

Fall 1965

Law Alumni Review

Case Western Reserve University School of Law

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Law Alumni Review



LAW SCHOOL given Clark
library (see p. 6).

PUBLISHED QUARTERLY BY THE ALUMNI ASSOCIATION OF THE FRANKLIN THOMAS BACKUS
SCHOOL OF LAW OF WESTERN RESERVE UNIVERSITY, CLEVELAND, OHIO 44106

Harvard's Toepfer Is New Law Dean

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Western Reserve University's School of Law has a new dean. He will assume the post July 1, 1966. He is Louis A. Toepfer, vice dean of Harvard University's law school. Toepfer will replace Professor Oliver C. Schroeder, Jr., who has been acting dean and will remain on the faculty. Edgar I. King retired as dean in 1962.

Toepfer was elected to the position Nov. 4, 1965, by WRU's board of trustees, it was announced by John S. Millis, WRU president.

A native of Sheboygan, Wis., Toepfer has been vice dean at Harvard since 1959. In addition to his administrative

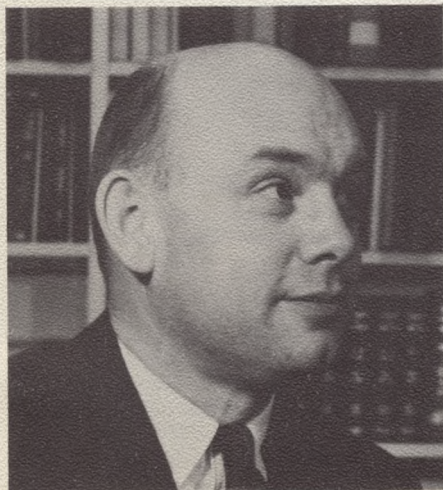
duties, he taught courses in criminal and admiralty law. He earned his bachelor's degree from Beloit (Wis.) College and his law degree from Harvard. His studies at Harvard were interrupted for naval duty in World War II. He joined the Harvard faculty immediately after receiving his degree in 1947.

At Harvard, Toepfer served as assistant dean, secretary of the faculty and director of admissions before becoming vice dean. Founded in 1817, Harvard's law school was the first in the nation. Its graduates are held in high regard and sought by some of the nation's leading law schools and law firms.

WRU's new law dean is especially interested in new trends in legal education, interesting capable young students in making a career in law and helping them plan their pre-law studies to that end.

The new law dean is a member of the management committee of the American Bar Association's fund for legal education and active in the Association of American Law Schools. He is president of the Chamber of Commerce of Natick, Mass., and active in civic affairs, including membership on that city's finance committee. He has served as a trustee, officer and counsel for the Nashoba Community Hospital, Ayer, Mass.

He is the father of five sons, aged 9 to 21.



TOEPFER

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Joseph Zito '51

*Deceased

'65 LAW FUND DRIVE TOPS GOAL OF \$50,000

The Western Reserve Law Alumni Campaign for 1965 is both a record and a promise. It is a record of the best year yet. In both givers and dollars, the 1965 campaign reached new highs, thanks to alumni and friends who showed such tangible interest and deep pride in the School of Law through their support. This is the record we salute.

Special thanks go to Fund Chairman Bill Papenbrock, '30, and to the vice chairmen, class chairmen and class workers—men who took time from busy schedules to do what they know is worthwhile.

A new record of \$52,532.75 was reached, thus substantially exceeding the goal of \$50,000. Pledges were received from 1254 donors. This fine record promises continuing success during the years ahead.

Said Chairman Papenbrock: "Tremendous help was also given by our alumni secretary, Joe Davidson, and his capable staff. We were also well backed up by Frank Clifford, WRU Vice President for Development, and by Gordon McCarter, WRU Director of Alumni Affairs. Acting Dean Schroeder and Assistant Dean Culp were always ready to advise and encourage us . . . Dr. John S. Millis, President

Record and Promise

of the University, has asked that I extend his personal thanks to each of you for assisting in this very successful effort . . ."

Two special Law Telethons were held late in the campaign. On Thursday, June 17, William Papenbrock, '30, Marvin Laronge, '28, and Fred Cox, '38, met with Gordon McCarter, WRU Director of Alumni Affairs, and Joseph Davidson, Law Alumni Secretary, and proceeded to raise \$1,135 in slightly over an hour, calling from Adelbert Main Building. A second Law Telethon, held Wednesday, June 23, with Harold Ticktin, '53, William Papen-

(continued on page 4)

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DAVID K. FORD, '21
HAROLD T. CLARK, *Public Member*
(posthumously)

YOUR PRESIDENT REPORTS

BY MARVIN J. LARONGE, '28,
President, Law Alumni
Association, 1965-66



LARONGE

To all alumni of Western Reserve University's School of Law, I say, "Greetings."

Looking back over the past year, I want to salute the chairmen of last year's active committees for their outstanding services in making 1964-65 one of the most productive years in the history of our Association: John Oberlin, '38, and Harold Ticktin, '53, Faculty-Alumni Luncheons; Gerald Gold, '54, *Western Reserve Law Review*; Bill Minnich, '57, Placement; Jim Young, '60, and John Wilharm, '60, *LAW ALUMNI REVIEW*; Wendell Falsgraf, '28, Annual Meeting; Frank Pelton, '06, Benchers' Representative; and Bill Pa-

penbrock, '30, 1965 Law Alumni Fund Campaign, largest and most successful in the history of our Association.

I predict major progress in the affairs, status and responsibilities of our Association. Announcements of planned improvements, physical and otherwise, involving the School of Law, should be forthcoming soon, with other changes and plans to be announced when feasible. This year is a pivotal year of great consequence for Western Reserve University's School of Law. I sincerely request your continued interest and support as our Association stands on the threshold of a bright, challenging future that represents a wonderful opportunity for all of us.

best reunions ever, this class, through the efforts of Norman Sugarman, Richard Stevens, Joseph Sindell, Joseph Sullivan, Bernard "Bunny" Goldfarb and many others, raised a total of \$5,248 as its Silver Anniversary contribution. This was an increase of \$3,859 over its total contributions made during the preceding year, with 25 of the 54 living members of the class qualifying for the Honor Roll of Deans' Donors.

THE BOK REPORT: A Summary

As reported in the last issue of *LAW ALUMNI REVIEW* (p. 4, Spring, '65) the Report of the Committee on the Study of the School of Law of Western Reserve University (Bok Report) was completed on schedule and transmitted to University authorities. The Visiting Committee of the School of Law, at its meeting on June 14, 1965, carefully considered the Report and after much discussion reached the following consensus: to approve in principle and to recommend to the Board of Trustees the items listed on page 51 of the Report, with the exceptions of items 3 and 4 on which no action was taken since they were not within the purview of the Visiting Committee.

The Board of Trustees, agreeing with the recommendations of the Report, especially for the short term, expressed the hope that over the next few years the Faculty will wish to recommend additional and more challenging objectives.

With reference to the recommendations at the Conclusion of the Report, the Board of Trustees agreed with the Report as follows:

1. A capable Dean must be promptly selected. He should be an individual of the highest competence. (see page 1).

2. The Faculty must be enlarged to include approximately 18-22 professors. The 1965-66 budget provides for a faculty of 12, including the Dean, and 20 part-time faculty members.

3. The School must establish and maintain a salary scale competitive with that of the better law schools, and the Dean must have ample authority to determine salaries within this scale.

4. Broad discretion must be given to the new Dean, with the assistance of the Faculty, in making appointments and promotions. The Dean's most important responsibility is the development of the Faculty under his direction in the recruitment, appointment, promotion and retention of its members.

5. A much more vigorous program of faculty recruitment must be instituted.

6. The School of Law must enlarge the opportunities for professors to engage in research and study by granting research leave in appropriate cases and by providing limited funds to facilitate research where outside assistance is not readily available.

7. The student body should be increased to provide an enrollment of approximately 350-400 students. Enrollment for 1965-66 will reach approximately 351 students.

8. The School of Law must have responsibility for selecting its students. Each faculty of the University is authorized to determine its own rules and regulations for the admission of students. Accordingly, the School of Law should continue the maintenance and control of its admission policy.

9. A new School of Law building must be constructed with the least possible delay.

10. The School of Law must enlarge its library staff, provide increased clerical assistance, and hire an Assistant Dean to help the Dean carry out a variety of administrative duties.

11. The School of Law should attempt to increase the amount of Scholarship funds to the end that half of its financial assistance can be given in grant form.

12. Consideration should be given to expanding the writing program, providing a trial practice course, and creating courses and programs in such fields as criminal law, family law, and legal aid which are designed to afford practical experience in combination with instruction and supervision from the faculty. The recommendation should be studied by the Faculty, with the advice and assistance of the Visiting Committee.

13. The School of Law should consider the feasibility of selecting some particular field of law in which to encourage research and related activity by various members of the Faculty, preferably in conjunction with other departments of the University. This recommendation should be studied by the Faculty, with the advice and assistance of the Visiting Committee.

'65 Campaign Tops Goal

(from page 3)

brock, '30, Richard Stevens, '40, Marvin Laronge, '28, and Fred Cox, '38 manning the phones, raised \$1,529 in about an hour.

Contributing decisively to the total success of the campaign was the outstanding job turned in by the class of 1940. In addition to having one of the

Letter Report

In October, Law Alumni Assn. President Marvin J. Laronge, '28, advised alumni via letter report as follows:

In 1964, realizing the need for a comprehensive study of the Law School, President Millis named a committee of five eminent lawyers to investigate thoroughly, consider, report and recommend. Chairman of the committee was Professor Derek C. Bok of Harvard Law School. The others were Professor Boris I. Bittker of Yale Law School, Eugene H. Freedheim of Cleveland, Judge Henry J. Friendly of the 2nd Circuit Court of Appeals, and Professor and former Dean Jacob D. Hyman of the University of Buffalo Law School. The study was financed by the Hutchins Fund of which The Law School is beneficiary. A thorough, perceptive report has been made by the Committee consisting of 54 typewritten pages, terminating in a series of specific recommendations and suggestions. (summarized in the article on these pages).

The Board of Trustees of the University has adopted and approved all these recommendations and the processes required to activate them have been put into motion. For example, last year there were nine full-time members of the faculty, this year there are 12. Last year there were 14 part-time instructors, this year there are 20. Professor Ervin Pollack of Ohio State College of Law, expert in library planning, has been engaged to make a study of our library and request all required means to bring it "up to the minute" and, additionally, make recommendations for a new library in a new building. He began work this fall. Mr. Clyde T. Foster, chairman of the Board of Trustees, already has appointed three committees: one to develop a program for the new Law School building; another to make recommendations about student financial aid; and a third to investigate possibilities of financing the new building.

It is the University's expressed objective that we point toward having "the best law school in the United States."

CLARK LIBRARY GIVEN TO LAW SCHOOL

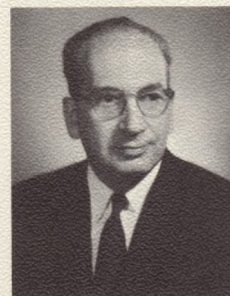
Through the generosity of Mrs. Harold T. Clark, the excellent working library of her husband, the late Harold T. Clark, distinguished Cleveland law-



yer and civic leader, has been given to the School of Law. The library will be kept intact in the Law School Annex and will be used as a special library for the *Law Review*. With the books are beautiful oak cases with sliding doors to house the collection. A handsome conference table used by Mr. Clark has also been donated.

In the photograph Mrs. Clark (center) holds the rarest book in the collection—an 1808 edition of the *General Maxims of the English Common Law*. Looking on are Miss Helen Garee, Law Librarian, and Professor Oliver C. Schroeder, Jr., Acting Dean.

We envision this school year as one of major change at the Law School, and hope to give you letter reports from time to time of the particular work being done to bring about these highly desirable results. Meanwhile, your comments and questions are invited.



FREUND

There is no question in the mind of an acknowledged expert on the U.S. Supreme Court that recent decisions on criminal cases tend strongly to increase the rights of defendants. "We were overdue for such reforms," says Dr. Paul A. Freund, author, member of the faculty of Harvard Law School, distinguished constitutional law scholar and 1965 Greenwood Lecturer. (See *LAW ALUMNI REVIEW*, Summer, '63, for *Greenwood Lectureship explanation*).

President of the American Academy of Arts and Sciences since 1964, Professor Freund delivered the Greenwood Lecture at the law school Oct. 29, and that noon addressed law alumni and faculty at a luncheon at Hotel Statler in the first of the 1965-66 series of Alumni-Faculty Luncheons.

Dr. Freund said the Supreme Court had gone far in the matters of representation by counsel for the accused, limits on search and seizure as evidence and other protection of the rights of defendants. He said he did not think the Court had gone too far—yet—"but we are at a crucial point in the road."

In scrupulous observance of the rights of accused criminals, as in the reapportionment of state legislatures, the Supreme Court acted because other agencies had failed to act, Dr. Freund said.

In reapportionment, the states could and should have acted before the problem got so out of hand that it had to be taken to the highest tribunal. He said states, police, prosecutors and even bar associations should have developed their own adequate safeguards of the rights of persons accused of crimes. If they had, the matters may never have

Freund of Harvard, Greenwood Lecturer, Lauds Criminal Law Reform

reached the Supreme Court.

Now it is up to the other agencies to develop their own safeguards and alternatives, if additional action by the Supreme Court is to be avoided, Dr. Freund noted. "If we object to the court's being so active, it behooves the rest of us to be more active," he suggested.

At the luncheon, Dr. Freund said that absolutes have not been able to hold for long these days. They may have to yield to some accommodation.

The absolute of "one man, one vote" may be oversimplification, especially if applied to both houses of the legislature, he said. There again, he added, one must consider the alternatives offered (or not offered). Dr. Freund said the Supreme Court, in its interpretation of "the 18th-century document that is our Constitution," has gone through various phases or themes.

In the late 1800s, he said, emphasis was on protection of property and freedom of contract.

The Constitution, he noted, resembled Shakespeare's "Hamlet" in that it could be looked at a number of ways: the play as a story of revenge, a study in intellect versus will, a legal treatise on real evidence or an exposition of mother fixation or the death wish. None was truly incorrect, he said.

Looking at today's theme as that of the "open society," he said, court rulings "fall into place . . . As government intrudes more deeply into each person's life, it must be more responsive and more responsible."

He did not, he said, agree with every specific decision handed down by the court.

LAW SCHOOL ALUMNI ASSOCIATION PAST PRESIDENTS

- *1918-19 ROBERT B. NEWCOMB, '99
- 1919-20 CARL D. FRIEBOLIN, '99
- *1920-21 S. CHESTER CROBAUGH, '14
- *1921-22 BARTLETT C. SHEPHERD, '03
- 1922-23 CLINTON M. HORN, '13
- 1923-24 FRANK H. PELTON, '06
- *1924-25 CHARLES W. STAGE, '95
- *1925-26 SAMUEL E. KRAMER, '03
- *1926-27 CLINTON DEWITT, '12
- *1927-28 HENRY J. CRAWFORD, '98
- *1928-29 CARL V. WEYGANDT, '18
- 1929-30 J. HALL KELLOGG, '17
- *1930-31 ROBERT F. BINGHAM, '16
- *1931-32 JOHN H. KAPP, '20
- 1932-33 JOHN W. BARKLEY, '06
- *1933-34 LAWRENCE C. SPIETH, '07
- *1934-35 SAMUEL HORWITZ, '11
- *1935-36 FRANCIS H. BEAM, '24
- *1936-37 MARCELLUS DEVAUGHN, JR., '15
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- 1944-45 WILLIAM L. WEST, '29
- 1945-46 NELSON J. BREWER, '08
- 1946-47 J. PAUL THOMPSON, '06
- 1947-48 J. HALL KELLOGG, '17
- 1948-49 HORACE ANDREWS, '33
- 1949-50 LISLE M. BUCKINGHAM, '19
- 1950-51 THOMAS J. HERBERT, '20
- 1951-52 HAROLD O. ZIEGLER, '24
- 1952-53 ERNEST J. BOHN, '26
- 1953-54 ERNEST J. BOHN, '26
- 1954-55 ANDREW PANGRACE, '32
- *1955-56 J. VIRGIL CORY, '20
- 1956-57 RICHARD L. MCNELLY, '26
- 1957-58 IVAN L. MILLER, '38
- 1958-59 IVAN L. MILLER, '38
- 1959-60 PETER REED, '25
- 1960-61 NEATH W. WILSON, '24
- 1961-62 WENDELL A. FALSGRAF, '28
- 1962-63 WILLIAM L. ZIEGLER, '55
- 1963-64 NORMAN A. SUGARMAN, '40
- 1964-65 ANDREW J. MCLANDRICH, '50
- * Deceased.

Letters

Letter from London

LONDON
Aug. 4, 1965

Prof. Oliver C. Shroeder, Jr.,
Acting Dean,
WRU Law School

Dear Ollie:

Joan and I have been in Europe on a 25th wedding anniversary vacation and are about to return . . .

I wanted to tell you that yesterday I visited Temple Inn and decided to visit one of the Chambers (I had made no prior arrangements because this was a vacation). So I went to the Oliver Goldsmith Building and saw a young man go in, who was studying in the Chambers of Mr. Ingraham Poole. Anyway, we went in and though Mr. Poole wasn't there, they showed us his Chambers. And what do you know! There on top of his papers was the *Western Reserve Law Review*. It was the issue of December, 1961.

I am not sure what conclusions you draw but obviously I was thrilled! I'll tell you more about our trip later, but this was too good to hold.

—NORM SUGARMAN, '40

Prof. Shanker Receives Plaque

Associate Professor Morris G. Shanker has been presented with an engraved plaque certifying his status as "Life Honorary Member" of the Kansas Bar Association and recognizing his efforts in educational programs for establishment of a uniform Commercial Code. The National Retail Merchants Association reprinted an article by Professor Shanker in the fall issue of its *Credit Currents*. Published recently in the *Personal Finance Law Quarterly Report*, the article deals with "Comparison of Chapter 13 Proceedings and State Wage Earner Relief Plans."

Report on the Washington World Peace Through Law Conference, Sept. 12-19

BY DANIEL WILKES,
Assistant Professor, School of Law,
Western Reserve University



WILKES

This Conference, in Washington, D.C., in September, marked many "firsts" in the history of the world.

It was the first time that justices of the highest courts of over 110 countries joined with World Court judges for a week of meetings . . . and for a colorful parade in wigs, velvet gowns, ermine-trimmed robes, red sashes and tails, and even a judicial *sari* on a particularly lovely dignitary from India.

It was the first time that 2,500 judges, attorneys general, law teachers and jurists from all over the world had ever met in one place.

It was the first time that the proceedings of judges and jurists were transmitted via Comsat's Early Bird satellite to other parts of the globe via live TV.

It was the first time that people at high levels of domestic influence met to translate the Athens Declaration of General Principles for a World Rule of Law from 1963 into a program of concrete proposals and definite action.

These proposals and steps—no less than the emergence of solid feelings of common roots, common plights and a common realization that greater sway for Rule of Law was the only way out—are the real fruits of this Conference. They include these **STEPS TAKEN**:

- 1—Creation of a full-time permanent center in Geneva for work on a World Legal Code. This center will be in effect an international equivalent of the American Law Institute and its "Restatement" program.
- 2—A summary of the Law and Legal Systems of 107 nations. Project almost completed.
- 3—Creation of World Rule of Law Day on the 13th of September each year. Project in effect in the United States and Japan.
- 4—Use of the World Peace Through Law Center as a clearinghouse for

new laws and new court decisions with translations of both. Project begun.

The favorable—and quite serious—reception of new ideas that would have been considered "visionary" only five years ago was seen as an unexpected sign of the "countdown earnestness" with which lawyers face our need for a way out of the spiral to nuclear extinction. Such ideas include these **PROPOSALS** raised at the Conference:

- 1—A World Habeas Corpus system under a world human rights court. (Louis Kutner).
- 2—Development of space medical jurisprudence, space tort law, and worldwide consent to overflight on re-entry of astronauts. (Andrew Haley).
- 3—Choice of a single world system for color TV. (Robert Werner).
- 4—A World Rule of Law Year in which draft agreements or model conventions are produced on arms control, outer space, commodity trades and investment guarantees, while all open treaties, all international law organizations and all research projects in the field are made known to the world public. (Dimitrios Zepos).
- 5—A World Criminal Court for cases with contacts in several nations or where no nation's laws now reach, when the state holding the accused desires a more impartial trial. (Prof. Wilkes).
- 6—A World Court of Equity enabled to provide tailor-made remedies in the international sphere, as can our own equity courts domestically. (Harold Stassen).

The most significant thing about each of these steps and proposals is that, with the exception of Governor Stassen's and my own, every one of them came from a full-time practising attorney.

ALUMNI BRIEFS

FLETCHER R. ANDREWS, '25, Dean Emeritus, and a graduate of Dartmouth College, class of 1916, has been elected vice president of Dartmouth's General Association of Alumni.

WENDELL A. FALSGRAF, '28, is president of the Nationalities Services Center, Cleveland.

GEORGE FARR, JR., '29, returned to Kenyon College in June to receive an honorary Doctor of Laws degree. He graduated from Kenyon in 1926.

IRVING KANE, '30, is now chairman of Cleveland-based Globe Assurance Co.

GEORGE W. BUCHWALTER, '32, was recently sworn in as Judge of Common Pleas Court, Warren, Ohio.

DON J. YOUNG, JR., '34, is now a Federal District Judge in Toledo, Ohio.

EDWARD A. MAHONEY, '42, has been appointed a director of Canton National Bank, Canton, Ohio.

DR. MALCOLM D. TALBOTT, '48, has been appointed vice president of Rutgers University, which he has served 17 years, most recently as dean of its law school.

ROGER M. NELSON, '50, is now assistant general counsel of the Shelby Mutual Insurance Co.

DAVID A. FUNK, '51, is serving as a third generation director of Wayne Savings and Loan Co., Wooster, Ohio, where he and his father have their law offices.

JOHN H. GHERLEIN, '51, recently elected president of the Citizens League of Greater Cleveland, said the league would continue its program of interviewing and recommending candidates for political office as well as its other work, which includes a study of the area's fiscal problems.

SHELDON PORTMAN, '54, has joined the newly opened Public Defenders Of-

fice of Santa Clara County, California, as Chief Assistant Public Defender.

ROBERT H. METZ, '55, stock market reporter for *The New York Times*, has been awarded a Nieman Fellowship (journalism) for a year of study at the Harvard Business School and the Harvard Law School. He also writes the *Times'* tax series.

JACK C. DONOVAN, '57, has resigned as Mayor of Garfield Heights, Ohio, to become executive director of the Lake County Planning Commission.

Alumni Attend Florida Luncheon

By Paul E. Lees, '30

Quality rather than quantity best described the attendance at WRU's Law Alumni Luncheon Aug. 11, during the American Bar Association Convention at Miami Beach, Fla. Scene was a carefully concealed hard-to-find dining alcove at Hotel Fontainebleau. Fourteen persons succeeded in locating the spot in time to enjoy an excellent meal and hear Assistant Dean Maurice S. Culp, '31, bring us up to date on the Law School. In addition to Professor Culp and his wife the group included Willard R. James, '32, Philip J. Hermann, '42, Harley J. McNeal, '36, Wendell A. Falsgraf, '28, William W. Falsgraf, '58, Clarence C. Fowerbaugh, '34, James A. Gleason, '31, Paul E. Lees, '30 (now a Florida realtor), Roger L. Metzger, '33, J. William Petro, '65, and John G. Sayle, '65, and Joseph Mancini, '66, Student Bar President and President-elect.

Coogan, '39, Elected to WRU Governors

Peter F. Coogan, '39, managing partner in the Boston law firm of Ropes and Gray, was elected to the Board of Governors of Western Reserve University at the Board's annual meeting Oct. 11. Since 1963 Coogan has been on the Law School Visiting Committee, which serves as an advisory link between the law faculty and the University administration.

Academic and Administrative Developments, 1965-66

BY OLIVER C. SCHROEDER,
Professor, Acting Dean

A legal education program should reflect the needs of law in our dynamic society. Traditionally, classroom instruction has been the primary method of teaching—and learning—law since legal education was first offered at Western Reserve. While education in the *practice* of law has been wanting, education in the *knowledge* of law has been flowering. Retaining the latter while improving the former is our challenge.

To impart *knowledge* of law, a full-time faculty of 12 legal scholars and a part-time faculty of 24 skilled practitioners will handle classroom instruction. This is the largest faculty in our School's history. Modestly we believe the highest quality is also represented.

Knowledge of law is emphasized during the first semester, Sept. 13 to Dec. 18. Final examinations will be held before the winter holidays. Each hour of class instruction has been increased from 50 to 60 minutes to provide adequate time for the instructor to present his material.

January will be devoted to the *practice* of law. Each student will be encouraged to participate in the following activities:

1—Two-day institute on Plaintiff's preparation for trial conducted by the American Trial Lawyers Association and featuring a group of nationally prominent plaintiff's attorneys.

IN MEMORIAM

MALVERN E. SCHULTZ, 1910
BYRON D. KUTH, 1921
SAUL S. DANACEAU, 1923
ROLAND E. REICHERT, 1924
BURTON P. FARAGHER, 1931
BERNARD H. BAILEY, 1936
DORIS BIRTIC ADAMS
(MRS. STANLEY), 1945
LOWELL O. BUCK, 1947



SCHROEDER

2—Two-day institute on Defendant's preparation for trial conducted by the Defense Research Institute and featuring a group of nationally prominent defense attorneys.

3—Three-day institute in Washington, D.C., to hear the U. S. Supreme Court and to learn about legal opportunities in the Department of Justice and in other federal agencies.

4—Through the good offices of Chief Justice Arthur Day, Cuyahoga County Common Pleas Court, Chief Justice Augustus Parker, Cleveland Municipal Court, Judge Bernard Ostrovsky, President of Cuyahoga County Municipal Judges Association, planned visits to trial courts in our community will be undertaken.

5—Special one-day institutes on specific legal agencies conducting hearings will be presented, including: Juvenile Court; Regional Board of Review of the Industrial Commission; Labor Arbitration, etc.

6—Preparation of Moot Court briefs and presentation of oral arguments by all first year students utilizing second and third year students and practicing lawyers as appellate argument judges.

7—Audio-visual presentations and student discussions of the many excellent sound motion pictures now available from the American Bar Association as well as from several State Bar Associations, including: anatomy of a bankruptcy; will drafting; pre-trial conference; the individual lawyer; and the organized bar.

The Spring Semester will be a normal one, without any period for field work or clinical experience.

Both first and second year required courses have again been sectionalized to permit maximum size classes of about 65 students. Thus we continue our policy started last year for our September entering class.



At Law Graduate Reception: David K. Ford, '21; J. Hall Kellogg, '17; and Russell Mamone and Rolf Schneidel, '65. Two hundred attended the reception, including graduates, parents, faculty, alumni and Benchers.

Law Graduates Hear Ohio Bar President

The profession of law is still operating under practices and rules comparable to the unplanned individualized production that preceded the Model "T" Ford, James F. Preston, Jr., president of the Ohio State Bar Association, said at diploma exercises June 16 for 50 graduates of the School of Law.

The Cleveland attorney addressed the law graduates following commencement exercises for 973 candidates for undergraduate, graduate and professional degrees at WRU's 139th annual commencement convocation.

"The American Bar Association estimates that there are 40 million persons in this country who should have legal advice once or more during their lives but who are not getting it," Preston said. "Who can rightly say that 40 million potential clients do not represent a golden opportunity? All we need now is the energy, vision and, particularly, the organizing ability of the Fords and the Sloans . . . If the lawyers do not organize to supply these needs, the government, labor unions, trade associations, and welfare agencies will," he concluded.

The Society of Benchers, recognizing

prominent members of the bar who are alumni of the School of Law, inducted the following:

Charles A. Morris, Class of 1905; Harvey O. Mierke, 1915; Benjamin C. Boer, 1917; Harold K. Bell, 1919; and David K. Ford, 1921. Harold T. Clark was inducted, posthumously, as a Public Member.

The law student honorary, The Order of the Coif, selected the following honorees from the top 10 per cent of the class: Gary L. Bryenton, Cleveland; James G. Gowan, Lakewood; Russell B. Mamone, Garfield Heights; Harry T. Quick, Cleveland; Roger R. Roth, Beachwood; and Rolf H. Scheidel, Cleveland Heights. All received the J.D. (Juris Doctor) degree.

Receiving an honorary Doctor of Laws degree from WRU President Millis were Alfred A. Benesch, (Harvard, A.B., '00, A.M., '01, LL.B., '03), "distinguished lawyer, dedicated public servant, constructive critic"; and Charles B. Lansing, (Yale, B.S.), president of University Hospitals Board of Trustees, "engineer, industrial statesman, man of learning, and servant of this university."

200 Attend Law Graduate Reception at Gwinn

Mrs. Marion Benfield, Jr., Associate Professor Marion Benfield, Jr., and James F. Preston, Jr., law commencement speaker.



Mrs. Sylvia Hohmann and Mrs. Barbara Inderlied



Mr. and Mrs. Don Levy, '65, and Marvin Laronge, '28.



James T. Murray, William T. Hohmann; Fred Inderlied, Jr., William Blower, Anthony Costanzo, and Lawrence Friedlander. All from the class of '65.



William L. West, '29; Mrs. Leroy B. Davenport; Leroy B. (Dave) Davenport, '13; J. M. Ulmer, '08.

300 Hear Crime News Defended at 73rd Annual Alumni Meeting

Theodore F. Koop, vice president of the Columbia Broadcasting System, said he sees room for both the First (free speech) and the Sixth (fair trial) Amendments in the Constitution. Former director of news and public affairs for CBS, Koop addressed the 73rd annual meeting of the Law School's Alumni Association at Hotel Sheraton-Cleveland, May 25, which was attended by nearly 300 alumni and guests.

Koop said news media cannot shirk their responsibility of helping to keep justice just. "We cannot voluntarily censor remarks of sheriffs or other officials," he said, adding, "newsmen cannot refuse to report what happens."

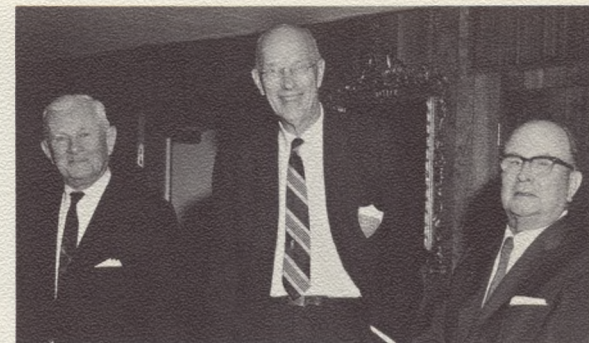
He said many editors and broadcast executives are setting up their own guidelines for trial coverage and quiet-

ly putting them into effect without being forced by an outside source.

Referring to suggestions to prohibit news media from reporting confessions, Koop asked: "If you rule out confessions, are you going to rule out statements of innocence?"

Leroy B. Davenport, '13, a member of the Society of Benchers and associated with the law firm of Arter-Hadden-Wykoff & Van Duzer, received the annual Fletcher Reed Andrews award for distinguished alumnus. The Fletcher Reed Andrews Outstanding Alumnus award, inaugurated seven years ago by the Alpha Chapter of Tau Epsilon Rho Fraternity at the Law School, recognizes the contributions of Dean Emeritus Andrews as teacher, administrator and lawyer.

Annual Banquet May 25, 1965



Judge Lynn B. Griffith, '14; J. Hall Kellogg, '17; T. Lamar Jackson, '18.



J. M. Ulmer, '08; Mrs. Leroy B. Davenport, Leroy B. Davenport, '13; Mrs. John S. Millis; J. Hall Kellogg, '17; T. Lamar Jackson, '18; L. M. Buckingham, '19; Lynn B. Griffith, '14.

Mrs. David K. Ford, David K. Ford, '21; Reuel A. Lang, '10; Clemens R. Frank, '26; George Pillersdorf, '26; Howard C. Walkey, '26; William J. Kennick, '25; W. L. Schamps, '15; Sidney B. Fink, '26; Ernest J. Bohn, '26.



George N. Gafford, '39; Horace A. Fay, Jr., '40; Joseph P. Sullivan, '40; Mrs. Joseph P. Sullivan; Bernard S. Goldfarb, '40; Nan Barnhouse, Guest; Fred Griffith, Guest.



Mrs. Harmon; Edwin R. Teple, Faculty; Albert M. Heavilin, '40; Franklyn S. Judson, '40; Joseph M. Sindell, '40; Charles D. Harmon, '40; Mrs. Loren Souers; Loren E. Souers, '40.



Annual Banquet (continued)



Benedict J. Zaccaro, Michael A. Michalske, Alan S. Hartman, Robert S. Balantzow, William T. Hohmann, John A. Murphy, Jr., Anthony Costanzo, Christ Boukis, William G. Blower, Jr., H. F. Inderlied, Jr., all '65.



John Terry, '55; Matthew Feldman, '55; Mrs. Matthew Feldman; Norman H. Weinstein, '52; Judge Louis M. Petrash, '14; Roger Jewitt, '15; Harvey O. Mierke, '15; James E. Wanner, '55; Mrs. James Wanner.



Speakers Table: Marvin J. Laronge, '28; Maurice Culp, '31; Norman A. Sugarman, '40; John G. Sayle, '65; Andrew J. McLandrich, '50; WRU President John S. Millis addressing the banquet; Theodore F. Koop, CBS; William J. Papenbrock, '30; Samuel T. Gaines, '23.



Samuel T. Gaines, '23, presents the Tau Epsilon Rho award to Leroy B. "Dave" Davenport, '13.



View from the balcony



Theodore F. Koop, vice president of CBS, banquet speaker.

Annual Banquet May 25, 1965 CLASS REUNION CANDIDS



1: Max D. Gustin, '25; Mrs. Max D. Gustin; Russell N. Chase, George W. Hazlett, Mrs. George W. Hazlett, and Robert F. Mooney, '25.

2: William J. Papenbrock, John S. Pyke, Charles D. Marsh, Paul N. Sanderson, Ralph A. Colbert, and Raymond W. Shaffer, '30.

3: Herbert L. Wright, '25; Robert S. Sugarman, '35; and Edward F. Feighan, '35.



4: Mrs. Edward Mamrack; Edward Mamrack, '50; Leo Rattay, '50; Sanford W. Likover, '51; Arthur L. Cain, '50.

5: Mrs. Henry E. Roth, Jr. (Ruth Levin), '45; Henry E. Roth; and Charles C. Griesinger, '51.

6: Harvey O. Mierke, '15; Wallace L. Schamps, '15; Revel A. Lange, '10; and Max S. Fishel, '10.



7: Armand P. Boisselle, '65; Thomas A. Heffernan, '64; Roger Y. Hsu, '64; Mrs. Roger Y. Hsu; and Mrs. Armand P. Boisselle.

8: Loren E. Souers, Jr., '40; Mrs. Richard F. Stevens, '40; Mrs. Loren E. Souers, Jr.; Mrs. Charles D. Harmon, Jr.; and Mrs. Thomas W. Goslee. REAR: Mrs. C. Sherman Dye, Charles D. Harmon, Jr., '40; and C. Sherman Dye, '40.

9: Richard F. Stevens, Norman A. Sugarman, Joseph M. Sindell, '40.



10: Mrs. Irvin M. Milner, Irvin M. Milner, '40; Mrs. Gorge H. Holmes, George H. Holmes, '40; Stanley L. Abrams, '40.

11: Irving Sadugor, '40; Mrs. Irving Sadugor; Mrs. Loren S. Kendis; Frank D. Emerson, '40; and Loren S. Kendis, '40.

12: General view of 1940 Reunion.



New Law School Annex: 2153 Adelbert Road

New Law School Annex,
adjacent to School of Law,
is now in operation.
Acting Dean Schroeder
in foreground.



Office of the LAW REVIEW
Editor-in-Chief Robert Matia,
seated, and Managing
Editor Dale LaPorte.

LAW REVIEW Board of
Editors' office includes desks
for Miss Leslie Crocker,
Phillip Campanella and
Richard Binzley, standing.



Two LAW REVIEW Editors
compare notes on a
manuscript in their office:
James Kendis, standing;
and David Basinski.

Law Librarian Miss Helen
Garee directs two LAW
REVIEW apprentices, Thomas
Cunningham and Jerrald
Goldstein, as they shelve
books from the Harold T.
Clark law library. This
excellent working library will
be the LAW REVIEW'S
special library. (see p. 6).

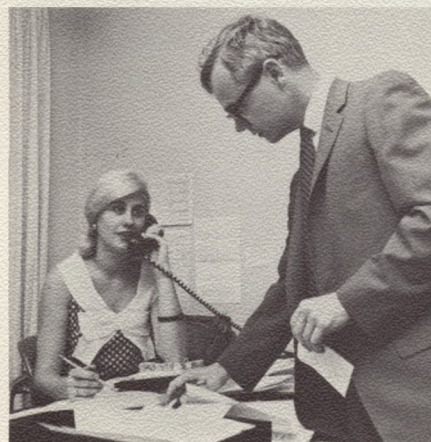


The Student Bar Association
has a private office
where its officers can carry
on its expanding business.
Left to right: Fred Haupt,
Secretary; Joseph Mancini,
President; Leon Weiss,
Treasurer; William Wendell,
Vice President.



Members of Moot Court
Board in their new office,
left to right: Peter Kratt,
Chairman; James Pinnell,
William Wendell,
Michael Ritz, Leon Weiss and
Fred Haupt.

Newly organized, the
International Law Society
meets in the conference room
of the Law School Annex
with assistant Professor
Daniel Wilkes, faculty
advisor, at left. Clockwise
around table: Norbert
Rascher, Paul Oppman,
Douglas McGregor, John
Oberholtzer, David
McConoughey, Byron Trapp
and Raymond Meyo.



The Law-Medicine Center Suite in the new
Annex often finds Miss Cynthia
Sherman, Secretary, and Prof.
Justin Smith working on medico-legal matters.

Office of Faculty Secretary, Miss Carolyn
Moore, housed in the Annex, serves
student offices as well
as assists in faculty work.



(continued on page 20)



Acting Dean Schroeder has an office in the new Annex.



The National office of the American Academy of Forensic Sciences is also located in the Annex. Mrs. Alice Smith here shows Dr. Samuel R. Gerber, Secretary-Treasurer of the Academy and Cuyahoga County Coroner, minutes of the Executive Committee.

OLD LAW SCHOOL BUILDING STILL SERVES . . .



It's business as usual for Miss Frances Gaff, Administrative Assistant, as she registers 351 candidates for the J. D. degree, in September, 1965



New faculty secretaries enjoy comfortable new offices on the first floor of the old school building: Miss Freda Easley, foreground, and Mrs. Priscilla Jennings.



Acting Dean Schroeder, left, chats with Prof. Maurice Culp and Associate Professor J. Wooten Pearce on the front steps, a favorite spot for 70 years.



Ninety-degree heat doesn't slow down Associate Professor Marion Benfield, Jr., a native of North Carolina and recent resident of Georgia. Here he leads the first year class in the mysteries of animals *ferae naturae* in Room 105 where the same mysteries have been studied since 1925.



The first two DeWitt Scholars receive sage advice from Prof. Culp. Robert Matia, left, is a third-year student, and Wilbur Leatherberry is a first-year student.

The Student Body: September 1965

The following comparative enrollment figures are most encouraging:

	1963-64	1964-65	1965-66
Summer Session	30	33	70
Winter Semester	202	283	351
Spring Semester	201	290	—

Of the 139 new students this fall, 117 are full-time beginning students; two are beginning part-time students; 17 are transfer students, full-time; and three are part-time transfer students. Fifteen women are enrolled this fall.

The 117 first-year students come from 59 colleges and universities, 36 of which are outside Ohio.

As shown by their official transcripts, 19 of the entering students have undergraduate majors in Political Science; 10 in English; 34 in History; one in Mechanical Engineering; 2 in Chemical Engineering; 3 in Physics; and 2 in Mathematics. Other majors include Philosophy, Government, Finance, Business Administration. Four new students have masters' degrees.

In the Graduate and Continuing Legal Education Program this fall, 160 students are enrolled, compared with 134 in the Winter Semester of 1964 and 88 in the Winter Semester of 1963.

Tops Bar Exams

When it comes to warming the hearts of alumni, there is no substitute for news of solid academic achievement by graduates of their alma mater, even if it means basking in reflected glory for only a few moments. In any case, WRU Law School alumni can take pride in the knowledge that a fellow alumnus, Robert S. Balantzow, June, '65, with the Cleveland firm of Nadler, Sokolsky & Patchan, topped the list of those who passed the recent Ohio State bar examinations, as announced Oct. 13. Balantzow scored 343 points out of a possible 400 in the exams. Second highest was another Greater Cleveland-er, Frederic D. Trickey, a graduate of the University of Michigan Law School, who scored 341 out of 400 points.

LAW ALUMNI ASSOCIATION

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1965 - 1966

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BENJAMIN C. BOER, '17

1965-1968 Term

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Assistant Dean

MAURICE S. CULP, '31

Alumni Secretary

JOSEPH A. DAVIDSON (Adelbert, '59)

Editor, Law Alumni Review

EDWARD S. BABCOX, JR.

FACULTY BRIEFS

The faculty contributes to the administration of justice in ways other than classroom performance. A capsule summary of such activities reflects a broad spectrum of legal work.

Assistant Professor DANIEL WILKES was an observer at the meetings of the Committee on State Succession of the International Law Association in London in July. During the summer he worked on international law research projects at Oxford University. In September he attended the World Peace Through Law Conference in Washington, D.C., for which he contributed a paper, "Courts of International Criminal Jurisdiction." (see his *Washington conference report elsewhere in this issue of LAW ALUMNI REVIEW*.—Editor).

Professor MAURICE S. CULP, '31, Assistant Dean, met with the Association of American Law Schools' Committee on Graduate Law Programs, Aug. 7, in Miami Beach, Fla., and represented the School of Law at the meetings of the Section on Legal Education and Admissions to the Bar, during the annual convention of the American Bar Association, Aug. 9-11, at Miami Beach. As a member of the University Committee on the Planning of the new Law School, he visited law school buildings at the following universities: Akron, Cincinnati, Illinois, Indiana, Duke, Ohio State, Rutgers at Newark (the very latest in design and equipment), Valparaiso, Vanderbilt and Villanova. He was re-elected secretary-treasurer of the League of Ohio Law Schools for 1965-66 at the League's annual meeting in Cincinnati, where he also represented the School of Law at the annual convention of the Ohio State Bar Association. In May he participated in the dedications of new law school buildings at Akron and Cincinnati universities. Also, during the spring semester, he was one of the School of Law's representatives at the Quadrennial Conference of the Educational Testing Service (on problems of law school admissions), White Sulphur Springs, W. Va.

Associate Professor MORRIS G. SHANKER taught Commercial Law at the

School of Law's summer session. He also prepared an article, "Products Liability and the Uniform Commercial Code," for the fall issue of the *Western Reserve University Law Review*. He continued his work as a consultant to the U.S. Supreme Court Advisory Committee on Bankruptcy Rules, attending a meeting of that committee in June.

GUERIN BUONPANE, lecturer in law (Workmen's Compensation), administered the Workmen's Compensation of Law in his capacity as chairman of the Cleveland Regional Workmen's Compensation Board of Review. During the summer he updated his Workmen's Compensation course for the fall semester, concentrating on the law as it concerns the Ohio scene.

Assistant Professor ARNOLD W. REITZE, JR., attended a seminar on current corporation tax problems in New York City given by the Practising Law Institute.

ROBERT G. MCCREARY, JR., lecturer in law (Admiralty) attended the Practising Law Institute Forum on admiralty practice in New York City during the week of July 19.

EDWIN R. TEPLÉ, lecturer in law (Labor Law), co-author of a casebook, *Labor Relations and the Law*, completed his section for the third edition, published this fall. The new edition will be used in the Labor Law course this year. Serving as regional chairman of the National Academy of Arbitrators, he arranged a joint regional conference of the Ohio and Michigan groups in Sandusky, Ohio, Sept. 11-12. He also attended the Washington conference on World Peace Through Law as a United States representative, Sept. 15-16.

In June, EDWARD BROWN, lecturer in law (Criminal Law), attended a conference on Legal Services to the Poor sponsored by the American Bar Association and the Office of Economic Opportunity.

Professor HUGH A. ROSS, university legal counsel, has been appointed a director of the National Council on the Aging. He has been active in the NCOA as chairman of its protective services advisory committee. Protective services are rendered by individuals or agencies on behalf of older persons too frail mentally or physically to take action on their own behalf.

IRVIN M. MILNER, '40 (Adelbert, '37) who will teach the course, The Legal

Profession this fall, attended the Conference of Law Deans on Education for Professional Responsibility at Asheville, N.C., Sept. 10-12. During the summer he gathered data on the discipline of the Bar in Ohio as it may relate to standards of admission to law schools.

TWO JOIN FACULTY



Marion W. Benfield, Jr., most recently (1964-65) a W.W. Cook Fellow at the University of Michigan Law School, has been appointed an Associate Professor. He received his A.B. from the University of North Carolina in 1953, his LL.B. from Wake Forest College in 1959, and his LL.M. from Michigan in May, 1965.

Administrative Duties In New Alignment

In a new alignment of administrative duties at the School of Law, as announced Sept. 24 by WRU President John S. Millis, Professor Oliver C. Schroeder, Jr., since 1962 Acting Dean for Administrative Affairs, becomes Acting Dean of the School, and Professor Maurice S. Culp, '31, Acting Dean for Academic Affairs since 1962, becomes Assistant Dean.

MYRON N. KROTINGER, lecturer in law (Problems in Trade Regulation), addressed the Cleveland section of the American Society of Corporate Secretaries, Inc., Sept. 15. He discussed the federal government's position in anti-trust matters.



Arnold W. Reitze, Jr., LL.B., 1962, Rutgers University School of Law, an instructor at the University of Michigan Law School, Ann Arbor, has joined the faculty of the School of Law this fall as an Assistant Professor. He received his B.A. in 1960 from Farleigh Dickinson University, Rutherford, N.J.

LAW ALUMNI REVIEW

The LAW ALUMNI REVIEW is published quarterly by the Alumni Association of the Franklin Thomas Backus School of Law of Western Reserve University, Cleveland, Ohio 44106.

Officers of the Alumni Association, 1965-66: *President*, Marvin J. Laronge, '28; *Vice President*, John C. Oberlin, '38; *Secretary-Treasurer*, Richard C. Renkert, '50.

Editorial Committee, 1965-66: *Chairman*, Douglas Wick, '46; *Vice-Chairman*, Stuart Saltman, '65.

Alumni Secretary: Joseph A. Davidson. (Adelbert, '59).

Editor: Edward S. Babcox, Jr.

FALL, 1965

Law Alumni Review



WESTERN RESERVE UNIVERSITY
LAW SCHOOL ALUMNI
ASSOCIATION

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ANNUAL BANQUET
(See page 14).

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