

Michigan Law Review

Volume 48 | Issue 6

1950

MONTHLY PERIODICAL INDEX

Michigan Law Review

Follow this and additional works at: <https://repository.law.umich.edu/mlr>

Recommended Citation

Michigan Law Review, *MONTHLY PERIODICAL INDEX*, 48 MICH. L. REV. 895 ().

Available at: <https://repository.law.umich.edu/mlr/vol48/iss6/30>

This Index is brought to you for free and open access by the Michigan Law Review at University of Michigan Law School Scholarship Repository. It has been accepted for inclusion in Michigan Law Review by an authorized editor of University of Michigan Law School Scholarship Repository. For more information, please contact mlaw.repository@umich.edu.

MONTHLY PERIODICAL INDEX

This department lists the *articles* and *comments* which appear in leading law reviews. The index embraces material published since the last issue of this REVIEW.

Limitation of space makes necessary the inclusion of only the longer and more important items: articles and comments. Accordingly, decision notes (except those over five pages in length), book reviews and biographical articles are excluded.

(a) indicates a leading article. Where the title of the article or comment is not self-explanatory, an indication of its scope is added in brackets.

ADMINISTRATIVE LAW

Interim injunctive relief pending administrative determination. 49 Col. L. Rev. 1124-1131 (Dec.).

Survey of New York law, 1948-1949. Administrative law. (a) Bernard Schwartz. 24 N. Y. Univ. L. Q. Rev. 1020-1038 (Dec.).

AGENCY

Survey of New York law, 1948-1949. Agency and partnership. (a) George H. Williams. 24 N. Y. Univ. L. Q. Rev. 1148-1153 (Dec.).

The employer's liability for the acts of his independent contractor when the work is inherently dangerous. 38 Ky. L. J. 283-290 (Jan.).

ANTI-TRUST LAW

Economic considerations in the enforcement of the anti-trust laws of the United States. (a) Ralph F. Fuchs. 34 Minn. L. Rev. 210-230 (Feb.).

Judicial decisions of the definitional structure of the Robinson-Patman Act. 18 Geo. Wash. L. Rev. 212-226 (Feb.).

Patent pooling and the anti-trust laws. 17 Univ. Chi. L. Rev. 357-375 (Winter).

The essence of anti-trust. (a) Rudolf Callmann. 49 Col. L. Rev. 1100-1116 (Dec.).

Trade regulation—section 3 of Clayton act—illegality of requirements contracts determined quantitatively. 23 So. Calif. L. Rev. 71-76 (Dec.).

APPEAL AND ERROR

See *Patents*.

ARBITRATION

Judicial review of arbitration awards on the merits. 63 Harv. L. Rev. 681-690 (Feb.).

BIOGRAPHY

What makes a great justice? Mr. Justice Bradley and the Supreme Court, 1870-1892. (a) Charles Fairman. 30 Bost. Univ. L. Rev. 49-102 (Jan.).

CIVIL RIGHTS

See *Constitutional Law, Libel*.

CONFLICT OF LAWS

An evaluation of the techniques of ac-

quiring personal jurisdiction over nonresidents not engaged in business when a single commercial transaction has been breached. (a) Robert E. Childs. 38 Ky. L. J. 207-221 (Jan.).

Characterization: shadow or substance. (a) Joseph Morse. 49 Col. L. Rev. 1027-1069 (Dec.).

Conflict of laws—multi-state libel—res judicata. 23 So. Calif. L. Rev. 51-57 (Dec.).

Extending in personam jurisdiction by enforcing state "blue sky" laws against non-residents. 59 Yale L. J. 360-367 (Jan.).

Jurisdiction of states under blue-sky laws. 17 Univ. Chi. L. Rev. 382-388 (Winter).

Limitation of shipowner's liability: substance or procedure? 17 Univ. Chi. L. Rev. 388-395 (Winter).

Survey of New York law, 1948-1949. Conflict of laws. (a) William Tucker Dean, Jr. 24 N.Y. Univ. L. Q. Rev. 1008-1019 (Dec.).

The Erie doctrine of uniformity of result—some further developments. 30 Bost. Univ. L. Rev. 104-110 (Jan.).

The requirement of seizure in the exercise of quasi in rem jurisdiction. 63 Harv. L. Rev. 657-671 (Feb.).

CONSTITUTIONAL LAW

See also *Freedom of Speech, Labor Law, Taxation*.

Discriminatory law enforcement and equal protection from the law. 59 Yale L. J. 354-360 (Jan.).

Right of accused to assigned counsel in non-capital felony prosecutions—Gholson v. Commonwealth. 38 Ky. L. J. 317-325 (Jan.).

Survey of New York Law, 1948-1949. Constitutional law. (a) Alison Reppy. 24 N.Y. Univ. L. Q. Rev. 965-1007 (Dec.).

The persistence of substantive due process in the states. (a) Monrad G. Paulsen. 34 Minn. L. Rev. 91-118 (Jan.).

CONTRACTS

Survey of New York law, 1948-1949. Contracts. (a) Francis J. Putman. 24 N.Y. Univ. L. Q. Rev. 1135-1147 (Dec.).

CORPORATIONS

See also *Taxation*.

Corporations—dividend rights—elimination of dividend accumulations by direct charter amendment. 48 Mich. L. Rev. 657-666 (March).

Proxy solicitation during corporate dissolution. 59 Yale L. J. 367-373 (Jan.).

Survey of New York Law, 1948-1949. Corporations. (a) Miguel A. de Capriles and Margaret P. Reichardt. 24 N.Y. Univ. L. Q. Rev. 1167-1175 (Dec.).

CRIMINAL LAW AND PROCEDURE

Carrying a concealed weapon—nature of the offense in Kentucky. 38 Ky. L. J. 275-282 (Jan.).

Consideration of punishment by juries. 17 Univ. Chi. L. Rev. 400-409 (Winter).

Survey of New York Law, 1948-1949. Criminal law and procedure. (a) J. Walter McKenna. 24 N.Y. Univ. L. Q. Rev. 1062-1069 (Dec.).

DISABILITY

Survey of New York law, 1948-1949. The New York disability benefits law. (a) Lois MacDonald. 24 N.Y. Univ. L. Q. Rev. 1093-1099 (Dec.).

DOMESTIC RELATIONS

New York: the poor man's Reno. (a) Richard H. Wels. 35 Corn. L. Q. 303-326 (Winter).

Survey of New York law, 1948-1949. Family relations and persons. (a) Paul W. Tappan. 24 N.Y. Univ. L. Q. Rev. 1288-1294 (Dec.).

EMPLOYER'S LIABILITY

See *Agency*.

EQUITY

Survey of New York law, 1948-1949. Equity. (a) Sidney Post Simpson. 24 N.Y. Univ. L. Q. Rev. 1265-1276 (Dec.).

EVIDENCE

See also *International Law and Affairs*.

Evidence—admissibility of confession made during illegal detentions. 23 So. Calif. L. Rev. 63-71 (Dec.).

Survey of New York law, 1948-1949. Evidence. (a) Herbert Peterfreund. 24 N.Y. Univ. L. Q. Rev. 1327-1340 (Dec.).

FEDERAL POWER COMMISSION

Jurisdictional problems raised in recent decisions under the Natural Gas Act. 18 Geo. Wash. L. Rev. 202-212 (Feb.).

FEDERAL PROCEDURE

Judge and jury—inconsistent verdicts in

the federal courts. 63 Harv. L. Rev. 649-655 (Feb.).

The federal rules of civil procedure in diversity litigation. 18 Geo. Wash. L. Rev. 240-251 (Feb.).

FIDUCIARY ADMINISTRATION

The significance of *Young v. Tudor*, on trustees' accountings. (a) Paul B. Sargent. 30 Bost. Univ. L. Rev. 31-48 (Jan.).

FREEDOM OF SPEECH

Freedom of speech and assembly: the problem of the hostile audience. 49 Col. L. Rev. 1118-1124 (Dec.).

FUTURE INTERESTS

Kentucky—acceleration of contingent remainders upon the widow's renunciation. 38 Ky. L. J. 291-297 (Jan.).

Survey of New York law, 1948-1949. Future interests. (a) Bertel M. Sparks. 24 N.Y. Univ. L. Q. Rev. 1215-1224 (Dec.).

INJUNCTIONS

See *Administrative Law*.

INSURANCE

Changing the beneficiary of a life insurance contract. (a) Grover C. Grismore. 48 Mich. L. Rev. 591-602 (March).

Failure of coverage in antedated insurance. 34 Minn. L. Rev. 231-244 (Feb.).

Survey of New York law, 1948-1949. Insurance. (a) William F. Johnson. 24 N.Y. Univ. L. Q. Rev. 1176-1181 (Dec.).

INTERNATIONAL LAW AND AFFAIRS

An approach to drafting an international commercial code and a *modus operandi* under present laws. (a) Fairfax Leary, Jr. and Theodore H. Husted, Jr. 49 Col. L. Rev. 1070-1099 (Dec.).

Extrinsic evidence in international law. (a) Hans Aufricht. 35 Corn. L. Q. 327-348 (Winter).

Sovereign immunity and Soviet State trading. (a) Bernard Fensterwald, Jr. 63 Harv. L. Rev. 614-642 (Feb.).

The need for the uniform commercial code in foreign trade. (a) Wilbert Ward and Morris S. Rosenthal. 63 Harv. L. Rev. 589-592 (Feb.).

JUDGMENTS

Extending collateral attack: an invitation to repetitious litigation. 59 Yale L. J. 345-353 (Jan.).

JURISPRUDENCE

Field theory and judicial logic. (a) Felix S. Cohen. 59 Yale L. J. 238-272 (Jan.).

Jurisprudence and metaphysics—a triangular correspondence. (a) Hessel E. Yntema. 59 Yale L. J. 273-287 (Jan.).

Natural law and natural rights. (a) Max Radin. 59 Yale L. J. 214-237 (Jan.).

JURY TRIAL

Disqualification of federal employees from jury service in cases involving "subversives." 49 Col. L. Rev. 1131-1137 (Dec.).

LABOR LAW

See also *Unemployment Compensation*.

Constitutional law—labor law—liberty of contract and anti-closed shop legislation. 23 So. Calif. L. Rev. 57-62 (Dec.).

Survey of New York law, 1948-1949. Labor law. (a) William Lewis Dennis. 24 N.Y. Univ. L. Q. Rev. 1100-1131 (Dec.).

The enforcement of labor arbitration agreements. (a) Charles O. Gregory and Richard M. Orlikoff. 17 Univ. Chi. L. Rev. 233-269 (Winter).

The fair labor standards amendments of 1949. (a) Raymond S. Smethurst and Reuben S. Haslam. 18 Geo. Wash. L. Rev. 127-159 (Feb.).

Union responsibility and the enforcement of collective bargaining agreements: a study of the background and application of section 301 of the labor management relations act of 1947. (a) Seymour Philip Kaye and Ernest G. Allen. 30 Bost. Univ. L. Rev. 1-30 (Jan.).

LANDLORD AND TENANT

See also *Torts*.

Survey of New York law, 1948-1949. Landlord and tenant. (a) Arad Riggs. 24 N.Y. Univ. L. Q. Rev. 1201-1214 (Dec.).

LEGAL AID

Legal assistance abroad. (a) Eric F. Schweinburg. 17 Univ. Chi. L. Rev. 270-293 (Winter).

The British legal aid and advice bill. 59 Yale L. J. 320-344 (Jan.).

LEGAL HISTORY

The privy council and private law in the Tudor and Stuart period: II. (a) John P. Dawson. 48 Mich. L. Rev. 627-656 (March).

LEGAL EDUCATION

Problems of the young lawyer. (a) Walter P. Armstrong, Jr. 38 Ky. L. J. 263-269 (Jan.).

LEGISLATION

An examination of the Minnesota factor's lien act. 34 Minn. L. Rev. 119-133 (Jan.).

The work of the 1949 California legislature. 23 So. Calif. L. Rev. 1-47 (Dec.).

LIBEL

Group libel. (a) Joseph Tanenhaus. 35 Corn. L. Q. 261-302 (Winter).

MORTGAGES

Survey of New York law, 1948-1949. Mortgages. (a) Godfrey E. Updike. 24 N.Y. Univ. L. Q. Rev. 1225-1228 (Dec.).

MUNICIPAL CORPORATIONS

Survey of New York law, 1948-1949. Public housing, planning and conservation. (a) Herman D. Hillman. 24 N.Y. Univ. L. Q. Rev. 1057-1061 (Dec.).

NEGLIGENCE

Impact of the risk theory on the law of negligence. 63 Harv. L. Rev. 671-680. (Feb.).

NEGOTIABLE INSTRUMENTS

Survey of New York law, 1948-1949. Banking and negotiable instruments. (a) Laurence P. Simpson. 24 N.Y. Univ. L. Q. Rev. 1154-1158 (Dec.).

NUISANCES

Equitable relief against nuisances. (a) William Q. deFuniak. 38 Ky. L. J. 223-235 (Jan.).

PARTNERSHIP

See *Agency*.

PATENTS

See also *Anti-trust Law*.

Dedication of unclaimed disclosure. 18 Geo. Wash. L. Rev. 226-240 (Feb.).

Supreme Court review of the court of customs and patent appeals. (a) Philip B. Kurland and Richard F. Wolfson. 18 Geo. Wash. L. Rev. 192-200 (Feb.).

PERSONAL PROPERTY

Survey of New York law, 1948-1949. Personal Property. (a) Elmer M. Million. 24 N.Y. Univ. L. Q. Rev. 1196-1200 (Dec.).

POLITICAL SCIENCE

Modern trends of the judicial concept of the relation between citizenship and the suffrage. (a) William David Stout. 38 Ky. L. J. 237-261 (Jan.).

Presidential timber: foreign born children of American parents. 35 Corn. L. Q. 357-366 (Winter).

Survey of New York law, 1948-1949. Local government. (a) William Miller. 24 N. Y. Univ. L. Q. Rev. 1039-1054 (Dec.).

The apportionment problem and the size of the House: a return to Webster. 35 Corn. L. Q. 367-389 (Winter).

PRACTICE AND PROCEDURE

See also *Verdicts*.

A novel system of criminal court calendar practice. (a) Samuel S. Leibowitz. 35 *Corn. L. Q.* 349-355 (Winter).

Procedure—pre-trial conference. 38 *Ky. L. J.* 302-316 (Jan.).

Survey of New York law, 1948-1949. Civil remedies and procedure. (a) Leonard S. Saxe and Herbert Peterfreund. 24 *N. Y. Univ. L. Q. Rev.* 1307-1328 (Dec.).

Trial preferences. 49 *Col. L. Rev.* 1137-1143 (Dec.).

PUBLIC HEALTH

The essentials of an adequate health program. 59 *Yale L. J.* 292-319 (Jan.).

PUBLIC UTILITIES

Survey of New York law, 1948-1949. Public utilities. (a) Frank H. Towsley. 24 *N. Y. Univ. L. Q. Rev.* 1055-1056 (Dec.).

REAL PROPERTY

Survey of New York law, 1948-1949. Real property. (a) Elmer M. Million. 24 *N. Y. Univ. L. Q. Rev.* 1185-1195 (Dec.).

RIGHTS IN LAND

See *Nuisances*.

SALES

Survey of New York law, 1948-1949. Sales. (a) Robert L. Klein. 24 *N. Y. Univ. L. Q. Rev.* 1159-1166 (Dec.).

The law of sales in the proposed uniform commercial code. (a) Samuel Williston. 63 *Harv. L. Rev.* 561-588 (Feb.).

The proposed new uniform sales act. (a) John Barker Waite. 48 *Mich. L. Rev.* 603-626 (March).

SPECIFIC PERFORMANCE

Limitations on the availability of specific performance. 17 *Univ. Chi. L. Rev.* 409-421 (Winter).

TAXATION

Dividends in kind: their tax aspects. (a) Leonard Raum. 63 *Harv. L. Rev.* 593-613 (Feb.).

Stockholder realization of corporate earnings and the income tax. 17 *Univ. Chi. L. Rev.* 338-357 (Winter).

Survey of New York law, 1948-1949. State and local taxation. (a) Jerome R. Hellerstein. 24 *N. Y. Univ. L. Q. Rev.* 1073-1090 (Dec.).

Taxation—estate and gift taxes—reciprocal trust—mitigating features of the technical changes act of 1949. 48 *Mich. L. Rev.* 688-689 (March).

Taxation—technical changes act of 1949—"possession or enjoyment" clause of I.R.C. 811(c). 48 *Mich. L. Rev.* 666-687 (March).

The function of constitutional provisions requiring uniformity in taxation. (a) William L. Matthews, Jr. 38 *Ky. L. J.* 187-205 (Jan.). [Second of four articles: first appeared in Nov. 1949 issue].

TORTS

See also *Negligence*.

Airline tariff provisions as a bar to actions for personal injuries. (a) James C. McKay. 18 *Geo. Wash. L. Rev.* 160-191 (Feb.).

Proximate cause in Minnesota. (a) Clarence Morris. 34 *Minn. L. Rev.* 185-209 (Feb.).

Res ipsa loquitur: tabula in naufragio. 63 *Harv. L. Rev.* 643-648 (Feb.).

Survey of New York law, 1948-1949. Torts. (a) Paul D. Kaufman. 24 *N. Y. Univ. L. Q. Rev.* 1277-1287 (Dec.).

Torts—liability of a landlord for injuries to persons on the premises—covenant to repair—effect of repairs made under such covenant subsequent to an injury caused by defect repaired. 48 *Mich. L. Rev.* 689-698 (March).

TRIALS

See *Practice and Procedure*.

TRUSTS AND ESTATES

Survey of New York law, 1948-1949. Trusts. (a) Russell D. Niles. 24 *N. Y. Univ. L. Q. Rev.* 1229-1243 (Dec.).

Survey of New York law, 1948-1949. The law of succession. (a) Thomas E. Atkinson. 24 *N. Y. Univ. L. Q. Rev.* 1244-1262 (Dec.).

UNEMPLOYMENT COMPENSATION

Unemployment benefits and the "labor dispute" disqualification. (a) Milton I. Shadur. 17 *Univ. Chi. L. Rev.* 294-337 (Winter).

VERDICTS

See also *Federal Procedure*.

Origin and development of the directed verdict. (a) William Wirt Blume. 48 *Mich. L. Rev.* 555-590 (March).

WORKMEN'S COMPENSATION

Survey of New York law, 1948-1949. The law of workmen's compensation 1948-1949. (a) John V. Thornton. 24 *N. Y. Univ. L. Q. Rev.* 1295-1303 (Dec.).