision of the U. S. Supreme Court. The suit, taking place in the hypothetical jurisdiction of the Commonwealth of Bostonia, is one to enjoin the expenditure of public funds for Christmas decorations on Bostonia Common, brought by 30 taxpayers of Bostonia.

This year, as in the past, the competing students may look forward to benches composed of distinguished jurists of both the state and federal courts. The judges hearing the Semi-Final Arguments, taking place on March 18 and 19, are as follows:

The Honorable Francis Bergan, Presiding Justice, Supreme Court, Appellate Division, New York.

The Honorable Donald A. Clancy, Judge of the District Court, Springfield, Massachusetts.

The Honorable Christopher Del Sesto, Governor Emeritus, State of Rhode Island.

Professor Mark DeWolfe Howe, Harvard University.

The Honorable Anthony Julian, Judge, Federal District Court, Boston.

The Honorable Walter M. Tapley, Jr., Associate Justice, Supreme Judicial Court of Maine.

The Honorable G. Joseph Tauro, Chief Justice, Superior Court of Massachusetts.

The Law School is fortunate to have for the judges of the Final round of the Bostonia Competition:

The Honorable Stanley H. Fuld, Judge, New York Court of Appeals.

The Honorable Thomas J. Paolino, Associate Justice, Supreme Court of Rhode Island.

The Honorable William H. Timbers, Judge, U. S. District Court, New Haven, Connecticut.

Code Coordinator—

Continued from page 1)

The remaining Authors include Peter F. Coogan and Murdock K. Goodwin, members, subcommittee of the Permanent Editorial Board for the Uniform Commercial Code.

The third section contains a bibliography of non-periodical materials prepared by the Law School Librarian, Stephen G. Morrison, with extensive reference to books, studies, pamphlets, and statutes from all sources, and a periodical bibliography by the Review Staff containing over 200 writings published since 1953 in legal periodicals and selected upon a qualitative basis. There is a synopsis of the contents of each.

The publication of this work, which will run approximately 800 pages in length, is another important step in the ever expanding publication program of this law school. It is believed that the U. C. C. Coordinator will provide a definite service to the practicing attorney, and that it is a leading example of how scholarly research done in a law school may be directed toward a felt need of the profession.

Coordinator Sales Promotions Underway

Professor William F. Willier, Faculty Advisor to the Law Review and Circulation Editor Stuart Ross, on recent trips to New York City, conferred with representatives of Matthew Bender and Company, publishers of the *Uniform Commercial Code Coordinator*.

It was learned that Bender has started its drive to place the Coordinator in the hands of lawyers throughout the country. A direct mail campaign was discussed which will include the sending of promotional letters to 80,000 lawyers in the eighteen Code states.

The letter not only details the lawyer's need for the book, but also stresses the fact that the *Boston College Industrial and Commercial Law Review* is an up-keep service for the Coordinator. Thus, by subscribing to the Review, practitioners will be able to keep abreast of recent Code decisions and legislative developments.

Professor Willier and Mr. Ross are also conducting a campaign which will run parallel to Bender's. Bender authorized the Law Review to offer a special rate on the Coordinator to current Review subscribers.

This offer is also included in Bender's promotion. Pursuant to this, approximately 500 letters with accompanying flyers were sent to various New York corporate counsel offering: (1) The Coordinator (regular price \$18.50); (2) A subscription to Volume V of the Law Review (regular price \$6.00); (3) A copy of the Spring edition of Volume IV (regular price \$1.75) — for only \$21.00. This offer is expected to increase the sales of the Coordinator and subscriptions to the Law Review. In addition, the Law Review in May, will mail proof pages to selected firms as a secondary effort to increase its subscription lists.

Other promotional efforts conceived by Professor Willier and Editor Ross indicate the wide acceptance the Law Review now enjoys. The following are illustrative of this:

Professor Willier, and messieurs Ross and Proskin attended a meeting of The Commercial Law League at the Hotel Somerset. A majority of the 150 lawyers present expressed a keen interest in B. C. Law School and its Review. A great many subscription and Coordinator orders are expected to come from the engagement.

Earlier this year, Review brochures and reprints of case annotations were sent to New York City where they were distributed at the December meeting of the Practising Law Institute at the Hotel Astor and Professor Willier will represent the Review at a second P. L. I. meeting in New York on April 15.

In addition to promotional work, the Law Review has embarked on an expansion of exchanging legal periodicals with law schools in other nations. At present the Law Review exchanges with Universities in Israel and South America.

The above illustrates only part of the work done by the Law Review; the other part is creating the material to publicize. Before the 1962-63 school year is completed, the Law Review will have published over 1600 pages which is more volume than 96% of the law reviews in the country.

Spring Review—

An informative article in the area of Labor Law will also appear, authored by Attorney Robert Fuchs. Mr. Fuchs, a faculty member here at the Law School conducts a seminar in Labor Law. This complements his full time association with the Boston Office of the National Labor Relations Board.

Due in no small part to the energy and resourcefulness of John Murphy, Article and Book Review Editor, the Review will be supplemented with three Book Reviews, all of special interest to the student body. This is especially true in regard to the review of Professor Moynihan's treatise on the law of Real Property, contributed by Prof. Elmer M. Million of New York University School of Law. Prof. Million's work has appeared in the Annual Survey of American Law and various legal journals. He also has published (with R. D. Niles) the second edition of Walsh & Niles, Cases on Property.

Villanova's Professor J. Edward Collins, formerly on the faculty of Boston College Law School, will be welcomed back with a penetrating critique of Henry J. Bailey's, *Brady on Bank Checks*. Professor Collins is active at Villanova, teaching courses in Commercial Law, Contracts, Creditors' Rights and Security Transactions.

Labor Law, Cases and Comments, is the recent case book of Archibald Cox, and this publication will be discussed by Mr. Gerard Reilly, Esq. The author is associated with the law firm of Reilly & Wells, Washington, D. C. He is a former member of the National Labor Relations Board.

In light of the recent debates in the Massachusetts Legislature over the trading stamp plans, a student comment on this subject should be of interest. The Review will also feature UCC Annotations, a review of Current Legislation, and Case Notes.

Finally, mention of a feature planned for next year's Fall issue appears in order at this time. A symposium on government contracts and related problems will be presented. Although plans are not yet finalized, it is probable that the discussion will cover the nature and scope of such contracts; the negotiation process; disputes arising under the contract; appeals from contract disputes.

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