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# ASLH NEWSLETTER

AMERICAN SOCIETY FOR LEGAL HISTORY

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Robert J. Haws  
Michael de L. Landon, Editors  
Department of History  
University, MS 38677

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## NEWS OF THE SOCIETY

### A Word from Milton Klein

I am deeply appreciative of the honor conferred by the membership in selecting me as president, and I pledge to serve the Society in the tradition set by my predecessors. I suppose what differentiates our organization from other professional groups is an informality that stems from a relatively small size and the opportunity this, in turn, provides for the members to get to know one another. In this spirit, I ask that any of you who have suggestions to make for the betterment of the Society communicate directly with me. I promise a reply, if not always a resolution of every problem.

### Membership

The Society is always eager to welcome new members who are interested in the area of legal history. Membership applications should be sent to: Professor Paul Finkelman, Department of History, University of Texas, Austin, TX 78712. Membership dues are \$13.00 (regular) and \$7.00 student. There are also life memberships and sustaining memberships.

The Society welcomes as two new members: Francis K. Decker, Jr. Esq. (sustaining) and Robert H. Stanley of Charlottesville, Virginia (student).

### New Fellow

Last November President Stan Katz received a letter from Stephan

Kuttner accepting with pleasure the Society's election of him as a Fellow at the 1979 annual meeting.

Born in Bonn, Germany, in 1907, Professor Kuttner received the degree of JUD from the University of Berlin in 1930. He served on the staff of the University of Berlin School of Law from 1929 to 1933, and then as a research assistant at the Vatican Library from 1934 to 1940. In 1940 he came to the United States as a visiting professor of canon law at the Catholic University of America in Washington, D. C. Two years later he became a regular member of the faculty at Catholic University where he remained until 1964 when he went to Yale as T. L. Riggs professor of Roman Catholic studies. In 1970 he was appointed Professor of Law and Director of the Robbins Collection of Canon Law at the University of California (Berkeley). He holds honorary degrees from Bologna, Louvain, Cambridge, Paris, Salamanca and several other universities. The introduction to Law, Church and Society: Essays in Honor of Stephan Kuttner states in part:

When Stephan Kuttner came to this country there were few scholars in American universities working with medieval canon law. In large part due to his enthusiasm and vigor during more than three decades, this has changed. He was the co-founder of Traditio in 1943, and in 1955 established the Institute of Medieval Canon Law, a research center that would foster and coordinate the study of canon law and encourage the edition of texts. His labor also is visible in the Bulletin of Medieval Canon Law (from 1955 to 1970 part of Traditio, and now a separate journal), in the volumes of the Monumenta iuris canonici, and in the proceedings of several international congresses on medieval canon law, two of which met in North America (Boston, 1964; Toronto, 1972). He is a member of numerous learned societies, and in 1974-75 served as president of the Mediaeval Academy of America.

Stephan Kuttner's contribution to American letters can be measured, in one sense, by his publications and scholarly activities, but his life and career have other dimensions which cannot be quantified. His greatest talent is the scrupulous precision which he demands in his own work and which he can draw out of others. He is a superb textual scholar, and combines this facility with an uncanny grasp of the mechanisms by which the Church in the Middle Ages operated. As perhaps no one in modern times, he knows the sources of the Latin Church's constitutional history from the Patristic age through the Council of Trent and even beyond. To his students in Washington, New Haven, and Berkeley, and to the many others who have sought his assistance, Stephan Kuttner has opened new channels into the life and thought of the medieval world. The student or stranger who approaches him for guidance leaves with a solution and a friend.

#### Committee on Documentary Preservation

The Executive Board has approved the creation of a small budget

line (\$100) for the Committee on Documentary Preservation under the leadership of Susan Grigg (Yale). The Committee has several projects under way, but perhaps the most important is an attempt to work out a protocol for the guidance of law firms in opening their archives to historical scholars. This is being produced by Robert Williams, Esq. of the Boston Bar in conjunction with the Committee. Another activity of the Committee is to apply to the NEH for a grant to hold a conference at the University of Massachusetts-Boston in October, 1980 to explore the recent report of the Judicial Records Committee of the Supreme Judicial Court of Massachusetts on the selective retention of superior court records, 1859-1959. The object of the conference will be to critique the Massachusetts report, and to explore its applicability in other jurisdictions.

### 1980 Annual Meeting

The meeting this year will be held in Philadelphia, October 24-25, at the Barclay Hotel. Kermit L. Hall (Wayne State), chairman of the program committee has announced the following program:

#### 1. LAW & JURISPRUDENCE DURING THE PROGRESSIVE ERA

CHAIR: Robert Jerome Glennon, Wayne State University  
Law School

Progressive Jurisprudence in the West: The Washington Supreme Court, Labor Law, and the Problem of Industrial Accidents  
Joseph F. Tripp, The Citadel

The United States Supreme Court and Industrial Accident Law, 1888-1919

John Semonche, University of North Carolina,  
Chapel Hill

COMMENT: John R. Wunder, Texas Tech University

#### 2. ANTEBELLUM COMMERCIAL LAW: CIVIL LAW AND COMMON LAW APPROACHES TO SECURED TRANSACTIONS

CHAIR: David J. Bodenhamer, University of Southern  
Mississippi

##### Civil Law Approaches

Richard Kilbourne, Jr., Paul W. Hebert Law  
Center, Louisiana State University

##### Common Law Approaches

Tony A. Freyer, University of Arkansas, Little  
Rock

COMMENT: Harold R. Weinberg, College of Law, University  
of Kentucky

4.

3. A RADICAL PERSPECTIVE ON THE HISTORY OF AMERICAN LABOR LAW SINCE WORLD WAR II

CHAIR: Wythe Holt, The University of Alabama Law School

Labor Law as Ideology: The Supreme Court and The NLRB After World War II

Karl Klare, Northeastern University Law School

Government Without Rights: The Labor Law Vision of Archibald Cox and David Feller

Staughton Lynd, Attorney, Toledo, Ohio

COMMENT: Melvyn Dubofsky, State University of New York at Binghamton  
Duncan Kennedy, Harvard Law School

4. IS THE STUDY OF CONSTITUTIONAL HISTORY AND PUBLIC LAW DEAD?

CHAIR: Stanley I. Kutler, University of Wisconsin, Madison

Complementary Themes in Two Modes: Constitutional History and the New Legal History

Harry Scheiber, University of California, San Diego

American Constitutional Law: Dismal Backwater or Exciting New Directions?

John R. Schmidhauser, University of Southern California

COMMENT: Paul L. Murphy, University of Minnesota  
J. Woodford Howard, Jr., The Johns Hopkins University

5. LEGAL ASPECTS OF WARFARE IN THE ANCIENT NEAR EAST

CHAIR: Open

Legal Aspects of Warfare in Ancient Israel

Leonard Greenspoon, Clemson University

Legal Aspects of Warfare in Ancient Mesopotamia

Victor Matthews, Brandeis University

COMMENT: Open

6. THE ENGLISH JUDICIARY IN THE SIXTEENTH AND EIGHTEENTH CENTURIES

CHAIR: Joseph McKnight, Southern Methodist University School of Law

6. THE ENGLISH JUDICIARY IN THE SIXTEENTH AND EIGHTEENTH CENTURIES (Continued)

The Jurisprudence of Lord Mansfield

Kenneth M. Holland, University of Wisconsin,  
Madison

Sir Antony Fitzherbert in Historical Perspective

Frederick L. Boersma, Wayne State University

COMMENT: Michael de L. Landon, University of Mississippi

7. AFRO-AMERICAN SLAVERY AND JUDICIAL ADAPTATION

CHAIR: Jo Ann Manfra, Worcester Polytechnic Institute

Adaptation of Eighteenth Century African Judicial Systems to the Atlantic Slave Trade

Susan H. Broadhead, University of Louisville

Adaptation of Afro-American Slaves to the Anglo-American Judiciary

Philip Schwarz, Virginia Commonwealth University

COMMENT: Daniel Littlefield, Louisiana State University

8. ENGLISH LOCAL COURTS

CHAIR: J. A. Raftis, Pontifical Institute of Mediaeval Studies, Toronto, Canada

Mediaeval Labor Relations in Town and Country

Elaine Clark, University of Michigan

Tudor Manor Courts and Community Interests

Marjorie McIntosh, University of Colorado

COMMENTS: John Beckerman, Haverford College

9. PANEL DISCUSSION: ISSUES AND PROSPECTS FOR NINETEENTH CENTURY LEGAL AND ECONOMIC HISTORY

CHAIR: Harold Hyman, Rice University

DISCUSSANTS: Mark Tushnet, University of Wisconsin Law School

Charles McCurdy, University of Virginia

Stuart Bruchey, Columbia University

6.

10. PRINCIPAL SPEAKER:

The Trial Balloon: Aspects of Litigation in American History  
Lawrence M. Friedman, Stanford Law School

11. BRIEF COMMUNICATIONS:

All sessions will meet at 9:00 p.m., Friday, October 24.

1. CRIMINAL LAW ROUND TABLE

CHAIR: David H. Flaherty, The University of Western Ontario  
Kathryn Preyer, Wellesley College  
Donna J. Spindel, Marshall University  
Tom Green, University of Michigan Law School  
And all other persons interested in the field.

2. SLAVERY, LAW, AND THE LEGAL PROFESSION

CHAIR: James W. Ely, Jr., Vanderbilt University Law School  
Salmon Chase and the Anti-Slavery Bar  
Paul Finkelman, University of Texas, Austin  
Free Blacks and the Use of Law in Antebellum America  
Juliet E. K. Walker, University of Illinois at Urbana

3. MEDIEVAL AND EARLY MODERN LEGAL HISTORY

CHAIR: John Orth, University of North Carolina Law School  
Jews in the Medieval Canonical Courts  
Francis R. Czerwinski, State University of New York College at Cortland  
Maffeo Vegio and the Beginnings of Juridical Humanism  
W. Keith Percival, University of Kansas

4. MODERN ENGLISH LEGAL HISTORY

CHAIR: Sue Sheridan Walker, Northeastern Illinois University

4. MODERN ENGLISH LEGAL HISTORY (Continued)

Lord Mansfield's Trial Notebooks and Autograph Opinions  
James C. Oldham, Georgetown University Law School

In Search of the Substantive Criminal Law: The Queen v. Saunders and Archer  
Lloyd Bonfield, Trinity College, Cambridge University

NEWS NOTESWomen in Legal History

A Society for the Study of Women in Legal History is currently being formed. Anyone interested in being on the mailing list to receive notices of meetings, conventions, etc. may send name, mailing address, and phone number to: Women in Legal History, Professor Nancy S. Erickson, New York Law School, 57 Worth Street, New York, New York 10013.

Anyone who would like to discuss the purposes of the organization or would like to take an active role in the organization may contact Professor Erickson at (212) 966-3500.

Manuscripts are welcomed for presentation at the society's first convention, which is being planned for the fall of 1980.

Databases of Interest to Legal Historians

Susan R. Falb of the Machine-Readable Archives Division of the National Archives and Records Service reports that her office has available the following machine-readable files that might be of particular use to legal historians:

The President's Commission on Campus Unrest  
Attitudes on Drug Use and Abuse  
National Drug Enforcement Study  
National Commission on the Causes and Prevention of Violence  
(3 files)  
Individual Tax Model File  
Corporation Income Tax Returns  
Vietnam War Records (Population, Land-based data, Sea-based data, Cambodian Incidents)  
1967 Survey of Economic Opportunity  
Institutional Investors Study  
Estate and Gift Tax File  
American Gambling Attitudes and Behavior  
Elementary and Secondary School Civil Rights Surveys  
Equal Employment Opportunity Surveys

Safe School Study Data  
Case Decisions of Presidential Clemency Board, 1975  
Social Indicators of Equality for Minorities and Women

For more information write to: Reference Section, Machine-Readable Archives Division (NNR), National Archives and Records Service, Washington, D. C. 20408. Telephone: (202) 724-1080.

#### Essays in the History of Canadian Law

David H. Flaherty (Western Ontario) announces that the Osgoode Society, which was incorporated in 1979 to promote the legal history of Canada (with primary reference to Ontario), has recently approved his proposal to edit and publish two volumes of essays on legal history under the above working title. The plan is to have the first volume or original essays ready for submission to the publisher by the end of 1980 and the second volume in similar form by the end of 1981. It is expected that the volumes will be published by a leading Canadian scholarly publisher and will be sold both to the general public and to members of the Osgoode Society.

Contributions are invited from individuals with a scholarly interest in the development of Canadian legal history. Priority will be accorded to persons already working in the field and to those who give promise of making a continuing contribution to the subject in future. Preference will also be given to legal as opposed to constitutional history. It is anticipated that most of the essays in these pioneering volumes will have Ontario (Upper Canada) as their central focus, although articles of high quality dealing in part with other jurisdictions are not excluded. The Ontario emphasis reflects the model furnished by Professor Willard Hurst and his associates in using the experience of the state of Wisconsin as a vehicle for beginning to understand American legal history generally.

The plan for each volume is to have a maximum of ten contributors with an average article of between forty and fifty pages in typescript (double-spaced), including footnotes. Potential contributors are invited to discuss the topic of their proposed essay with the editor before submission. No guarantees of publication will be given in advance, and acceptance will be in the hands of the editor. In lieu of royalties contributors will be paid \$1,000 per essay, plus a maximum of \$500 as reimbursement for research costs.

Potential contributors to the first or second volumes of essays may also be invited to a one-day conference on Canadian legal history to be held at Osgoode Hall, Toronto on Saturday, May 31, 1980. This seminar meeting will focus on: approaches to the writing of Canadian legal history; a critical review of the articles of Professor R. C. B. Risk; the various plans of the Osgoode Society; and brief reports on the research interests of participants. Expenses will be paid for those attending from outside Toronto.



It is hoped that the following topics concerning Canadian and/or Ontario legal history will be among those treated on an historical basis in the proposed volumes: law reform; law and the economy; the legal profession; legal education; the judiciary; criminal justice; contracts; property; torts; and family law. It would also be desirable to include essays bibliographical in character or assessing archival resources.

Although the proposed volumes are intended to illustrate the wide possibilities of research and writing on Canadian legal history, an effort must be made to make the contents as coherent and as much in the mainstream as possible. Submissions on obscure issues and those that are not relatively central to Canadian legal experience will be discouraged. The introduction to the first volume will set out some of the most important themes in the study of Canadian legal history. Contributors to the several volumes will be encouraged to respond as much as possible to major thematic thrusts; an essay that does not touch on such major themes is unlikely to be included in the first place.

Correspondence about submissions should be sent to: David H. Flaherty, Department of History, University of Western Ontario, London, Canada, N6A 5C2. Telephone: (519) 679-2800/3645.

General information about the Osgoode Society may be obtained from Professor Peter Oliver, Osgoode Society, Osgoode Hall, 130 Queen Street West, Toronto, Ontario M5H 2N6.

#### The International Association of the History of Law and Institutions

The Association, with which the ASLH is affiliated, will meet in Bucharest, Romania, in conjunction with the 15th International Congress of the Historical Sciences, August 10-17, 1980. The subject of the Association's session, to be held on August 10 or 11, will be "Law and Religion: The Case of Marriage." Papers will be presented by Jean Gaudemet, University of Paris, on "Marriage in Western Europe in the Middle Ages"; Mohamed El-Shakankari, University of Cairo/Paris, "Marriage in the Islamic World"; Helmut Coing, University of Frankfurt on Main, "The Conflict between Canon and Civil Marriage Law in Germany in the Nineteenth Century"; and Eyi Engusa Yangasa, University of Zaire, "African Marriage, Yesterday and Today: A Contribution to the Study of the Evolution of Traditional Marriage in a Region of Central Africa."

Persons interested in attending and securing a summary of the papers may write directly to Professor Robert Feenstra, Secretary-General, International Association of the History of Law and Institutions, University of Leyden, Van Slingelandtlaan, 2334 CA Leiden (Pays-Bas), The Netherlands. For general information about the Congress, write to Organizing Committee of the 15th International Congress of the Historical Sciences, P. O. Box 1-498, Bucharest 70100, Socialist Republic of Romania. The meetings will take place at Bucharest Uni-

versity, the Congress Palace, and the Romanian Athaeneum. Participants are required to register by May 1. Professor Gordon A. Craig, of Stanford University, is one of the two vice presidents of the 15th Congress.

Milton Klein would appreciate being advised of any ASLH members who plan to attend the meetings of the International Association. Write him at the Department of History, University of Tennessee, Knoxville, TN 37916.

#### NEWS OF MEMBERS

Supreme Court Justice William J. Brennan, Jr., a member of the Journal advisory board, was recently presented with NYU's Medal for his service to the judiciary and the legal profession.

Judge Jack P. Etheridge of Atlanta has been named a fellow of the Harvard Law School and began his tenure there in January.

On the occasion of his 75th birthday last July 14, Erwin N. Griswold was honored by the renaming of the Faculty Office Building at Harvard University "Griswold Hall."

Robert B. Stevens (Haverford) delivered a series of three lectures entitled "The Valparaiso Experience in the Context of American Legal Education" at Valparaiso University, Indiana, last October 3-5 as part of the observation of their Law School's centennial.

Morris S. Arnold has been appointed executive assistant to the President of the University of Pennsylvania.

Earl F. Murphy (Ohio State) is a visiting faculty member at the University of Arizona Law School this semester.

#### RESEARCH NEWS

##### PRO Search Rooms in London

There is a plan being contemplated to close the Search Rooms at Chancery Lane in London and for the next three years to require researchers to work at a facility located at Kew on the western outskirts of the city. This will mean a three-day waiting period to obtain materials which will continue to be stored at Chancery Lane. President Klein has written a letter to the Lord Chancellor on behalf of the Society urging reconsideration. Some members may wish, however, to write letters of their own which should be addressed to: The Rt. Hon. The Lord Chancellor, House of Lords, London, S. W. 1, England. Since the proposed change is intended as an economy move, it has been suggested that those interested might offer to pay for Reader's Tickets in future.

## University of Virginia Law Archives

Marsha T. Rogers, archivist at the University of Virginia Law Library reports:

The University of Virginia Law Library began two years ago to establish an archives and manuscript program, and the following collections are now open to researchers: personal files and official records of the International Military Tribunal of the Far East (1946-48) donated by Frank S. Tavenner, Jr., who was with the Prosecution Section and G. Carrington Williams with the Defense Section; the papers (1902-1963) of Armistead Mason Dobie, law professor, dean and Federal judge for the Fourth Circuit, 1940-1956; the diaries and correspondence (1901-1947) of Garrard Glenn, corporate lawyer, legal scholar and professor; the papers (1920-1976) of A. J. G. Priest, public utilities lawyer and law professor; the papers (1920-1965) of Frederick D. G. Ribble, constitutional law professor and University of Virginia law school dean. Inquiries should be addressed to the Archivist, Marsha Trimble Rogers, University of Virginia Law Library, Charlottesville, VA 22901.

## The English Judiciary, 1689-1730

Mr. Richard Pearce reports from St. John's College, Cambridge, England, that he is doing research there under David Yale on the topic: "The English Judiciary after the Glorious Revolution--a study in politics, society, and the law, 1689-c.1730."

## Legal History Fellowships

From the AALS Research Bulletin:

The American Bar Foundation has awarded four legal History Fellowships for 1979-1980. These awards are made annually to encourage original research in English and American legal history. Law school graduates, holders of Ph.D. degrees, and doctoral candidates in history and related subjects are eligible for grants under the legal history fellowship program.

Gordon M. Bakken, professor of history at California State University, Fullerton, received a fellowship to prepare a legal history of California from 1850 to 1890.

David Cohen, an assistant professor in the Department of Rhetoric at the University of California, Berkeley, is a Ph.D. candidate in Ancient History at Cambridge University. His fellowship will support his doctoral research, which concerns the development of criminal law in ancient Greece.

Paul Finkelman, of the University of Texas, plans to use his fellowship for a study of the Fugitive Slave Clause of the U. S. Constitution and the statutes of 1793 and 1850 that supported it.

Mark V. Tushnet, an associate professor at the University of Wisconsin Law School, will examine the legal strategy of the NAACP in challenging school segregation.

RECENT PUBLICATIONS OF INTEREST

- P. S. Atiyah, The Rise and Fall of Freedom of Contract, (Oxford: Clarendon Press, 1979).
- David J. Bodenhamer, "Law and Disorder on the Early Frontier: Marion County, Indiana, 1823-1850," Western Historical Quarterly, 10 (July, 1979).
- John Brewer and John Styles, (eds.), An Ungovernable People? The English and Their Law in the Seventeenth and Eighteenth Centuries, (New Brunswick, NJ: Rutgers University Press, 1979).
- Desmond H. Brown, "Historical Perspectives on the Statute of Uses," Manitoba Law Journal 9 (1979), 409-433.
- \_\_\_\_\_, "Unpredictable and Uncertain: Criminal Law in the Canadian North West Before 1886," Alberta Law Review, 17 (1979), 497-512.
- Daniel R. Coquillette, "Mosses from an Old Manse: Another Look at Some Historic Property Cases about the Environment," Cornell Law Review, 46 (June, 1979), 761-821.
- Joseph W. Dellapenna, "The History of Abortion: Technology, Morality and Law," University of Pittsburgh Law Review, 46 (Spring, 1979), 359-428.
- Frank L. Dewey, "New Light on the General Court of Colonial Virginia," William & Mary Law Review, 21 (Fall, 1979), 1-14.
- James W. Ely, Jr., "Law in a Republican Society: Continuity and Change in the Legal System of Postrevolutionary America," in Richard A. Preston, ed., Perspectives on Revolution and Evolution, (Durham, N. C., 1979), 46-65.
- \_\_\_\_\_, "The Legal Practice of Andrew Jackson," Tennessee Historical Quarterly, 38 (Winter, 1979), 421-435.
- Walter Erlich, They Have No Rights: Dred Scott's Struggle for Freedom, (Westport, Conn.: Greenwood Press, 1979).

- Trowbridge H. Ford, "Peterloo: The Legal Background," The Durham University Journal, (1979).
- Tony A. Freyer, "The Federal Courts, Localism, and the National Economy, 1865-1900," Business History Review, 53 (Autumn, 1979), 343-363.
- Carl Gersuny, "New England Mill Casualties: 1890-1910," New England Quarterly, 52 (December, 1979), 467-482.
- John Gilissen, Introduction Historique au Droit: Esquisse D'une Histoire Universelle. Les Sources du Droit depuis le XIII<sup>e</sup> Siecle. Elements d'Histoire du Droit Prive, (Bruxelles: Etablissements Emile Bruylant, 1979).
- Frederic Grant, Jr., "Merchants, Lawyers, and the China Trade of Boston," Boston Bar Journal, 23 (September, 1979), 5-16.
- Hendrik Hartog, "Because All the World was not New York City: Governance, Property Rights and the State in the Changing Definition of a Corporation, 1730-1860," Buffalo Law Review, 28 (Winter, 1979), 91-110.
- Edmund Heward, A Life of Lord Mansfield, (Little London, Chichester, Sussex: Barry Rose, Ltd., 1979). Available from Fred B. Rothman Co. in the United States and Carswell Co., Ltd., in Canada.
- Peter C. Hoffer and N. E. H. Hull, "Power and Precedent in the Creation of an American Impeachment Tradition: The Eighteenth Century Colonial Record," William and Mary Quarterly, 36 (January, 1979).
- David P. Jordan, The King's Trial: Louis XVI vs. the French Revolution, (Berkeley: University of California Press, 1979).
- David Langum, "Expatriate Domestic Relations Law in Mexican California," Pepperdine Law Review, 7 (Fall, 1979), 41-66.
- Gary D. Libecap, "Government Support of Private Claims to Public Minerals: Western Mineral Rights," Business History Review, 53 (Autumn, 1979), 364-385.
- Charles W. McCurdy, "The Knight Sugar Decision of 1895 and the Modernization of American Corporation Law, 1869-1903," Business History Review, 53 (Autumn, 1979), 304-342.
- William G. McGovern, "Forfeiture, Inequality of Bargaining Power, and the Availability of Credit: An Historical Perspective," Northwestern Law Review, 74 (1979), 141-165.
- Eric Monkonen, "Systematic Criminal Justice History: Some Suggestions," Journal of Interdisciplinary History, 9 (Winter, 1979).
- Paul Murphy, World War I and the Origin of Civil Liberties in the United States, (New York: W. W. Norton Co., 1979).

- Nunzio Pernicone, "Carlo Tresca and the Sacco-Vanzetti Case," Journal of American History, 66 (December, 1979), 535-547.
- Sir Leon Radzinowicz and Roger Hood, "Judicial Discretion and Sentencing Standards: Victorian Attempts to Solve a Perennial Problem," Univ. of Pennsylvania Law Review, 127 (1979), 1288-1349.
- A. W. B. Simpson, "The Horwitz Thesis and the History of Contracts," Univ. of Chicago Law Review, 46 (Spring, 1979), 533-601.
- Don C. Skemer, "The Institutio legalis and Legal Education in New Jersey," New Jersey History, 96 (Autumn-Winter, 1978).
- Marcia J. Speziale, "The Turn of the Twentieth Century as the Dawn of Contract 'Interpretation': Reflections in Theories of Impossibility," Duquesne Law Review, 17 (Nos. 3-4, 1978-79), 555-590.
- Peter Stein, "Adam Smith's Jurisprudence--Between Morality and Economics," Cornell Law Review, 64 (April, 1979), 621-638.
- G. Edward White, Tort Law in America: An Intellectual History, (New York: Oxford University Press, 1980).
- Harold D. Woodman, "Post-Civil War Southern Agriculture and the Law," Agricultural History, 53 (January, 1979).
- Ronald C. Woolsey, "Crime and Punishment: Los Angeles County, 1850-1856," Southern California Quarterly, 41 (Spring, 1979).
- Jamil S. Zainaldin, "The Emergence of a Modern American Family Law: Child Custody, Adoption, and the Courts, 1796-1851," Northwestern Law Review, 73 (February, 1979), 1038-1089.

## Results of Election

As you have already been notified, the following members have been elected:

Officers, 1980-81:

Milton M. Klein, President, Professor, Department of History, University of Tennessee. He received his bachelor's and master's degrees from the City College of New York and his doctorate from Columbia. He spent a year at the University of Canterbury, Christchurch, New Zealand. He has written The Politics of Diversity (1974) and New York in the American Revolution (1974) as well as several articles on the legal history of New York.

Morris S. Arnold, Vice President, Vice President-Director of the Office of the President and Professor of Law and History at the University of Pennsylvania. He holds a B.S.E.E. and LL.B. from the University of Arkansas and an LL.M. and S.J.D. from Harvard Law School. He teaches and writes in English and American legal history, the bulk of his writing being concerned with medieval England.

Henry J. Bourguignon, Secretary, Professor, University of Toledo College of Law. He received bachelor's and master's degrees from Loyola University (Chicago) and a Ph.D. and J.D. from Michigan. He has written The First Federal Court (1977) as well as articles on the history of International Law and on the second Justice Harlan.

James W. Ely, Jr., Treasurer, Professor at Vanderbilt Law School. He received an A.B. from Princeton, a LL.B. from Harvard and a Ph.D. from Virginia. He is author of The Crisis of Conservative Virginia and has written articles dealing with legal history, most recently dealing with the legal practice of Andrew Jackson.

Members of the Board, 1980-1983: (Their vitae were included in the last issue of the Newsletter.)

R.H. Helmholz, Washington University School of Law  
 Harold M. Hyman, Department of History, Rice University  
 Stephen B. Presser, Northwestern University Law School  
 Donald W. Sutherland, Department of History, University of Iowa  
 Mary K. Bonsteel Tachau, Department of History, University of Louisville

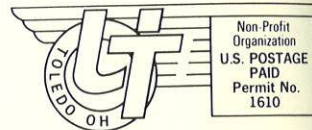
Change of Address

The ASLH is composed of a mobile group of people. Consequently, each time a piece of mail goes out to the membership, we receive a number back marked by the U.S. Post Office "Undeliverable as addressed" or "Addressee Moved, No Forwarding Address."

When you move, PLEASE notify the Secretary so that you will receive all the mailings, including the Journal and the Newsletter, that the Society sends to you. Thank you.

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Prof. Henry J. Bourguignon  
Secretary, ASLH  
The University of Toledo  
College of Law  
Toledo, OH 43606



ADDRESS CORRECTION REQUESTED

University of Washington  
Condon Hall JB-20  
1100 N.E. Campus Parkway  
Seattle, WA 98195