1975

Program from the Twenty-fifth Thomas M. Cooley Lectures

University of Michigan Law School

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The Thomas M. Cooley Lectures

Twenty-fifth Series

THE EMERGENCE OF AN AMERICAN THEORY OF LAW

STANLEY N. KATZ
Professor of Legal History
University of Chicago

MORTON J. HORWITZ
Professor of Law
Harvard University

WILLIAM E. NELSON
Associate Professor of Law
Yale University

3:15 P.M.
November 3, 4, and 5, 1975

HUTCHIN'S HALL, ROOM 100 — ANN ARBOR, MICHIGAN
THE THOMAS M. COOLEY LECTURES

THE THOMAS M. COOLEY LECTURESHIP was established by the faculty of the University of Michigan Law School in order to stimulate research and to communicate its results in the form of public lectures. The Lecture­ship is supported by the William W. Cook Endowment for Legal Research.

THE LECTURERS

STANLEY KATZ, who is widely regarded as among the country’s leading scholars of Colonial American legal history, has played a significant role in developing interest in legal history both in law schools and schools of arts and science. Professor Katz received his undergraduate degree from Harvard University in 1955, was a Fulbright Fellow at King’s College, London, in 1959–60, and received his Ph.D. from Harvard in 1961. He taught American History at Harvard and at the University of Wisconsin, before undertaking a year of study at the Harvard Law School as a Fellow in Law and American History, 1969–70. In 1971 Professor Katz joined the faculty of the University of Chicago Law School, where he is now Professor of Legal History and Associate Dean. Professor Katz is the author of Newcastle’s New York: Anglo-American Politics, 1732–1753 (Harvard, 1968) and several articles on American constitutional and legal history.


WILLIAM E. NELSON, a scholar of both English and American legal history, graduated from Hamilton College in 1962 and from New York University Law School in 1965. Professor Nelson served as law clerk to Judge Edward Weinfeld, 1956–66. He was simultaneously a Charles Warren Fellow in American History and a Teaching Fellow at the Harvard Law School, 1968–70. He received a Ph.D. in History from Harvard in 1971. In 1970–71, Professor Nelson served as law clerk to Associate Justice Byron R. White of the United States Supreme Court. Professor Nelson has taught at the University of Pennsylvania Law School (1971–1975) and is now on the faculty of the Yale Law School. He is the author of Americanisation of the Common Law; the Impact of Legal Change on Massachusetts Society, 1760–1830 (Harvard, 1975) and of two important articles dealing with the history of judicial review in America. He also serves as an Assistant Editor of the American Journal of Legal History.
THE EMERGENCE OF AN AMERICAN THEORY OF LAW

MONDAY, NOVEMBER 3

Property and the American Revolution: the Law of Inheritance
Professor Stanley N. Katz

TUESDAY, NOVEMBER 4

Separation of Powers and Judicial Review: the Development of Post-Revolutionary Constitutional Theory
Professor Morton J. Horwitz

WEDNESDAY, NOVEMBER 5

The Development of the Concept of Judicial Review: 1725–1875
Associate Professor William E. Nelson

Panel Discussion
Participants: Associate Professor Thomas A. Green, Moderator
Professors Katz, Horwitz, and Nelson
PREVIOUS THOMAS M. COOLEY LECTURES

1947: The Constitution and Socio-Economic Change
Professor Henry Rotshaefer, University of Minnesota

1948: Our Legal System and How It Operates
Professor Burke Sharitel, The University of Michigan

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Professor Zechariah Chaftee, Jr., Harvard University

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Dean E. Blythe Stason, The University of Michigan

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Professor Hessel E. Yntema, The University of Michigan

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Dean William Lloyd Prosser, University of California

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Professor James Willard Hurst, University of Wisconsin

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Professor H. W. R. Wade, Oxford University

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Dean D. Seaborne Davies, University of Liverpool

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Professor David F. Cavers, Harvard University

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Professor William L. Cary, Columbia University

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Professor Otto Kahn-Freund, Oxford University

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Professor Philip B. Kurland, University of Chicago

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Bernard Botein, formerly Presiding Justice, Supreme Court of New York, Appellate Division

1970: The Reform of Civil Procedure
Professor Maurice Rosenberg, Columbia University
Professor Benjamin Kaplan, Harvard University
Professor Mauro Cappelletti, University of Florence

1971: Regulating the Broadcaster
Professor Louis L. Jaffe, Harvard University

1973: Income Taxation and Political Rhetoric
Professor Boris I. Bittker, Yale University

1974: The Future of Imprisonment
Professor Norval Morris, University of Chicago

1975: Biology, Ethics and Law: Can They Help Each Other?
Professor Robert S. Morison, Cornell University