

1944

Golden Gate Law Bulletin 1944

Golden Gate University School of Law

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**GOLDEN GATE COLLEGE
SCHOOL OF LAW**



1944

SCHOOL OF LAW

C A T A L O G

1944

Forty-Third Year

CO-EDUCATIONAL EVENING CLASSES

GOLDEN GATE COLLEGE

CENTRAL Y.M.C.A. BUILDING - 200 GOLDEN GATE AVENUE

SAN FRANCISCO, 2

Telephone TUxEDO 4605



Lobby of Central Y.M.C.A. Entrance to Golden Gate College

ADMINISTRATIVE STAFF OF
SCHOOL OF LAW

NAGEL T. MINER	Director
PAUL S. JORDAN	Dean
GENEVIEVE LINGO	Secretary

GOLDEN GATE COLLEGE ALUMNI ASSOCIATION
OFFICERS

JESSIE W. CARTER, '13, *President*,
Associate Justice, California Supreme Court.
IVAN T. CRASE, '17, *Vice-President*,
Assistant Commissioner, California State Corporation Commission.
RAYMOND R. BRUCE, '37, *Secretary-Treasurer*
Deputy District Attorney, Solano County.

★ G O L D E N G A T E C O L L E G E

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CALENDAR

1944

SPRING SEMESTER

January 3, Monday	Advanced Courses Open
January 21, Friday	New Law Classes Begin

SUMMER SESSION

May 22, Monday	Summer Session Begins
July 21-August 15, inc.	Summer Vacation

FALL SEMESTER

August 16, Wednesday	Fall Courses Open
September 4, Monday	Labor Day Holiday
November 23, Thursday	Thanksgiving Holiday
December 20 - January 2, inc.	Christmas Vacation

Office Hours: 9:00 A.M. - 8:00 P. M.

Saturday, 9:00 A. M. - 3:30 P. M. (August and January)

★ S C H O O L O F L A W

BOARD OF GOVERNORS OF GOLDEN GATE COLLEGE

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DONALD E. PATERSON Secretary

EXECUTIVE FACULTY COMMITTEE SCHOOL OF LAW

PAUL S. JORDAN, *Dean*

JAMES L. FEELY, MAURICE HARBAND AND DONALD A. PEARCE

Faculty

The faculty is composed of nineteen prominent San Francisco attorneys, actively engaged in the practice of law. These men are graduates of the leading law schools of the nation, and have been carefully selected with a view to their teaching ability and by their qualifications are particularly adapted for legal instruction. As a general rule, the instructors teach subjects with which they are intimately concerned in their private practice. Several of the faculty members are on leave of absence, serving with our armed forces.

PAUL S. JORDAN, *Dean*

Domestic Relations, Equity

A.B. University of California 1925; J.D. 1927; admitted to practice law in California State and Federal Courts 1927; with law firm of Byrne & Lamson 1927 to 1933; member of law firm of Byrne, Lamson and Jordan since 1933. Member, Phi Delta Phi; on faculty of Golden Gate College since 1933.



G O L D E N G A T E C O L L E G E

ROBERT BUCHANAN, LL.B., C.P.A.

Co-instructor in Taxation

With Lybrand, Ross Bros. and Montgomery, Certified Public Accountants since 1919. LL.B., Golden Gate College, 1928. Admitted to practice in State and Federal Courts, 1928. Certified Public Accountant (California, 1925). Past-President San Francisco Chapter, California State Society of Certified Public Accountants; member, American Institute of Accountants; director, numerous California companies; examiner, State Civil Service Commission; advisor, State Franchise Tax Commission; co-author, with Col. R. H. Montgomery, "Income Tax Procedure." At Golden Gate College since 1924.

HOWARD C. ELLIS

Contracts

A.B. University of California 1917; United States Navy 1917-1919; J.D. University of California 1922; admitted to practice in California State and Federal Courts 1922; Assistant Commissioner of Corporations 1924-1930; member of law firm of Ellis and Steindorf; on faculty of Golden Gate College, 1923-1928 and since 1941.

JAMES L. FEELY

Procedure and Practice II, III

A.B. Stanford University, 1933; LL.B. Hastings College of the Law, 1936; admitted to law practice in California State and Federal Courts, 1936; Chairman for State of California Bar Association; former member of Board of Governors of the San Francisco Bar; past president of Barristers Club of San Francisco; attorney for San Francisco Employers' Council; on faculty of Golden Gate College since 1938.

MAURICE HARBAND

Property I, Property II, Property III

A.B. University of California 1931; LL.B., University of California 1934; admitted to practice law in California State and Federal Courts 1934; member of Phi Beta Kappa and Order of the Coif; editorial staff of the California Law Review

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S C H O O L O F L A W

1932-1934; student editor-in-chief 1933-1934; engaged in private practice of law since 1934; Legal Staff, Office of Price Administration; on faculty of Golden Gate College since 1935.

RICHARD W. JENNINGS

Business Associations

A.B. Park College 1927; M.A. University of Pennsylvania 1934; LL.B. University of California 1939; admitted to practice in California State and Federal Courts 1939; associated with Jesse H. Steinhart in practice of law to 1942; Legal Staff, Office of Price Administration; absent on leave, Instructor, Boalt Hall, Univ. of Calif., 1941-1942.

LAWRENCE F. KUECHLER

Use of Law Books

A.B. Stanford University 1935; LL.B. University of California 1938; Editor-in-chief, California Law Review 1937-38; admitted to practice in California State and Federal Courts 1938; associated with law firm of Pillsbury, Madison & Sutro since 1938; on faculty of Golden Gate College since 1941.

GERALD S. LEVIN

Use of Law Books

A.B. University of California 1927; LL.B. 1930; Harvard Law School, Graduate Student, 1930-31; admitted to practice law in California State and Federal Courts 1931, U. S. Supreme Court 1936; associated with Pillsbury, Madison & Sutro 1931-43.

FRANK J. MCCARTHY

Practice and Procedure II, III

A.B. University of California 1927; LL.B., 1930; admitted to practice law in California State and Federal Courts 1930; associated with law firm of Dreher & McClellan from 1930 to 1939; member of law firm of Dreher, McClellan & McCarthy since 1939; on faculty of Golden Gate College since 1943.

P. H. MCCARTHY, JR.

Criminal Law

A.B. Santa Clara University 1927; LL.B. Harvard University 1930; admitted to practice, California State and Federal Courts 1930; on faculty of Golden Gate College since 1942.

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G O L D E N G A T E C O L L E G E

FRANCIS MCCARTY

Procedure I, Sales, Property I.

A.B. University of California 1930; LL.B. Hastings College of the Law 1933; admitted to practice law in California State and Federal Courts 1933; associated with Albert Picard in general practice since 1933; President of the Barristers' Club 1935; *ex officio* member of the Board of Bar Governors, San Francisco Bar Association 1935; member of the Executive Board, State Junior Bar 1936; on faculty of Golden Gate College since 1942.

RICHARD O'CONNER

Trusts

A.B. University of San Francisco 1933; LL.B. 1936; admitted to practice law in California State and Federal Courts 1936; associated with James E. Colston in the general practice of law 1936-40. Deputy Inheritance Tax Attorney of the Inheritance Tax Department, State of California, and in private practice 1940 to present; on faculty of Golden Gate College since 1943.

VARNUM PAUL

Torts

A.B. University of California 1930; LL.B. 1933. Editorial Staff, California Law Review 1932-1933. Admitted to practice in California State and Federal Courts 1933. In private practice since 1933. On faculty of Golden Gate College since 1938. Absent on Leave, Lt. U.S.N.R.

DONALD A. PEARCE

Corporations and Business Associations

A.B. University of California 1922; J.D. 1924; admitted to practice law in California State and Federal Courts 1924; Claims Department of Employers' Liability Insurance Corporation 1924-25; Claims Department of Western Pacific Railroad Company 1925; Supervising Deputy of Department of Investments, Division of Corporation State of California since 1926; law lectures before Building and Loan Institute of San Francisco 1931 and Stanford Law Series, 1941; collaborated with Professor Henry Winthrop Ballantine of the

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S C H O O L O F L A W

University of California on Corporation Law 1931; on faculty of Golden Gate College since 1928. Absent on leave, Lt., U.S.N.R.

EDWARD L. PETERSON

Negotiable Instruments

Security Transactions

Pre-Legal at University of South Dakota; LL.B. George Washington University, 1925; with Sioux Falls National Bank 1915-17; with California Pacific Title Insurance Company since 1926; admitted to practice law in California State and Federal Courts in 1929; on faculty of Golden Gate College since 1931.

WARREN H. PILLSBURY

Evidence

B.L. University of California 1909; J.D. 1912; post graduate Harvard Law School; admitted to practice law in California State and Federal Courts 1912; instructor in political science at University of California 1913; instructor in law at University of Illinois 1914; referee and assistant attorney Industrial Accident Commission 1914-23; Attorney for the Commission, 1923-26; private practice since 1926; Deputy Commissioner United States Employees' Compensation Commission for district 13, since 1927; author of legal articles in Harvard, California and Virginia Law Reviews; on faculty of Golden Gate College since 1914.

FREDERICK POTRUCH

Conflicts

Creditors' Rights

Business Associations

B.A., University of Michigan 1930; J.D. 1933; admitted to practice in New York State and Federal Courts, 1934; member of staff of Michigan Law Review 1932; with Superintendent of Insurance, New York State, 1934-1938; member of firm, Maglin and Potruch, 1938-1942; legal staff, O.P.A., Washington, D. C., 1942. Division of Investigation and Research, Alien Property Custodian since 1943. On faculty of Golden Gate College since 1943.

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G O L D E N G A T E C O L L E G E

LESLIE L. ROOS

A.B. Stanford University 1934; LL.B. Harvard University 1937; admitted to practice in California State and Federal Courts 1937; associated with law firm of Keyes and Erskine since 1937; on faculty of Golden Gate College since 1941. Absent on Leave, U.S.N.R.

HARLOW P. ROTHERT

Wills

A.B. Stanford University 1931; J.D. Stanford 1937; Alumni Secretary of Stanford University 1933 to 1937; admitted to practice in California State and Federal Courts 1937; associated with Pillsbury, Madison & Sutro since 1937; instructor San Francisco Law School 1938-1940; instructor Hastings College of Law 1941-1942; on faculty of Golden Gate College since 1940.

JOHN W. SKINNER

Torts

A.B. Stanford University 1932; LL.B. Harvard Law School 1935; admitted to practice in California State and Federal Courts 1936; associated with law firm of Byrne, Lamson and Jordan since 1936; member of Phi Beta Kappa; on faculty of Golden Gate College since 1943.

REGINALD M. WATT

Conflict of Laws

A.B. University of California 1936; LL.B. Hastings College of the Law 1939; admitted to practice in California State and Federal Courts 1939; associated with law firm of Gavin McNab, Schmulowitz, Aitkins, and Wyman 1936-1942; with office of the Regional Attorney, War Relocation Authority, since 1942; on faculty of Golden Gate College since 1942.

HERBERT E. WENIG

Legal Institutions

A.B., Stanford University 1930; Harvard Law School 1930-1931; Stanford Law School 1932-1934; admitted to practice in California State and Federal Courts 1935; in private practice with law firm of Cullinan, Hickey and Sweigert 1935-1939; Deputy Attorney General for the State of California since 1939. On faculty of Golden Gate College since 1939. Absent on leave, 1st Lieu., U. S. Army.

GENERAL INFORMATION

Purpose

It is the primary purpose of the Law School of Golden Gate College to prepare the student for the successful practice of the legal profession in any common law jurisdiction. In furtherance of such purpose, instruction is given not only in relation to case law of the past, but with the view of familiarizing the student with the present period of transition of law as it meets the needs of a complex urban civilization.

The study of law is approached from a view point of common interests secured by law and their effective protection by the courts.

Experience as well as democratic principles point the need for the maintenance of the evening law school as an important and necessary part of our system of legal education. The Law School of Golden Gate College has dedicated itself to the filling of this need, by offering to ambitious men and women a high grade of instruction in the law, through a curriculum carefully prepared to equip them with the knowledge and training necessary for admission to the bar and the successful practice of the profession.

The recent severity of bar examinations in California and other states, and the high scholastic proficiency now required for admission to the bar, have presented a real challenge to all law schools, and particularly to the evening law schools. The Law School of Golden Gate College is resolutely meeting this challenge and has recently taken several important steps to strengthen its course of study. The number of units required for graduation has been increased, standards of scholarship raised, and the most advanced and effective methods of legal pedagogy introduced, with a view toward enabling the graduates of this school to compete on equal terms with those of the day schools under present-day conditions.

In carrying out its primary purpose it is the policy of the law school to give particular attention to developing in its students the ability to analyze a problem in a lawyer-like manner, and the art of accurate and persuasive expression, both written and oral, upon legal matters. Due attention is also given to the economic and sociological problems of our times in their relation to the law, and to the fields of broad and varied cultural knowledge which the study of the law opens up.



G O L D E N G A T E C O L L E G E

History

The law school of Golden Gate College was established in 1901 by the Board of Directors of the Young Men's Christian Association of San Francisco. It was the first law school in California to offer evening instruction.

Golden Gate College was incorporated in 1923 and its Board of Trustees and Board of Governors were granted authority by the State to confer the degree of Bachelor of Laws on students completing the legal curriculum. In 1934 the law school curriculum, teaching methods and standards were reorganized to keep abreast of changing professional requirements and needs. Several outstanding graduates of the University of California, Harvard and Stanford Law Schools have recently been added to the faculty.

Location

Golden Gate College is located on the third and fourth floors of the Central Y.M.C.A. at 220 Golden Gate Avenue, San Francisco. This central location in the downtown district of the city makes it readily accessible to anyone residing or employed in the bay region.

In the Civic Center, three blocks from the College, are conveniently located the City Law Library, to which the students have access, the State Supreme Court, the District Court of Appeals, and the Municipal and Superior Courts, which afford unusual opportunities for advanced research and observation of trial procedure.

Law Library

The school maintains an adequate library on California Law with the California Reports, Pacific Reporter, California Jurisprudence, McKinney's New California Digest, California Pacific Digest, Shepard's California Citator, Bancrofts Code Practice and Remedies, and the California Codes and General Laws. In addition, the United States Supreme Court cases, Corpus Juris, Corpus Juris Secundum, Harvard and California Law Review, American State Reports, American Digest System, Northeastern Reporter and standard text books and treaties on law, make up an effective student library.

The extensive facilities of the law library located in the city hall, are available to students for use in research and brief making.

Method of Instruction

The "case" method of study is used. This method is recognized as furnishing the best training for the student in the development of legal reasoning and comprehension of the principles of law. The cases are required to be briefed and presented for discussion and criticism during class. California cases, recent decisions, code study, law review articles and legal treatises are prescribed to parallel and supplement case book assignments.

In the matter of case books used and subjects covered, the examples of the University of California, Stanford, Harvard, Yale and other leading law schools are followed.

It is the belief of the faculty that the best results can be obtained by proper combinations of general and local authorities. While all the courses are based upon case books and text books embodying material taken from many common law jurisdictions, and this general foundation always receives its due and proper emphasis, each course is supplemented with instruction in California case and statutory law.

The work of the faculty is supplemented by occasional lectures on special topics given by judges, public officials and specialists in particular fields.

In the class room the student participates in discussion. Particular emphasis is laid upon careful analysis, logical reasoning and accurate expression.

Classes

Classes meet three evenings each week, from 6:45 to 9:30 p.m., a total of nine class hours of instruction per week. However, students beginning in January take two evenings per week, Monday and Friday, for the first semester.

Length of Course

The course in legal study leading to the LL.B. degree covers a period of approximately four school years. Classes begin in August and January. The College year is divided into two semesters and a summer session; a total of forty-five weeks each year.

There are three vacation periods during the year: two weeks in December, one week in May, and three weeks in July and August.

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G O L D E N G A T E C O L L E G E

Students beginning in January take a course of study extending over four and a half years. For a shorter course, see special announcement to students beginning in January, on page 16.

Requirements for Admission

REGULAR AND SPECIAL STUDENTS:

Applicants for admission to the law school who are candidates for a degree, must present a certificate of graduation from an accredited high school. In addition, the applicant must file a certificate showing successful completion of at least one-half the work acceptable for a Bachelor's degree granted on the basis of a four year period of study at a recognized college or university. A limited number of students who do not meet this latter requirement but who are of mature age and have had such business experience or other educational background as would, in the opinion of the committee on admissions, compensate for the lack of college credits, may be permitted to enroll as special students in the law school. Their progress through the law school is conditioned upon their scholarship. A special student may petition the faculty for regular standing after two years of satisfactory scholarship and thus become a regular student and a candidate for a degree. At the present time in California an applicant for admission to practice law must have completed at least two years of college work or have reached the age of twenty-five before beginning the study of law.

ADVANCED STANDING:

An applicant seeking advanced standing must present in addition to the entrance credits of high school and college work, a record of his work in another law school together with proof of honorable dismissal therefrom. If work has been pursued in another law school, the student will receive credit for such work only if it is equivalent in the amount and character required in this school. A minimum of one year of attendance at this law school is required in all cases as a prerequisite to receiving the degree. Applicants may be required to undergo examinations in any of the subjects for which credit is sought.

Examinations, Attendance and Grading

One or more preliminary examinations and a final examination are held in each semester course.

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Attendance is required in at least eighty per cent of the class periods in each course.

An average grade of C- for the first year's work is required before the student is eligible for advanced work. An average grade of C for the first two years work is required for enrollment in the third year. An average grade of C+ in the first three years' work is required for enrollment in the fourth year. An average grade of C+ for four years' work is required for graduation.

Requirements for Degree

Regular students will be awarded the degree of Bachelor of Laws on the completion of eighty-three units of law study with an average grade of C+ or better.

Requirements for Certificate

Special students will be awarded a certificate of completion upon the successful completion of eighty-one units of law study, with an average grade of C+ or better.

Faculty Reservation

The Law School reserves the right to deny enrollment or continuance in school or to refuse the degree of Bachelor of Laws to any student who, for reasons attributable to character or want of capacity, is not, in the opinion of the faculty, fitted for the study or practice of law.

Opportunities in Law

The future for men and women beginning the study of law is brighter than it has been in the past twenty years. Law school enrollments have declined drastically since the outbreak of war, especially in the large day law schools. Declines of 80% are not uncommon, and a number of day schools have closed. This loss of enrollment is due to the desire of college students to take chemistry, engineering and other subjects of more immediate military value. Many of the men who continued the study of law were called to military service before completing the course. As a result of these conditions, the number of students preparing for the bar has reached the lowest point in a generation. An unprecedented demand for law-trained men has



G O L D E N G A T E C O L L E G E

been maintained by business and governmental agencies, causing many to leave the practice of law and enter government or private employment. Persons who can prepare for the practice of law during these times should find innumerable opportunities in the legal profession.

Tuition Fees

Students beginning in January take Torts during the Spring Semester on Monday and Friday evenings. Tuition for the Spring Semester is \$51.00 (Terms, \$11 in January and \$10 per month). Tuition for Summer Session is \$25.50 (Terms \$12.75 in June and July). January students enroll on an annual basis in August. The tuition is adjusted so that the total cost is the same for students entering in January and August.

Students without college English should take the English course on Thursday evenings during the Spring. Tuition is \$15.00. Terms \$3.00 per month for five months.

The annual tuition and incidental fees, including library, matriculation and student body will be \$158.50. The usual monthly terms provide for a payment of \$18.50 the first month and ten equal monthly payments of \$14.00 each. For less than the full course students will be charged at the rate of \$8.50 per semester unit of professional law study.

Law Books

Many law students buy used law books when available and resell them after completing the course. The issue of new editions prevents resale of some books. A student operating on this basis should budget \$16.00 a year for books. Students who wish to keep their books should budget \$25.00 to \$35.00 per year, depending on whether they buy some used or all new books.

Book Store

All books may be purchased through the College book store at list prices. Used books are also bought and sold by the book store as needed.

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S C H O O L O F L A W

Bancroft-Whitney Prize

The Bancroft-Whitney Law Publishing Company awards a six volume set of *Jones on Evidence* to the honor student of the graduating class.

Golden Gate Law School Association

Professional and social activities in the law school are arranged by the officers of a student organization, the Golden Gate Law School Association. Opportunity is thus afforded to become socially acquainted with the other men and women students and with the faculty members.

Club Privileges

If desired, full athletic privileges in the half-million-dollar Y. M. C. A. Building that houses the school are included at no additional cost for a period of three months each school year. Special rates are available to students during the balance of the year. The facilities include three gymnasiums with special equipment for basketball, badminton, track, physical conditioning, body building, etc. A beautiful new swimming pool and hot and steam rooms have recently been completed. Towel and locker service are furnished. The physical department is open evenings and Sunday afternoons as well as during the day.

SPECIAL NOTICE

To Students Beginning January, 1944

Students beginning in January are required to complete a four and a half year course for graduation. At the discretion of the faculty, certain students of exceptional ability may be permitted to take courses four nights a week during the last two years to complete the course in three and a half years.

The shorter course is the equivalent in classroom hours of the longer, but is not recommended as the State Bar of California at the present time requires four years' evening study. Most employed persons should not attempt to complete a law course in less than four and a half or five years under present conditions.

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G O L D E N G A T E C O L L E G E

DESCRIPTION OF COURSES

The curriculum consists of courses which are intended to cover the entire field of law with sufficient comprehensiveness to enable the diligent student to meet successfully the problems of bar examinations in California and elsewhere. The program of instruction is arranged, as far as possible, to present the fundamental, basic courses during the first and second years, and the more advanced and specialized courses during the third and fourth years.

LAW SCHOOL CURRICULUM

FIRST YEAR

- | | |
|----------------|----------------|
| *Torts (6) | Crimes (3) |
| Contracts (7½) | Property I (3) |

SECOND YEAR

- | | |
|---------------------------|-----------------------|
| Property II, III (6) | Use of Law Books (1½) |
| Equity I, II (6) | *Procedure I (3) |
| Business Associations (6) | |

THIRD AND FOURTH YEAR

- | | |
|------------------------|------------------------------------|
| Constitutional Law (6) | *Security Transactions (3) |
| Evidence (4½) | Practice and Procedure II, III (6) |
| Bills and Notes (3) | Conflicts (4) |
| Sales (3) | Wills (2) |
| Domestic Relations (3) | Trusts (4) |

OPTIONAL COURSES OFFERED FROM TIME TO TIME

- | | | |
|------------------------|------------------------|----------------|
| Administration Law (3) | *Creditors' Rights (3) | Labor Law (1½) |
|------------------------|------------------------|----------------|

Total: 91 Semester Units, 1638 Classroom Hours,
83 Semester Units required for LL.B. degree.

Number in parenthesis indicates Semester Hours (18 Classroom Hours each). Courses marked with an asterisk (*) meet twice each week for three classroom hours (50 minutes) each evening. Other courses meet once a week. Courses are usually scheduled on Monday, Wednesday and Friday evenings. Occasionally a fourth night is required for a short time during a semester. Approximately two-thirds of the courses are offered every year; the others are given on alternate years.

Criminal Law and Procedure:

Criminal procedure, nature of crime, elements of a crime, attempts, jurisdiction, modifying circumstances, culpability, privilege, parties, conspiracy, former jeopardy, homicide, rape, assault and battery, larceny, embezzlement, false pretenses, receiving stolen property, robbery, burglary, arson, and forgery.

HARNO—CASES AND MATERIALS ON CRIMINAL LAW AND PROCEDURE (2nd edition).

MR. MCCARTHY
Credit—3 Units

Torts:

Nature, elements, moral quality, selection, trespass, assault and battery, false imprisonment, trespass to property, conversion, negligence, proximate cause, master and servant, seduction, malicious prosecution, deceit, defamation, nuisance.

BOHLEN'S CASES ON TORTS (4th edition).

MR. SKINNER
Credit—6 Units

Contracts:

Mutual assent, consideration, formation, delivery, assignment, joint obligations, statute of frauds, performance, express conditions, implied conditions, impossibility, illegal contracts, contracts in restraint of trade, wagers and gaming contracts, discharge, novation, release, accord and satisfaction, arbitration and award, surrender and cancellation.

PATTERSON AND GOBLE, CASES ON CONTRACTS (2nd edition).

MR. ELLIS
Credit—7½ Units

Property I:

Possessory interests in chattels; finding, bailment, lien, and pledge; acquisition of ownership by purchase, accession, confusion, judgment and gift; fixtures, emblements.

AIGLER, BIGELOW AND POWELL, CASES ON PROPERTY, I.

MR. McCARTY
Credit—3 Units

Domestic Relations—Community Property:

Husband and wife: marriage; married women's conveyances, and contracts under modern statutes; antenuptial and postnuptial settlements; divorce and separation. Parent and child: Illegitimacy and adoption; rights and duties of parents and children; guardian and ward; guardians—selection and appointment; rights duties, and liabilities of guardians;

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G O L D E N G A T E C O L L E G E

termination of guardianship—enforcing guardians liability. Infants, persons non compos mentis, and aliens, and community property.

SELECTED CASES ON COMMUNITY PROPERTY.

MR. JORDAN

Credit—3 Units

Procedure and Practice I:

Introduction to the study of law; California and Federal judicial systems; forms of action at common law; abolition of forms of action, merger of law and equity; elements of civil pleadings; jurisdiction and venue; trial and adjudication of civil cases; proceedings in the trial court after judgment; enforcement and judgments.

SCOTT AND SIMPSON'S CASES ON JUDICIAL REMEDIES.

MR. McCARTY

Credit—3 Units

Sales:

Transfer of property and titles, conditional and unconditional sales; retention of possession, delivery, fraud, destruction, warranties, inspection, acceptance, lien, stoppage, statute of frauds, sales act.

VOLD, CASES ON SALES.

MR. McCARTY

Credit—3 Units

Equity:

Nature, historical development, relief against third parties, relief for specific performance, partial performance, consideration, marketable titles, plaintiff's default, fraud, misrepresentation, concealment. Mutuality of equitable relief, bill for an account, specific reparation and prevention of torts, waste, trespass, disturbance of easements. Unfair competition. Equitable remedies in labor disputes.

COOK'S CASES ON EQUITY (2nd edition).

MR. JORDAN

Credit—6 Units

Property II:

Introduction to the law of real property; the feudal system, estates, non-possessory interests in land, concurrent ownership, disseisin, uses and trusts. Mode of conveyance at (a) common law, (b) under the statute of uses, (c) and under modern statutes; execution of deeds; easements by implication; estates; covenants for title; estoppel by deed; boundaries; recording acts.

MOYNIHAN'S SURVEY OF THE LAW OF REAL PROPERTY.

AIGLER, BIGELOW AND POWELL, CASES ON PROPERTY, I.

MR. HARBAND

Credit—3 Units

Property III:

Adverse possession; prescription; rights incidental to possession: possession, air, lateral support, rights of reversioners; profits; easements, licenses and covenants running with the land; rents; waste.

AIGLER, BIGELOW AND POWELL, CASES ON PROPERTY, II.

MR. HARBAND

Credit—3 Units

Legal Bibliography:

Analysis and abstraction of cases, library facilities, training in the skillful use of statutes, codes, constitutions, state reports, digests, national reporter, citators, encyclopedias and loose leaf reports.

HOW TO FIND THE LAW (3rd edition).

MR. KUECHLER, MR. LEVIN

Credit—1½ Units

Creditors' Rights:

Receiverships; assignments for benefit of creditors; bankruptcy.

HANNA AND McLAUGHLIN, CASES ON CREDITORS' RIGHTS (3rd edition).

MR. POTRUCH

Credit—3 Units

Evidence:

Circumstantial evidence, technical evidence, qualification of witnesses, limiting corroboration, preferential, witnesses, hearsay rule, oath, authentication of documents, judicial admission, judicial notice.

MORGAN AND MAGUIRE'S CASES ON EVIDENCE

MR. PILLSBURY

Credit—4½ Units

Corporations and Business Associations:

Characteristics of corporations (de facto and de jure); officers, directors and stockholders; powers and liabilities; partnerships; Massachusetts trusts; subscriptions; promoters; assembling of funds; incorporation and creation of business associations; management and control; capital; profits; stock transfer; merger; consolidation and reorganization; dissolution; State and Federal security regulation; section 77B U. S. Bankruptcy Act. Agency: liability of principal, delegation of authority, ratification, undisclosed principal, duties of principal and agent, workmen's compensation. BALLENTINE AND LATTIN, CASES AND MATERIALS ON THE LAW OF CORPORATIONS; GILMORE, CASES ON PARTNERSHIP.

MR. POTRUCH

Credit—6 Units

★

G O L D E N G A T E C O L L E G E

Negotiable Instruments:

Form and interpretation; consideration; negotiation; rights of holders; liability of parties; presentation for payment; notice of dishonor; discharge; bills of exchange, promissory notes and checks. Uniform negotiable instruments act.

SMITH AND MOORE CASES ON BILLS AND NOTES (4th edition).

MR. PETERSON

Credit—2½ Units

Security Transactions:

Personal property as security; distribution of stocks and bonds; problems of collateral banking; problems of agricultural finance. Real property as security. Introduction to security in land; problems of the creation of land security devices; priorities; requirements of public recordation; assignment; enforcement of real estate security; types of mortgage foreclosure; relations of parties pending foreclosure sale; redemption; marshalling; real estate finance.

CASE BOOK TO BE ANNOUNCED.

MR. PETERSON

Credit—3 Units

Procedure and Practice II, III

The civil action; joinder of actions and parties; subject matter, form and construction of pleadings; complaint, bill of particulars, demurrer, answer, counter-claim, cross-complaint, amendments; verification; motions; provisional remedies; special proceedings; probate procedure; appeal procedure. Moot courts are organized to give practice in the conduct of civil actions, arguments and trial.

SUNDERLAND, CASES AND NOTES ON TRIAL AND APPELLATE PRACTICE (Second Edition—1941).

MR. FEELY

Credit—6 Units

Constitutional Law:

The judicial function of interpreting and enforcing written constitutions; the nature of the Federal system, separation and delegation of powers, relations between the Federal government and the states, interstate relations, Federal legislative powers; Constitutional limitations on governmental action, due process and equal protection of the laws, privileges and immunities of citizenship, impairment of contracts, political and social rights, freedom of speech, religion and the press; State and Federal regulation of matters in or affecting interstate commerce.

McGOVNEY, CASES ON CONSTITUTIONAL LAW (2d ed., with 1941 Supplement).

MR. PILLSBURY

Credit—6 Units

★

S C H O O L O F L A W

Wills:

History and definition of wills and testaments; testamentary capacity and intent; wills distinguished from other dispositions of property; kinds of wills; execution, revocation, republication and revival of wills; descent; powers and duties of executors and administrators; distribution; legacies.

COSTIGAN, CASES ON WILLS (BY BINGHAM), 3rd ed.

MR. ROTHERT
Credit—2 Units

Trusts:

Trustor, trustees, cestui que trust, creation of trusts, remedies, duties, liabilities, priorities, statute of frauds, statute of wills, constructive and resulting trusts, charitable trusts, modification, termination.

SCOTT'S CASES ON TRUSTS (3d edition).

MR. O'CONNOR
Credit—4 Units

Conflict of Laws:

Nature, source and proof of foreign law; domicile; power to adjudicate or determine rights, including jurisdiction of courts and enforcement of foreign judgments; power to create rights, including choice and application of foreign law in torts, contracts, workmen's compensation, personal status, marriage, divorce, property rights and inheritance.

LORENZEN, CASES ON CONFLICT OF LAWS (4th ed.).

MR. POTRUCH
Credit—4 Units

Taxation:

Part I. Constitutional limitations on the taxing power, including jurisdiction to tax, due process and equal protection, immunity of governmental instrumentalities, and state taxation affecting interstate commerce and foreign corporations.

Part II. Income, Estate and Gift Taxes, with particular emphasis on United States and California Tax laws.

BRUTON, CASES ON TAXATION.

MR. BUCHANAN
Co-instructor to be announced.
Credit—3 Units



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