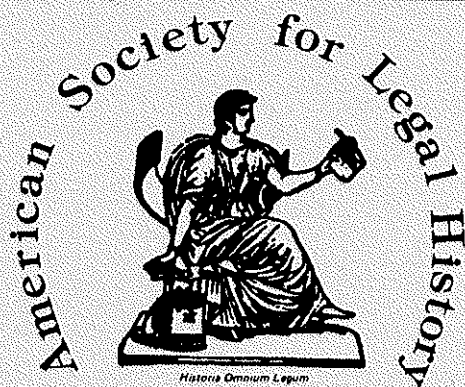


# ASLH NEWSLETTER



PERIODICALS

SEP 14 1989

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TABLE OF CONTENTS

NEWS OF THE SOCIETY . . . . .	2
Annual Meeting . . . . .	2
1990 Annual Meeting . . . . .	2
A Proposal From the Treasurer and Secretary . . . . .	2
Nominating Committee Amendment Approved . . . . .	3
Election of New Officers and Directors . . . . .	4
Outgoing President and Directors . . . . .	13
Where Are We? . . . . .	14
ANNUAL MEETING SESSIONS . . . . .	15
Breakfast Session on Teaching About Women In Legal History . . . . .	15
"Deference and Defiance In Prerevolutionary Virginia" . . . . .	16
"War, Politics and Federal Tax Policy" . . . . .	16
Plenary Session . . . . .	17
NEWS OF MEMBERS . . . . .	17
NEWS NOTES . . . . .	18
National Archives . . . . .	18
Race and Ethnic Relations Series . . . . .	19
Greek Legal History Publications . . . . .	19
Legal Papers of Abraham Lincoln . . . . .	20
Société Jean Bodin . . . . .	20
International Law Students Association . . . . .	21
Supreme Court Historical Society Prizes . . . . .	22
Local Historic Preservation Leaflets . . . . .	22
Legal Bibliography of the British Commonwealth . . . . .	22
JOB OPENING . . . . .	23
American Bar Foundation . . . . .	23
GRANTS AND FELLOWSHIPS . . . . .	24
Columbia Society of Fellows in the Humanities . . . . .	24
Woodrow Wilson Fellowships . . . . .	24
National Humanities Center Fellowships . . . . .	25
Fulbright Grants . . . . .	26
NEH Reference Materials Awards . . . . .	27
Judicial Fellows Program, 1990-91 . . . . .	27
American Philosophical Society Grants . . . . .	27
ACLS Grants . . . . .	28
Scholarly Communication with China . . . . .	28
American Antiquarian Society Fellowships . . . . .	30
An Opportunity for Research in France . . . . .	30
THE SUPREME COURT'S HOLY BATTLES . . . . .	31
UNC PRESS DISCOUNTS . . . . .	32
OTHER RECENT PUBLICATIONS OF INTEREST . . . . .	33
OBITUARY . . . . .	39

## NEWS OF THE SOCIETY

### Annual Meeting, 1989

Thursday, October 19, through Saturday, October 21, at the luxurious MIYAKO Hotel in fabulous San Francisco, California. Details regarding rooms available and our "Official Airline" arrangement with UNITED AIRLINES were provided in last Winter's issue of the NEWSLETTER (p.4).

Full details concerning pre-registration for the Meeting, airline and hotel reservations, and a draft copy of the Meeting Program are being mailed out to members this month in a separate mailing. If you do not receive them, or need further information on any point, please contact either the Secretary (Tel: 601-232-7148) or Local Arrangements Chairman, Jordan D. Luttrell (Tel: 415-255-6400). The Program Chairman for the Meeting is Michael Grossberg, History Department, Case Western Reserve University, Cleveland, Ohio (Tel: 216-368-2623).

### 1990 Annual Meeting

The 1990 meeting will be held in Chicago on October 18-20. The Local Arrangements Committee has selected the Hotel Intercontinental/Forum as the meeting headquarters. Room rates are \$99.00/night single or double occupancy. The newly constructed hotel is at 500 North Michigan Avenue (just north of the Chicago river and across from the Wrigley building). The Local Arrangements Chairman is Rayman L. Solomon, Northwestern University School of Law, 357 East Chicago Avenue, Chicago, Illinois, 60611-3069 (Tel: 312-908-8520). The Program Chairman is David Konig, Department of History, Washington University, St. Louis, Missouri 63130 (Tel: 314-889-5450).

### A Proposal from the Treasurer and Secretary

Some recent developments suggest to us that administration of the Society's business affairs would be best handled in the future by combining our two, presently separate, offices. One is that the Society's new arrangement with the University of Illinois Press has relieved the Secretary of responsibility for handling most of the business aspects of marketing LAW AND HISTORY REVIEW, and also for sending out first and second dues notices each year. At the same time it has freed the Treasurer from having to process dues payments and update membership lists. Another is that by providing part-time office help for the Secretary the Society has made it possible for him to catch-up on a records backlog that had existed for some time, and even to reassume responsibility for certain secretarial chores which the Treasurer in recent years had to take

over. Combining our two offices would not only make the most efficient use of the part-time help but would also save money presently spent on mail and telephone communication between us and on the presently unavoidable duplication of some records.

A number of learned Societies of our size already combine the two offices, of course, and conversations with their officers suggest that they find the arrangement totally satisfactory. And, unless and until the Society experiences a very considerable increase in membership, provided that part-time office help continues to be made available by the Society, the office of Secretary-Treasurer should still be fillable on an elected-voluntary basis.

Because of the above considerations, at the annual meeting of the Board of Directors in San Francisco we plan to propose the following amendment to the Society's By-Laws:

Amend the first sentence of Article II, section 5 (which presently reads: The officers are president, vice-president, secretary and treasurer, elected biennially by a majority vote of the members voting.") to read: "The officers are president, vice-president and secretary-treasurer, elected biennially by a majority vote of the members voting."

If the proposed amendment is approved by the Directors it will (in accordance with Article V, section 8 of the By-Laws) be submitted to a vote of the entire membership by means of a postal ballot included in the Winter, 1990 NEWSLETTER.

CRAIG JOYCE (Treasurer, 1985-89)

MICHAEL LANDON (Secretary, 1987-89)

### Nominating Committee Amendment Approved

Last Winter's NEWSLETTER included a ballot on the amendment to the By-Laws, proposed by the Openness Committee and approved by the Board of Directors at last year's meeting in Charleston--whereby, beginning in 1990, members of the Nominating Committee would be elected by the membership instead of being appointed by the President. Ninety-six ballots were returned and the vote was: for the amendment-84, against-10, undecided-2.

The proposed amendment, therefore, is now in effect, and is reflected in the report of this year's Nominating Committee.

### Election of New Officers and Directors

This year we elect the four officers of the Society for two-year terms five members of the Board of Directors for three-year terms and five members of the Nominating Committee for staggered terms. This year's Nominating Committee (Rayman L. Solomon, chair; Maeva Marcus; and Elizabeth B. Clark) have recommended the candidates listed below for each position:

#### **Officers:**

**President:** Lawrence M. Friedman

Lawrence M. Friedman is Marion Rice Kirkwood Professor of Law at Stanford University Law School. He received his J.D. from Chicago Law School in 1951 and has taught at St. Louis University and the University of Wisconsin. His many books include Contract Law in America (1965); Law and the Behavioral Sciences (co-edited with Stewart Macaulay) (1969, 2nd. edition, 1977); A History of American Law (1973, 2nd edition, 1977); Law and Society: An Introduction (1977); American Law and the Constitutional Order: Historical Perspectives (co-edited with Harry N. Scheiber) (1978, 2nd. edition, 1988); The Roots of Justice: Crime and Punishment in Alameda County, California, 1870-1910 (with Robert V. Percival) (1981); Total Justice (1985). He has published numerous articles in scholarly journals. He is past-president of the Law and Society Association, a former member of the Commission on Behavioral and Social Sciences and Education and the National Academy of Sciences, and a fellow of the American Academy of Arts and Sciences. He is currently Vice-President of the ASLH.

**Vice-President:** R.H. Helmholz

R.H. Helmholz is Ruth Wyatt Rosenson Professor of Law at the University of Chicago. He received an A.B. from Princeton in 1962, an LL.B. from the Harvard Law School in 1965, and a Ph.D. from the University of California, Berkeley in 1970. He taught in the History Department and the Law School at Washington University in St. Louis for ten years before moving to Chicago in 1981. He is the author of Marriage Litigation in Medieval England (1975); Select Cases on Defamation (1985); and Canon Law and the Law of England (1987), as well as articles devoted to legal history. Within the society, he has served on the committees on Honors, Nominations, and the Annual Program, and two terms on the Board of Directors.

**Treasurer:** Craig Joyce

[PLEASE NOTE: At the 1989 Board Meeting a by-law amendment will be introduced to combine the offices of Secretary and Treasurer. Professor Joyce has been asked and has agreed to run for another term as Treasurer with the understanding that should the amendment be adopted he will immediately resign. Believing in rotation of offices, he would otherwise have declined renomination. The committee wishes to express its appreciation for his willingness to be accommodating.]

Craig Joyce is Associate Professor of Law at the University of Houston Law Center. He received a B.A. from Dartmouth College (1970), an M.A. from Balliol College (Oxford) (1972), and a J.D. from Stanford Law School (1975). He practiced law in Phoenix for six years, and taught at Vanderbilt prior to accepting his present position at Houston. He is the author of "The Rise of the Supreme Court Reporter: an Institutional Perspective on Marshall Court Ascendancy," 83 Michigan Law Review 1291 (1985), and a variety of other works in law reviews. He has chaired the Membership Committee of the ASLH. He was the acting treasurer of the Society in 1981-1982 and has served as treasurer since 1986.

**Secretary:** Michael de Laval Landon

Michael de Laval Landon is Professor of History at the University of Mississippi, where he has taught since 1964. He holds advanced degrees from Oxford University and the University of Wisconsin, Madison. He has published three books--Erin and Britannia: the Historical Background to a Modern Tragedy (1981); The Honor and Dignity of the Profession: a History of the Mississippi State Bar, 1906-1976 (1979); The Triumph of the Lawyers: their Role in English Politics, 1678-1689 (1970)--and numerous articles. He has also completed a book-length study of "Serjeant Maynard: the Professional and Political careers of a Seventeenth Century Common Lawyer." He has served on the Board of Directors of the Mississippi Historical Society. His service to the ASLH includes membership on the Board of Directors (1982-1985), and co-editing the Newsletter of the Society (1978-87).

**Board of Directors:**

**Joseph Biancalana**

Joseph Biancalana is an Associate Professor of Law at the University of Cincinnati College of Law. He received a B.A. (1971) from Lake Forest College, and an M.A. (1973) and a J.D. (1978) from

Harvard. In 1983, he held an American Bar Foundation Fellowship in legal history. He recently published "For Want of Justice: Legal Reforms of Henry II," 88 Columbia Law Review 433 (1988); is the author of reviews of books on medieval English courts--5 Law and History Review 281 (1987) and 1 Law and History Review 313 (1983); and is currently researching medieval property law and family settlements. In 1987 he presented a paper at the ASLH annual meeting.

#### Stephen Diamond

Stephen Diamond is Professor of Law at the University of Miami Law School. He received a B.A. in 1967 from Swarthmore, and a J.D. and Ph.D. from Harvard in 1976. Before moving to Miami, he taught at Cardozo and the University of Southern California. He is the author of "The Death and Transfiguration of Benefit Taxation: Special Assessments in Nineteenth-Century America," 12 Journal of Legal Studies 201 (1983); and has published articles on Oliver Wendall Holmes, Jr. and American legal historiography. He is on the Editorial Board of the Law and History Review, and is President-Designate of the Legal History Section of the AALS. His service to the ASLH includes membership on the Nominating and Program Committees.

#### Mary L. Dudziak

Mary L. Dudziak is Associate Professor of Law at the University of Iowa College of Law. She received an A.B. (1978) from the University of California, Berkeley, and a J.D. (1984), M.A., M.Phil. (1986) from Yale. She expects to obtain her Ph.D. in American Studies from Yale in 1990. She is the author of "Desegregation as a Cold War Imperative," 41 Stanford Law Review 61 (1988); "The Limits of Good Faith: Desegregation in Topeka, Kansas, 1950-1956," 5 Law and History Review 351 (1987); "Oliver Wendall Holmes as a Eugenic Reformer: Rhetoric in the Writing of Constitutional Law," 71 Iowa Law Review 833 (1986); "Just Say No: Birth Control in the Connecticut Supreme Court Before Griswold v. Connecticut," forthcoming in Gottlieb and Finkelman, eds., Toward a Usable Past: The Origins and Implications of State Protection of Liberty (Georgia Univ. Press). She has served on the ASLH Program and Documentary Preservation Committees, and as the Chair of the Legal History Section of the AALS.

#### Michael Grossberg

Michael Grossberg is Associate Professor of History and Lecturer in Law at Case Western Reserve University. He earned a B.A. at the University of California, Santa Barbara and a Ph.D. at Brandeis in the History of American Civilization. He is the author of "Guarding the Altar: Physiological Restrictions on Marriage and the Rise of State Intervention in Matrimony," 26 American Journal of Legal History 197 (1982); "Who Gets the Child? Child Custody, Guardianship, and the Rise of a Judicial Patriarchy in Nineteenth Century America," 9 Feminist Studies 235 (1983); Governing the Hearth: Law and the Family in Nineteenth Century America (1985) (awarded the Littleton-Griswold Prize in American Law and Society by the AHA); "Institutionalizing Masculinity: The Bar as a Man's Profession," forthcoming in Carnes and Griffin, ed., Masculinity in Victorian America. He participated in ASLH panels in 1981, 1984, and 1986, served on the ASLH Program Committee in 1987, and chaired the 1989 Program Committee.

#### N.E.H. Hull

N.E.H. (Natalie) Hull is Associate Professor of Law at Rutgers University School of Law--Camden. She holds a Ph.D. from Columbia University (1981) and a J.D. from the University of Georgia School of Law (1985). Before moving to Rutgers, she taught at the University of Georgia and Vanderbilt University, and practiced law in Georgia. During 1986-87 she was a Fellow at the Charles Warren Center for Studies in American History at Harvard. She is the author of Murdering Mothers: Infanticide in England and New England, 1558-1803 (1981) and Impeachment in America (1984) (both with Peter Hoffer); Female Felons: Women and Serious Crime in Colonial Massachusetts (1987); "Some Realism About the Llewellyn-Pound Exchange Over Realism: The Newly Uncovered Private Correspondence, 1927-32," 1987 Wisconsin Law Review 921; "Restatement and Reform: A New Perspective on the Origins of the American Law Institute," Law and History Review (forthcoming). She has presented papers at the 1978 and 1985 ASLH annual meetings, and is currently serving as secretary of the Middle-Atlantic Section of the ASLH.

#### Phyllis S. Lachs

Phyllis S. Lachs is College Counsel at Bryn Mawr College. She received a B.A. and a J.D. from the University of Pennsylvania, and a Ph.D. from Bryn Mawr. Previously, she was Associate Professor of History and Associate Dean of the Graduate School of Arts and Science at Bryn Mawr. She is the author of The Diplomatic Corps Under Charles II and James II (1966); "Scottish Legal

Education in the Nineteenth Century, " in Law, Litigants and the Legal Profession (1983); "A Study of a Professional Elite: Anglo-Jewish Barristers in the Nineteenth Century," 44 Jewish Social Studies 125 (1982); and numerous papers and articles on legal and diplomatic history. She has presented a paper at the ASLH annual meeting (1982), served on the Program Committee, and chaired the Local Arrangements Committee (1987).

#### Victoria D. List

Victoria D. List is Instructor in the Department of History at Washington and Jefferson College, Washington, Pennsylvania. She earned a B.A. from Smith College in 1975, an M.A. from Michigan in 1977, and a J.D. from Wisconsin in 1984. She is currently completing her dissertation, which she will defend this year. In 1984-84, she held both a Fellowship in Legal History at the American Bar Foundation and the Gotlieb Fellowship for Legal History at New York University Law School. She has presented papers at the 1981 and 1987 annual meetings of the ASLH.

#### A.W.B. Simpson

A.W.B. (Brian) Simpson is Charles F. and Edith J. Clyne Professor of Law at the University of Michigan Law School. He received a M.A. (1955) and a D.C.L. (1975) from Oxford, and previously was a Fellow of Lincoln College (Oxford) and taught at University of Kent and the University of Chicago. He is the author of A History of the Common Law of Contract (1975); A Biographical Dictionary of the Common Law (ed.) (1984); Cannibalism and the Common Law (1984); A History of the Land Law (2nd. edition, 1986); Legal Theory and Legal History (1987); and numerous articles on legal history. In 1987, he participated in the program at the annual meeting of the ASLH.

#### Aviam Soifer

Aviam Soifer is Professor of Law at Boston University School of Law. He received a B.A. (1969), M.U.S., and J.D. (1972) from Yale. He previously taught at the University of Connecticut School of Law (1973-1980). He is the author of "Status, Contract, and Promises Unkept," 96 Yale Law Journal 1916 (1987); "The Paradox of Paternalism and Laissez-faire Constitutionalism: United States Supreme Court, 1888-1921," 5 Law and History Review 249 (1987); "Protecting Civil Rights: A Critique of Raoul Berger," 57 New York University Law Review 651 (1979); and numerous articles on constitutional history and constitutional law. He serves on the

Board of Editors for the Law and History Review, and has served as a member and chair of the Hurst Prize Committee of the Law and Society Association.

#### Christopher L. Tomlins

Christopher L. Tomlins is Reader in Legal Studies at La Trobe University, Melbourne, Australia. He earned a B.A. (1973) from Oxford, an M.A. (1974) from Sussex, and an M.A. (1977) and a Ph.D. (1980) from the Johns Hopkins University. He has held numerous fellowships including: 1981--Legal History Fellow at Wisconsin; 1984-85--Charles Warren Fellow at Harvard; 1988-89--Littleton-Griswold Fellow (AHA); and 1989-90--Visiting Research Fellow at the American Bar Foundation. His publications include: The State and the Unions: Labor Relations, Law, and the Organized Labor Movement, 1880-1960 (1985); "A Mysterious Power: Industrial Accidents and the Legal Construction of Employment Relations in Massachusetts, 1800-1850," 6 Law and History Review 375 (1988); "Law, Police and the Pursuit of Happiness in the New American Republic," Studies in American Political Development 4 (1988); "The Ties That Bind: Master and Servant in Massachusetts, 1800-1850," 30 Labor History 2 (1989). He participated in the 1986 annual ASLH meeting and will participate in this year's meeting as well.

#### Nominating Committee:

##### Paul Finkelman

Paul Finkelman is a member of the Department of History at State University of New York at Binghamton. He received a B.A. (1971) from Syracuse, and an M.A. (1972) and a Ph.D. (1976) from the University of Chicago. During 1982-83, he was Fellow in Law and History at the Harvard Law School. He has previously taught at University of Texas, University of California, Irvine, and Washington University. He is the author of Imperfect Union: Slavery, Federalism, and Comity (1981); The Law of Freedom and Bondage: A Casebook (1986); Slavery in the Courtroom: An Annotated Bibliography of American Cases (1985); "Slaves as Fellow Servants: Ideology, Law, and Industrialization," 31 American Journal of Legal History 269 (1987); "Prelude to the Fourteenth Amendment: Black Legal Rights in the Antebellum North," 17 Rutgers Law Journal 415 (1986); "The Law of Slavery and Freedom in California: 1848-1860," 17 California Western Law Review 437 (1981); and other essays on

legal history. He serves on the Board of Editors of the Law and History Review and as Associate Editor of The Georgia Journal of Southern Legal History. He has presented papers at several ASLH meetings and chaired the Membership Committee (1979-1982).

#### Christian G. Fritz

Christian G. Fritz is Assistant Professor of Law at the University of New Mexico School of Law. He earned a B.A. (1975) and a Ph.D. (1986) from the University of California, Berkeley, and a J.D. from Hastings Law School. He is the author of The Making of a Common Law Judge: Ogden Hoffman and the Northern District of California, 1851-1891 (forthcoming); "A Nineteenth Century 'Habeas Corpus Mill': The Chinese Before the Federal Courts in California," 32 American Journal of Legal History 347 (1988); "Politics and the Courts: The Struggle Over Land in San Francisco, 1846-1866," 26 Santa Clara Law Review 127 (1986); "An Entrenched Bill of Rights for the United Kingdom: The Constitutional Dilemma," 10 Anglo-American Law Review 105 (1981); and co-author of A Judicial Odyssey: Federal Court in Santa Clara, San Benito, Santa Cruz, and Monterey Counties (1985). He has served on the ASLH's Program, Documentary Preservation, and Openness committees.

#### Stephen E. Gottlieb

Stephen E. Gottlieb is Professor of Law at Albany Law School. He received a B.A. from Princeton in 1962 and an LL.B. from Yale in 1965. He previously taught at West Virginia University Law School, practiced law, and worked as a volunteer with the Peace Corps. He is the author of "Compelling Governmental Interests," 68 Boston University Law Review 917 (1988); "Fashioning a Test for Gerrymandering," 15 Journal of Legislation 1 (1988); "The Speech Clause and the Limits of Neutrality," 51 Albany Law Review 19 (1986); "In Search of the Link Between Due Process and Jurisdiction," 60 Washington University Law Quarterly 1291 (1983); and numerous articles on constitutional law and history. He is also currently editing a collection of essays on state constitutional history (with Paul Finkelman) entitled In Search of a Usable Past (forthcoming).

#### DeLloyd J. Guth

DeLloyd J. Guth is Associate Professor of Legal History at the University of British Columbia, Vancouver. He earned a B.A. (1960) from Marquette University, an M.A. (1962) from Creighton University, a B.A. from Clare College, Cambridge (1964), and a

Ph.D. (1967) from the University of Pittsburgh. He is author of "Retention and Disposition of Client Files: Guidelines for Lawyers," in The (B. C.) Advocate (1988); "Richard III, Henry VII and the City," in Kings and Nobles . . . Presented to Charles Ross (1986); "F.W. Maitland and Roman Law: An Uncollected Letter, with Comments and Notes," 1982 University of Illinois Law Review 441 (with M.H. Hoeflich); and the editor of Late Medieval England, 1377-1485 (1976); The Assassination of John F. Kennedy: A Comprehensive Historical and Legal Bibliography, 1963-1979 (1980); and Tudor Rule & Revolution: Essays for G.R. Elton (1982). He has been a commentator (1972 and 1988) and presented a paper (1977) at the annual ASLH meetings, as well as served on the Committee on Documentary Preservation. He will also present a paper at this year's meeting.

#### Peter C. Hoffer

Peter C. Hoffer is Professor of History at the University of Georgia. He received an A.B. (1965) from the University of Rochester, and an M.A. (1966) and Ph.D. (1970) from Harvard University. He has taught at Harvard, Ohio State, and Notre Dame, and was a Fellow at the Newberry Library Summer Institute and a Liberal Arts Fellow at the Harvard Law School. He is the author of Revolution and Regeneration (1983); The Law's Conscience: Equitable Constitutionalism in America (forthcoming); Law and People in Colonial America (forthcoming); co-author of Murdering Mothers: Infanticide in England and New England, 1558-1803 (1981) and Impeachment in America (1984) (both with N.E.H. Hull); and editor of Criminal Proceedings in Richmond County, Virginia, America Legal Records Series--Volume 10 (1984) (with William Scott) and Early American History, Selected Articles (1988). He has served on the ASLH Program Committee and currently the ASIH representative to the Littleton-Griswold Committee.

#### Carolyn C. Jones

Carolyn C. Jones is Professor of Law at the University of Connecticut Law School, and has taught at the Saint Louis University School of Law. She received a B.A. (1976) and a J.D. (1979) from University of Iowa, and a LL.M. (1982) from Yale. She was Assistant City Attorney, Sioux City, Iowa (1979-80) and was in private practice (1980-81). She is the author of "Split Income and Separate Spheres: Tax Law and Gender Roles in the 1940s," 6 Law and History Review 259 (1988); "Treatment of Gratuitous Transfers: Unraveling the Case of a Consumption Tax," 29 Saint Louis University Law Journal 1155 (1985); and a book review of Exodus and Revolution by Michael Walzer in 1986 Utah Law Review 297. She presented a paper at the 1988 Annual Meeting of the Society

entitled "Class Tax to Mass Tax: The Role of Propaganda in the Expansion of the Income tax during World War II," which is forthcoming in the Buffalo Law Review.

#### Andrew J. King

Andrew J. King is Associate Professor of Law at the University of Maryland School of Law. He earned an LL.B. (1966) from Harvard Law School, and an M.A. (1971) and Ph.D. (1975) from the University of Wisconsin. He is author of Law and Land Use in Chicago (1986); "The Law of Slander in Early Antebellum America," Law and History Review (forthcoming); and "The Devil and Daniel Webster," 94 Yale Law Journal 445 (1984). He has also edited The Legal Papers of Daniel Webster (3 Volumes, 1982, 1983, 1989) (with Alfred Konefsky).

#### Catherine M.A. McCauliff

Catherine M.A. McCauliff is Professor of Law at Seton Hall University Law School. She received an A.B. from Bryn Mawr College (1965), an M.A. (1966) and Ph.D. (1969) from The University of Toronto, and a J.D. from the University of Chicago (1975). Before coming to Seton Hall, she taught at Washington and Lee University School of Law. She is the author of "Constitutional Jurisprudence of History and Natural Law: Complementary or Rival Modes of Discourse," 24 California Western Law Review 287 (1988); "Law as a Principle of Reform: Reflections from Sixteenth-Century England," 40 Rutgers Law Review 429 (1988); and "The First English Adoption Law and Its American Precursors," 16 Seton Hall Law Review 658 (1986). She has been a participant at the annual ASLH meetings and served on the Program Committee.

#### Mari J. Matsuda

Mari J. Matsuda is Associate Professor of Law at the University of Hawaii Law School (Visiting Professor at Stanford University during 1989-90). She received a B.A. from Arizona State University in 1975, a J.D. from the University of Hawaii in 1980, and an LL.M. from Harvard Law School in 1983. She is the author of "Law and Culture in the District Court of Honolulu, 1844-1845: A Case Study of the Rise of Legal Consciousness," 32 American Journal of Legal History 16 (1988); "Looking to the Bottom: Critical Legal Studies and Reparations," 22 Harvard Civil Rights-Civil Liberties Law Review 323 (1987); and "Liberal Jurisprudence and Abstracted Visions of Human Nature: A Feminist Critique of Rawls's Theory of Law," 16 New Mexico Law Review 613 (1986). She is currently

working on a historical study of a labor law firm in Hawaii, and completing a collection of biographies of early women lawyers in Hawaii. She is also on the Editorial Board of the Journal of Western Legal History. She presented a paper at the 1988 ASLH annual meeting.

#### Judith K. Schafer

Judith K. Schafer is Assistant Director of the Murphy Institute of Political Economy at Tulane University and Visiting Lecturer in Law, Tulane Law School. B.A. Newcomb College (1963); M.A., Ph.D. Tulane University (1978, 1985). She is also Book Review Editor for the American Journal of Legal History. She is the author of several articles, including "New Orleans Slavery as Seen in Advertisements," for which she won the Fletcher M. Green Award from the Southern Historical Association. Other publications include: "The Long Arm of the Law: Slave Criminals and the Supreme Court in Antebellum Louisiana," Tulane Law Review 60 (June 1986): 1247-1268; "'Open and Notorious Concubinage': The Emancipation of Slave Mistresses by Will and the Supreme Court in Antebellum Louisiana," Louisiana History 28 (Spring 1987): 165-182; and "Guaranteed Against the Vices and Maladies Prescribed by Law': Consumer Protection, the Law of Slave Sales and the Supreme Court in Antebellum Louisiana," American Journal of Legal History 31 (October 1987): 90-105. She is currently at work on a book on slavery and the Supreme Court in Louisiana before the Civil War.

#### Outgoing President and Directors

The Society's warmest thanks are due to the five members of the Board of Directors whose 3-year terms end on December 31 of this year; Richard H. Helmholtz (Chicago, Law), Bruce H. Mann (Pennsylvania, Law), Maeva Marcus (Supreme Court Documentary History Project), Robert C. Palmer (Houston, Law), Marylynn Salmon (Smith College).

Special thanks also to Dean Barbara A. Black (Columbia, Law) for her four years of Service as President of our Society.



Where Are We?

The latest print-out of our individual and institutional members with U.S. addresses shows the following geographical distribution:

<u>Northeast</u>		<u>East Central</u>	
Massachusetts	72	New York	130
Rhode Island	4	Pennsylvania	45
New Hampshire	12	Delaware	5
Maine	5	D.C.	59
Vermont	3	West Virginia	2
Connecticut	<u>27</u>	Maryland	<u>32</u>
<b>Total</b>	<b>123</b>	<b>Total</b>	<b>273</b>
<u>Southeast</u>		<u>Midwest</u>	
Virginia	45	Ohio	39
North Carolina	27	Indiana	18
South Carolina	10	Michigan	35
Georgia	14	Illinois	55
Florida	23	Wisconsin	10
Alabama	10	Minnesota	19
Tennessee	12	Iowa	<u>9</u>
Mississippi	11	<b>Total</b>	<b>185</b>
Kentucky	13	<u>Central Western</u>	
Arkansas	10	Kansas	8
Louisiana	<u>18</u>	Missouri	18
<b>Total</b>	<b>193</b>	Nebraska	4
<u>Western</u>		North Dakota	0
Nevada	2	South Dakota	<u>1</u>
California	109	<b>Total</b>	<b>31</b>
Oregon	16	<u>Southwest</u>	
Washington	12	Texas	46
Idaho	3	Oklahoma	7
Utah	5	New Mexico	6
Montana	3	Arizona	<u>10</u>
Wyoming	2	<b>Total</b>	<b>69</b>
Colorado	<u>12</u>		
<b>Total</b>	<b>164</b>		

Other

Alaska	1
Hawaii	4
Puerto Rico	<u>2</u>
<b>Total</b>	<b>7</b>

U.S. total inc. Puerto Rico: 1,045

CANADIAN	83
OVERSEAS	131

ANNUAL MEETING SESSIONS

More sessions from the 1988, Charleston, S.C., Annual Meeting:

Breakfast Session On Teaching About Women In Legal History

MARY DUDZIAK, who chaired the session, reports: "The purpose of the panel was to generate a discussion about the importance of including gender issues in legal history courses, and to provide those who attended with concrete ideas about how to improve their teaching about women in legal history."

"The participants were NORMA BASCH, INGER DUBEK, MICHAEL GROSSBERG, MARI MATSUDA and SUE SHERIDAN WALKER. Three panelists were Americanists, one was an English legal historian and one was a Danish/European legal historian. The panel included people who teach in law schools and in history departments. Each panelist spoke for about five minutes about how they approach gender issues in their courses. We then had a lively discussion with the audience."

"In my view, the session was very successful. It was very well attended, particularly considering that it began at 7:30 a.m. Many people commented to me after the session that they hoped to see something like it at future meetings. One panelist wrote to me that "[t]he large attendance seems a clear mandate to you to try to make this a regular feature of ASLH activities." In this election year, it's nice to know that somebody has a mandate."

"Some members of the audience suggested that there is a need for more effective sharing of information about teaching in all areas of legal history. Many thought that the ASLH was the appropriate vehicle to accomplish that. Specific suggestions included an ASLH committee on teaching, publication or distribution of course syllabi and bibliographies, and sessions on teaching at future conferences."

"As a follow-up to the session, I am assembling materials from the panelists to send out to many who attended the program."

#### "Deference and Defiance In Prerevolutionary Virginia"

Session Chairman DAVID KONIG reports: "Beginning with the assumption that eighteenth-century Virginia was stable and deferential, the two papers offered the basis for a full-scale questioning of why we have continued to think that way. CARL LOUNSBURY'S examination of the "Structure of Justice" looked (literally, with a slide presentation) at the architecture of Virginia county courthouses as they emerged from temporary spaces in taverns or private homes into well-built and imposing brick structures. As they became more elegant, they paradoxically commanded less deference -- or, at least, they aroused more overt hostility. TURK McCLESKEY asked what the pattern of courtroom outbursts -- The "Lese Majeste" of his title -- revealed about social stability in frontier Augusta County. He found it a changing pattern, involving fewer well-established men as the county matured, and more men with less of a stake or future in the county. PHILIP SCHWARZ, in commenting, emphasized that Virginia seemed a "suspiciously neat, decorous society," and he suggested that the answer to the paradox posed by Lounsbury might be resolved by asking McCleskey what types of court order provoked what type of defiant outburst. HAMILTON BRYSON pointed the way to revising our inquiry by being skeptical of a "strain of pessimism in social history": why, he asked, must we assume that stability is always a good thing, and disorder always bad? In addition, he questioned the assumption that the elegance of courtrooms actually reveals deference to the gentry: might it be mere self-indulgence by the gentry, and a feature that aroused more resentment than deference?"

#### "War, Politics and Federal Tax Policy"

Session chairman MELVIN I. UROFSKY reports: "The two major presenters delivered brief versions of longer, more detailed papers that had been distributed before the session. In "Experts and the Formation of the Modern Tax System: The World War I Crisis," ELLIOT BROWNLEE discussed the debate between two groups of experts over the need for and efficacy of an excess profits tax on business. In many ways, it was a public biography of T.S. Adams, the chief advocate of the tax, and his victorious struggle against academic economists headed by E.R.A. Seligman. The second paper, "Class Tax to Mass Tax: The Role of Propoganda in the Expansion of the Income Tax During World War II," dealt with how the government tried to accustom the public to the new mass-based income tax. CAROLYN JONES noted that prior to the war, only a few wealthy people had paid taxes; now nearly all wage-earners were affected, and the government used songs by Irving Berlin and other propoganda tools to secure compliance. After the war the tax

remained, and people were now used to it. In his comments, DAVID BEITO raised some questions about the degree of acceptance of the taxes, and utilized some of his own research into the tax revolts of the interwar years. PATRICIA CAIN raised some issues from the area of tax theory, but also noted the fact that much of the propoganda effort of the Roosevelt administration was aimed at women, not only as workers in their own right, but also as wives, on the assumption that if they were won over, the men would follow."

#### Plenary Session

The plenary address for the ASLH session in Charleston was given by LAWRENCE STONE, director of the Shelby Cullom Davis Center for Historical Studies at Princeton University. Professor Stone's subject was "Honor, Morals and the Law: The Action for Criminal Conversation in England, 1680-1850." The subject allowed Professor Stone, in his words, "to examine and explain changes over time in the delicate and uneasy balance between a wide range of conflicting values and moral codes concerning issues which touched some of the most sensitive nerves in any society: How best to protect the patrilinear descent of the titles and property of great families; how to defend the hierarchy of society and the authority of husbands and fathers; how to regulate the commerce between the sexes; and how to deal with sexual irregularities." Secondly, Professor Stone was able to study the transmission of culture through the technical details of the law. By tracking patterns established by crim. con. actions brought in the period studied, Professor Stone was able to identify changes in the predominant moral code. And, again in his words: "The story of these changes provides a revealing example of how over a period of two hundred years slow-moving changes in the most widely accepted definitions of honor and morality, connected to the rise of a market economy and of a substantial, well-educated middle class, could entirely transform both attitudes toward, and the practical effects of, an ostensibly unaltered legal action." Those changes moved from the earliest idea that the seduction of a wife was avenged by personal violence, to a moral code based on rights of property by a husband in the body of his wife, to a connection between the crim. con. action and a Parliamentary divorce, to, finally, a moral reaction against the crim. con. action.

#### NEWS OF MEMBERS

Congratulations to HENRY J. BOURGUIGNON, a member of our Board of Directors, on his appointment as a Distinguished University Professor at the University of Toledo.

ASLH Vice President LAWRENCE M. FRIEDMAN was a visiting Professor at Princeton University for the past spring term. A correspondent has drawn our attention to two items appeared that in the "Verbatim" section of the April 20, 1989, issue of a Princeton student newspaper called NASSAU:

"Professor Lawrence Friedman, History 385 -- History of Law in American Society, holding up a copy of last week's Nassau:"

"In this rag, they quote humorous statements made by professors...There's a spy in this room...Whoever you are, stop leaking to the press -- Do you want to get me in trouble? They'll think I'm not teaching anything here!"

"A certain professor, a certain upper-level history course - the history of something in something, explaining his preference for teaching criminal law of the late nineteenth and early twentieth century:"

"The late nineteenth and early twentieth century are the best in criminal justice. They're late enough to have typed documents but early enough that everyone involved is dead, so they can't say that what I say is wrong."

Ed. Note: We need more items for this section of the NEWSLETTER. Please keep us informed of leaves, moves, honors and other notable happenings.

#### NEWS NOTES

#### National Archives

Dr. Page Putnam Miller, Director of the National Coordinating committee for the Promotion of History, reports: "After a year of gathering information, conducting interviews, and revising drafts, the NCC has published a forty page report titled "Developing A Premier National Institution: A Report From the User Community to the National Archives." The report represents the views of friends of the National Archives, who are outside the Archives but nevertheless well acquainted with many inside aspects of its operation, familiar with archival policies, and attuned to the needs of users. Goals for the future, not past and current constraints, are the focus of the study. Our intent is to convey to those who plan archival policy and to Congressional leaders our concerns about future directions for this important institution. Our assumption is that a vision of specific goals is a prerequisite

for the pursuit of additional resources." Single copies of the report are available free by writing: Page Putnam Miller, NCC, 400 A St., SE, Washington, DC 20003. For bulk orders, the charge is 55 cents a copy.

In celebration of the 200th anniversary of Congress, the Center for Legislative Archives of the National Archives has published two guides to legislative records at the National Archives. The "Guide to the Records of the United States House of Representatives at the National Archives, 1789-1989," published as House Document 100-245, and the "Guide to the Records of the United States Senate at the National Archives, 1789-1989," published as Senate Document 100-42, are available in Federal Depository Libraries. These are much needed and extremely valuable tools for studying the Congress.

Copies of both guides may be obtained, free of charge, from the Center for Legislative Archives (NNL), National Archives and Records Administration, Washington, D.C. 20408.

#### Race and Ethnic Relations Series

The new Sage Publications Incorporated Series on Race and Ethnic Relations proudly announces its first call for manuscript proposals. Prospective monograph and book authors and anthology editors working in creative theoretical areas related to race and ethnic relations are most welcomed. Specifically the series will publish manuscripts that critically access and expand upon race and ethnic relations issues, from American and comparative points of view, interdisciplinary and historical works with contemporary relevance are solicited as well. Manuscripts should be between 200 and 400 typewritten pages in length. Manuscript proposals should be 5 single-spaced pages including information on manuscript themes, comparable studies and the manuscript's market.

Interested researchers should contact: Professor John H. Stanfield, II, Department of Sociology, College of William and Mary, Williamsburg, VA 23185 (Tel: 804-253-4332).

#### Greek Legal History Publications

The Faculty of Law and Economics, Aristotle University of Thessaloniki, has published recently the following editions on the History of Law:

1. Volume dedicated to Prof. N. Pantazopoulos in four (4) fascicules, containing essays and papers of the eminent Professor of the History of Law in Greek and other languages. 8°, pp. XVI+548; VIII+436; VIII+826; VIII+668, price set of 4 fasc. 210 \$ U.S.A.

2. The I. volume of "Nomos", the new Annuary of the School of Law. This volume contains exclusively the "Nomocanon of Manuel Malaxos", edited by D. Ghinis and N. Pantazopoulos. The Nomocanon of Malaxos became the judicial code among the Orthodox people in the Balkans and in Asia Minor from the 16th up to the 18th century, 8°, pp. VIII+560, price 70 \$ U.S.A.

3. The II. volume of the "Annales" of the School of Law in two (2) fascicules, dedicated to late Prof. Panagiotis Zepos. This volume contains his essays and papers on the History of Law in Greek and other languages. 8°, pp. 1010, price of the set 150 \$ U.S.A.

Orders and checks should be sent to: Aristotle University of Thessaloniki, Publications Office, 54006 Thessaloniki -- Hellas.

#### Legal Papers of Abraham Lincoln

The Illinois Historic Preservation Agency is engaged in preparing an accurate, complete and annotated edition of the law practice of President Lincoln. Entitled The Lincoln Legals: A Documentary History of the Law Practice of Abraham Lincoln, 1836-1861, the project is now endeavoring to complete the document collection phase. They request our members' assistance in locating any document, record, letter, contemporary printed account or after-the-fact recollection that relates to Abraham Lincoln's entire law practice.

All communications should be sent to The Lincoln Legals, IHPA, Drawer 232, Old State Capitol, Springfield, Illinois 62701 (Phone 217-785-9130).

Also, if anyone has any suggestions, corrections or leads that may assist the project, please do not hesitate to offer them. Your cooperation and assistance will be greatly appreciated.

#### Société Jean Bodin

Professeur J. Vanderlinden, General Secretary of the Société Jean Bodin pour l'histoire comparative des institutions, reports:

"Some 300 persons have as of now answered to our request for information in order to appear in our Yearbook of Legal and Institutional Historians. The computer programme which will be used for the preparation of the Yearbook is now ready and the filling in of the data will begin shortly. Our intention is to make it available to our members at the end of 1989 or early in 1990. Entries can still be sent to the Secretariat or forms

requested from the latter. In the future documentation concerning the activities of the Society will in principle only be sent regularly to persons duly registered in the Yearbook of our Society."

"A new publisher, DEBOECK & WESMAEL from Brussels has taken up the task of publishing our Transactions. They have decided to close the existing gap in our collection possibly before the Budapest meeting, which would go beyond our wildest hopes. Volumes 46 and 48 (The Individual vs. State Power) and volume 57 (Punishment) will come out this summer, while volume 49 (The Individual vs. State Power), which will be the last of that set, and two volumes on Custom will come out in the fall. The last two volumes on Custom and the last three on Punishment should be published in 1990 before the Budapest meeting."

"The preparation of the Budapest Congress devoted to Acts of Last Will is well under way under the responsibility of our colleague from Budapest University, Professor G. Hamza. I visited him and our Colleague J. Zlinsky in the course of last fall and was able to see on the spot how satisfactorily things could be arranged with the most precious help of the Hungarian Academy of Sciences which will be a joint organizer of the Congress with the Faculty of Law. Advance information on the Congress can still be obtained from the Secretariat: Faculte de Droit - CP 137, Université Libre de Bruxelles, 50, av. F.D. Roosevelt, B-1050, Bruxelles, Belgium."

#### International Law Students Association

The International Law Students Association, in cooperation with the American Society of International Law, is pleased to announce the general release of its International Law Video Lecture Series. Developed over the last two years for use by Association members and University Jessup Competition training programs worldwide, this series is ideal for a brief, concise introduction into public international law for international legal educators and practitioners.

The Association is also pleased to announce the availability, beginning this summer, of the first edition of its ILSA Guide to Education and Career Development in International Law. Already popular worldwide, the ILSA Guide not only provides valuable information on international legal education opportunities in a variety of countries, it also, through its survey of international law firms, seeks to assist prospective international attorneys with an overview of what some firms are looking for in their hiring activities. This, together with its unique information on student-edited international law journals and the history of the Jessup Competition, makes the ILSA Guide a valuable tool for law librarians, students, educators and practitioners alike.

Finally, the Association continues to provide international legal information through its Jessup Compendium and ILSA Journal of International Law to law libraries, offices, and governmental institutions around the world.

Information on ordering any of the above materials can be obtained from the Society at 222 Massachusetts Avenue, N.W., Washington, DC 20008-2864 (Tel: 202-265-4375).

#### Supreme Court Historical Society Prizes

The Supreme Court Historical Society welcomes contribution of papers for publication in its annual Yearbook. The Yearbooks contain articles relating to the history of the Supreme Court and the careers of its justices. Material on those subjects that have appeared in other publications as well as newly written works are eligible.

For the two best original articles accepted for publication in each Yearbook, first and second prizes of \$1,500 and \$500 respectively will be awarded to the authors. Contributions for the 1989 and 1990 yearbooks are now being sought, but there is a deadline of September 1st for contributions for the 1989 Yearbook. They should be sent to: David T. Pride, Managing Editor, Supreme Court Historical Society, 111 Second Street, N.E., Washington, D.C. 20002.

Further information can be obtained from Michael H. Cardozo, Editor-in-Chief, (202-872-1401) or Mr. Pride (202-543-0400).

#### Local Historic Preservation Leaflets

A set of leaflets issued by the National Park Service provides information on local preservation requirements and procedures. Local Preservation contains concise and authoritative discussions of the issues and problems that most often confront preservationists at the local level.

This set of leaflets, Local Preservation, stock number 024-005-01040-8, is for sale at \$5.00 per set. Forward prepayment to Dept. 36-DC, Superintendent of Documents, Washington, DC 20402-9325; or call (202) 783-3238 to order with VISA or MasterCard.

#### Legal Bibliography of the British Commonwealth

Sweet & Maxwell's 2-volume Legal Bibliography of the British Commonwealth, 2nd edition, 1955-57 is now available in a cloth

bound, reprint edition which would grace the desk of any lawyer or legal historian. Volume I covers the period to 1800, Volume II covers 1801 to 1954.

They remain as one of the chief sources for the bibliography of English law -- if not **THE** main source. The work was originally compiled almost entirely from booksellers' and auction catalogues and other records in the files of Sweet & Maxwell as well as making use of the 1909 Catalogue of the Library of the Law School of Harvard University. By 1955 when the second edition was published, the editors had the benefit of Beale's Bibliography of Early English Law Books and the various Short Title Catalogues, making these two volumes the handiest single source of English legal bibliography.

They are published by John Rees Rare Books, P.O. Box 115, London, SW18 1SA England (Tel: 01-870-7091, Fax: 01-870-2470).

#### JOB OPENING

#### American Bar Foundation

The American Bar Foundation invites applications and nominations for the position of Director. The position will be available in August 1990 or sooner. The Foundation is an independent research organization, affiliated with the American Bar Association and the American Bar Endowment, with 22 Research Fellows (half full-time and half holding joint appointments with Chicago area universities), 50 additional employees, and an annual operating budget of \$4 million. The Director administers the empirical research programs of the Foundation in the broad area of law and society, reports to the Foundation's Board of Directors, and is responsible for the Foundation's relations with the organized bar and the legal and social science research communities. Candidates should be established scholars in interdisciplinary research on law and legal institutions and possess relevant leadership and administrative skills. Salary is competitive and negotiable. Women and minorities are encouraged to apply. Applications received by October 6, 1989 will receive full consideration. Send a letter and curriculum vitae to Randolph W. Throver, Chair, Search Committee, Attention: Professor Shari Diamond, Chair, Staff Committee, American Bar Foundation, 750 North Lake Shore Drive, Chicago, Illinois 60611.

GRANTS AND FELLOWSHIPSColumbia Society of Fellows In the Humanities

The Columbia Society of Fellows in the Humanities, with grants from the Andrew W. Mellon Foundation and the William R. Kenan Trust, will appoint a number of post-doctoral fellows in the humanities for the academic year 1990-1991. The appointment carries with it the expectation of renewal for a second year. Fellows newly appointed for 1990-1991 must have received the Ph.D. between January 1, 1985 and July 1, 1990. The stipend will be \$29,500, one half for independent research and one half for teaching in the undergraduate program in general education. Additional funds are available to support research.

Application forms can be obtained by writing to the Director, Society of Fellows in the Humanities, Heyman Center for the Humanities, Box 100 Central Mail Room, Columbia University, New York, New York 10027. The deadline for receipt of completed application forms is October 15, 1989.

Woodrow Wilson Fellowships

The Woodrow Wilson International Center for Scholars, located on the Mall in Washington, D.C., awards approximately 40 residential fellowships each year for advanced research in the humanities and social sciences. Men and women from any nation and from a wide variety of backgrounds (including government, the corporate world, and the professions, as well as academe) may apply. Applicants must hold a doctorate or have equivalent professional accomplishments. Fellows are provided offices, access to the Library of Congress and other research facilities, manuscript typing services, computers, and research assistants. The Center also helps Fellows locate appropriate housing. Fellowships are normally for an academic year, although a few fellowships are available for shorter or longer periods, with a minimum of four months and a maximum of twelve. In determining stipends, the Center seeks to follow the principle of no gain/no loss in terms of a Fellow's previous year's salary. However, limited funds make it desirable for most applicants to seek supplementary sources of funding such as sabbatical support or grants from other sources. Travel expenses for Fellows are provided.

Where appropriate, Fellows are associated with one of the Center's eight programs: American Society and Politics; Asian; East European; History, Culture, and Society; International Security Studies; Kennan Institute for Advanced Russian Studies; Latin American; and West European.

The application deadline for 1990-91 is October 1, 1989. For information and application materials write to: Fellowships Office, Woodrow Wilson Center, Washington, DC 20560.

One of the Fellows at the Center, July, 1989-June, 1990, will be Mohamed Ibrahim Khalil, Advocate and Commissioner for Oaths from Khartoum, Sudan, whose research topic is "Inapplicability of traditional Islamic law in a modern plural society."

National Humanities Center Fellowships

The National Humanities Center offers 35-40 fellowships for advanced study in history, philosophy, languages and literature, classics, religion, history of the arts, and other fields in the liberal arts. Scholars from any nation may apply. Social scientists, natural scientists, or professionals whose work has a humanistic dimension are also welcome to apply. Applicants must hold doctorate or have equivalent professional accomplishments. The Center awards fellowships to senior scholars of recognized accomplishment and to promising young scholars. Young scholars should be no more than ten years beyond the completion of graduate study and should be engaged in research beyond the revision of their dissertations. Fellows are required to work at the Center, where they have private studies, library and manuscript typing services, and other administrative support. The Center locates housing for Fellows in the neighboring communities. Fellowships are for the academic year -- September through May -- though a few may be available for a single semester. Fellowship stipends are individually determined in accordance with the needs of each Fellow and the Center's ability to meet them. As the Center cannot in most instances replace full salaries, applicants are urged to seek partial funding in the form of sabbatical salaries or grants from other sources. The Center does not cover fringe benefits. In addition to stipends, the Center provides round-trip travel expenses for Fellows and their immediate families to and from North Carolina.

Fellowships at the National Humanities Center are supported by grants from the Andrew W. Mellon Foundation, the National Endowment for the Humanities, the Research Triangle Foundation, Delta Delta Delta, and the Rockefeller Foundation. **Application deadline for the academic year 1990-91 is October 15, 1989.** For application material write to: Fellowship Program, National Humanities Center, P.O. Box 12256, Research Triangle Park, NC 27709-2256, U.S.A.

Fulbright Grants

The Council for International Exchange of Scholars has announced the opening of competition for 1990-91 Fulbright grants in research and university lecturing abroad.

The awards for 1990-91 include about 1,000 grants in research and university lecturing for periods ranging from three months to a full academic year. There are openings in over 100 countries and, in many regions, the opportunity exists for multicountry research. Fulbright awards are granted in virtually all disciplines, and scholars in all academic ranks are eligible to apply. Applications are especially encouraged from professionals, retired faculty, and independent scholars.

Grant benefits, which vary by country, generally include round-trip travel for the grantee and, for most full academic-year awards, one dependent; stipend in U.S. dollars and/or local currency; in many countries, tuition allowance for school-age children; and book and baggage allowances.

The basic eligibility requirements for a Fulbright award are U.S. citizenship; Ph.D. or comparable professional qualifications; university or college teaching experience; and, for selected assignments, proficiency in a foreign language. It should be noted that there is no limit on the number of Fulbright grants a single scholar can hold, but there must be a three-year interval between awards.

Application deadlines for the awards were/are:

- June 15, 1989:** Australasia, India, and Latin America, except lecturing awards to Mexico, Venezuela, and the Caribbean;
- September 15, 1989:** Africa, Asia, Europe, the Middle East, and lecturing awards to Mexico, Venezuela, and the Caribbean; Travel-only awards to France, Italy, and Federal Republic of Germany (travel awards have new deadline);
- November 1, 1989:** Institutional proposals for Scholar-in-Residence Program;
- November 1, 1989:** International Education Administrators Program in Federal Republic of Germany, United Kingdom, and Japan; Seminar in German Civilization (all these programs have new deadline);
- January 1, 1990:** NATO Research Fellowships and Spain Research Fellowships.

Application materials are now available. For more information and applications, call or write Council for International Exchange of Scholars, 3400 International Drive, Suite M-500, Washington, D.C. 20008-3097. Telephone 202/686-7866. (NOTE NEW ADDRESS AND PHONE.)

NEH Reference Materials Awards

Reference Materials Awards. The National Endowment for the Humanities Reference Materials program supports projects that organize essential resources for scholarship and improve access to information and collections. Awards are made in two categories: Tools and Access. Dictionaries, historical or linguistic atlases, encyclopedias, concordances, catalogues raisonnées, linguistic grammars, descriptive catalogues and data bases are eligible in the Tools category. Archival arrangement and description projects, bibliographies, bibliographical data bases, records surveys, cataloguing projects, indexes and guides to documentation are eligible in the Access category. The new deadline for both categories is September 1, 1989 for projects beginning after July 1, 1990. For more information, write Reference Materials, Room 318, NEH, Washington, D.C. 20506.

Judicial Fellows Program, 1990-91

The Judicial Fellows Commission invites applications for the 1990-91 Judicial Fellows Program. The Program, established in 1972, is patterned after the White House and Congressional Fellowships. The Judicial Fellows Program seeks to attract and select outstanding individuals from a variety of disciplinary backgrounds who have an interest in the administration of justice and who show promise of making a contribution to the judiciary.

Two or three Fellows will be chosen to spend a year, beginning in September 1990, in Washington, D.C. at the Supreme Court of the United States, the Federal Judicial Center or the Administrative Office of the United States Courts. Candidates should be familiar with the judicial system, have at least one postgraduate degree and two or more years of successful professional experience. Fellowship stipends are based on salaries for comparable government work and on Fellows' salary histories but will not exceed the GS 15, step 3 level, presently \$60,968.

Information about the Judicial Fellows Program and on application procedures is available upon request from Vanessa Yarnall, Associate Director, Judicial Fellows Program, Supreme Court of the United States, Room 5, Washington, D.C. 20543. (202) 479-3374. Application materials should be submitted by November 15, 1989.

American Philosophical Society Grants

The A.P.S. has announced that December 1 is the deadline for receiving applications for Henry M. Phillips Research Grants in Jurisprudence. Awards will be announced by March 1, 1990.

The maximum size of grants is \$3,500 (\$2,500 for full professors). Eligible expenses are generally limited to: necessary travel, \$30 per diem toward the cost of room and meals, and xeroxing or microfilming. If your expenses exceed the limit, please indicate those items and the amount you are requesting of the Society.

The following grants were made for 1989:

-Jeffrey D. Hockett, University of Tulsa, \$820, "Justices Jackson, Frankfurter and Black: A Contrast of Constitutional Faiths."

-H.L. Pohlman, Dickinson College, \$1,700, "Justice O.W. Holmes and the Living Constitution."

-Leonie Star, Australian national University, \$1,700, "Julius Stone."

-Nancy Travis Wolfe, University of South Carolina, \$1,715, "Lay Judges in German Criminal Courts."

#### ACLS Grants

September 30, 1989, is the deadline for ACLS for research in the humanities, including Research Fellowships for recent recipients of the Ph.D. December 15 is their deadline for Grants-in-Aid to support expenses of humanistic research in progress; November 15, for Fellowships for postdoctoral or graduate research training in East European studies. For more information and application forms contact their office of Fellowships and Grants, 228 East 45th Street, New York, NY 10017-3398.

ACLS Grant recipients this year included: Richard H. Weisberg, Cardozo Law School, Yeshiva University -- Defining and criminalizing the status of the Jew: the practice of law under Vichy and occupied France.

Thomas J. Prusa, Department of Economics, SUNY Stonybrook -- The Mise of the fair trade laws: a legal and historical perspective.

Daniel W. Bromley, Department of Economics, University of Wisconsin (Madison) -- the law and economics of bi-cultural treaties.

Jeffrey S. Kopstein, Graduate Student in Political Science, UC Berkeley -- Communism and legality.

#### Scholarly Communication with China

NOTE: The Committee on Scholarly Communication with the People's Republic of China is funded jointly by the American

Council of Learned Societies, the National Academy of Sciences and the Social Science Research Council. The following notice on 1990-91 Exchange Programs was dated May 26, 1989. At the time of going to press Program Manager, Pamela Pierce, advises the editor that, although the future of the program is in some doubt, applications are still being accepted.

The Committee on Scholarly Communication with the People's Republic of China announces its 1990-91 National Program of Scholarly Exchanges with China, which supports scholars and advanced graduate students to visit China and young Chinese scholars to visit the U.S.

The **Graduate Program** supports individuals enrolled in a U.S. graduate program in social sciences or humanities to do coursework or dissertation research at a Chinese university. Grants are for one academic year, beginning September 1990. Application deadline is October 14, 1989.

The **Research Program** supports individuals in the social sciences and humanities who hold a Ph.D. or equivalent at the time of application to do in-depth research on China, the Chinese portion of a comparative study, or an exploratory survey of an aspect of contemporary China. Grants are for two months to one year, between July 1, 1990 and December 31, 1991. Application deadline is October 14, 1989.

The **American Scholars to China Program** supports scholars in humanities only who hold a Ph.D. or equivalent at the time of application for research, collaborative projects and seminars in China. Grants are for one to three months, between July 1, 1990 and December 31, 1991. Application deadline is October 14, 1989.

The **China Conference Travel Grants Program** supports individuals in the social sciences and humanities with a Ph.D. in China studies to present results of recent research at a conference in the PRC. Grants given for partial travel only. Does not support travel to lecture, teach or consult or for travel to conferences dealing primarily with the improvement of teaching methods or skills. Grants offered between July 1, 1990 and December 31, 1991. Application deadline is three months before conference applicants wish to attend; applications not accepted before January 1, 1990.

For application information on the above programs write the Committee on Scholarly Communication with the People's Republic of China, National Academy of Sciences, 2101 Constitution Avenue, Washington, DC 20418.



### American Antiquarian Society Fellowships

The American Antiquarian Society in order to encourage imaginative and productive research in its unparalleled library collections of American history and culture through 1876, will award to qualified scholars a number of short- and long-term Visiting Research Fellowships during the year June 1, 1990 - May 31, 1991:

AAS-National Endowment for the Humanities Fellowships - for six to twelve months of support (maximum \$27,500) for research on any subject on which the Society has strong holdings. Not open to foreign nationals (except those who have been resident in the U.S. for at least three years) or to degree candidates.

Kate B. and Hall J. Peterson Fellowships - for one to three months' support (maximum \$2,400) for research on any subject for which the Society has strong holdings. Dissertation writers and foreign nationals are eligible.

Frances Hiatt Fellowships - for one to two months' residence (maximum stipend \$1,600) by persons, including foreign nationals, at work on doctoral dissertations.

AAS-American Society for Eighteenth-Century Studies Fellowships - for one to two months' residence (maximum stipend \$1,600) by persons working in an area of American eighteenth-century studies. Degree candidates are not eligible.

For all AAS fellowships, the deadline for receipt of completed applications and three letters of recommendation is January 31, 1990. Announcement of the awards will be made by March 15, 1990. At least three AAS-NEH fellowships will be awarded, together with fourteen to seventeen short-term awards. An informational brochure and application forms can be obtained from John B. Hench, Associate Director for Research and Publication, A.A.S., 185 Salisbury Street, Worcester, MA 01609 (Tel: 508-752-5813 or 755-5221).

### An Opportunity for Research In France

The Camargo Foundation, an educational trust established under the laws of the State of New York, maintains a center of studies in France for the benefit of scholars and creative writers who wish to pursue projects in the humanities relative to France. The Foundation offers, at no cost, a dozen furnished apartments and a reference library in the city of Cassis which is a half-hour from Marseilles and Aix-en-Provence by car.

Applications may include university and college faculty members, teachers in public or private secondary schools, graduate students, or writers with a specific project in mind.

Candidates for Camargo Fellowships are asked to submit an application form, a vita, and a detailed description of their projects. If appropriate, the description should include a paragraph or two designed to locate the project conceptually and/or bibliographically in the context of the most important works available in the field. Research should be at an advanced stage and not require resources unavailable in the Marseilles-Aix-Cassis region.

The Camargo award is strictly a residential grant. Fellows who need funds for living or research should apply for them to other sources. Fellows may not accept gainful employment which coincides with their stay at Camargo. Fees for occasional lectures or participation in seminars, and the like, may be accepted.

Camargo Fellows in recent years have worked on topics such as "The Birth of Judicial Politics in Europe: The French Constitutional Council in Comparative Perspective" and on "The Laws of Inheritance in Medieval Provence".

For more information and application forms write to the Camargo Foundation, P.O. Box 669, Rockport, Maine 04856.

### THE SUPREME COURT'S HOLY BATTLES

On September 19 at 9 p.m., THE SUPREME COURT'S HOLY BATTLES, hosted by award-winning journalist Roger Mudd, airs nationally on public television (please check local listings for exact time.)

This one-hour documentary about the separation of church and state, traces the controversies fought in our modern Courts to their genesis 200 years ago when men like James Madison, Thomas Jefferson and Patrick Henry debated the proper role of religion in American life.

With Pulitzer Prize winning scholars Rhys Isaac and Leonard Levy; historians Thomas Buckley and Martin Marty; former solicitor General Rex E. Lee, and legal expert, A.E. Dick Howard, host Roger Mudd reconstructs the time when the first 16 words of the bill of Rights were developed: "Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof;..." Mudd and the scholars also analyze several significant church-state issues which have come before the Supreme Court in recent years, (among them school prayer, secular humanism, and equal access).

The documentary is produced by Film Odyssey, Incorporated of Washington, DC. Educational institutions may purchase video cassette copies by calling PBS at (800) 424-7963. Copies of the 32-page illustrated companion guide to it have been mailed out to ASLH members.

#### UNC PRESS DISCOUNTS

The University of North Carolina Press is currently offering our members a 30-percent discount on their five most recent titles in the "Studies in Legal History" series which they publish in association with ASLH. They are also offering a 20-percent discount on two other titles on their list which will be of interest to legal historians.

#### The "Studies in Legal History" titles (30% discount) are:

Michael Grossberg: Governing the Hearth: Law and Family in Nineteenth Century America. List price: \$32.00 cloth, \$12.95 paper. Discount price: \$22.40 cloth, \$9.07 paper.

Marylynn Salmon. Women and the Law of Property in Early America. List price: \$26.00 cloth, \$10.95 paper. Discount price: \$18.20 cloth, \$7.67 paper.

Allen Steinberg. The Transformation of Criminal Justice: Philadelphia, 1800-1880. List price: \$47.50. Discount price: \$33.25.

Emily Zack Tabuteau. Transfers of Property in Eleventh-Century Norman Law. List price: \$49.95. Discount price: \$34.97.

Stephen D. White. Custom, Kinship and Gifts to Saints: The Laudatio Parentum in Western France, 1050-1150. List price: \$29.95. Discount price: \$20.97.

#### The other titles (20% discount) are:

Lester J. Cappon, ed. The Adams-Jefferson Letters: The Complete Correspondence between Thomas Jefferson and Abigail and John Adams. List price: \$39.95 cloth, \$17.95 paper. Discount price: \$31.96 cloth, \$14.36 paper.

William Lasser. The Limits of Judicial Power: The Supreme Court in American Politics. List price: \$24.95 cloth, \$12.95 paper. Discount price: \$19.96 cloth, \$10.36 paper.

To qualify for the discount members must have already paid their 1989 membership dues. Institutional members are not eligible for the discounts.

Orders for one or more books at the discount price must be sent BEFORE November 6, 1989 to ASLH Secretary Michael Landon (address on the back cover of this NEWSLETTER) -NOT TO UNC PRESS.

Each order must be accompanied by a check -- made out to "The American Society for Legal History" -- to cover the discount price, plus a POSTAGE AND HANDLING CHARGE of \$1.50 for the first book and \$.75 for each additional book ordered.

UNC Press also wants us to alert our members to the fact that their Encyclopedia of Southern Culture (developed by the Center for the Study of Southern Culture at the University of Mississippi) is available to everyone this fall at the discounted price of \$49.95. After December 31 its price will go up to \$59.95. Edited by Charles R. Wilson and William Ferris, the Encyclopedia contains a forty-one page section on "Law" for which ASLH member MAXWELL H. BLOOMFIELD (Catholic University) served as consultant, and to which your NEWSLETTER editor was a contributor. It may be ordered directly from UNC Press, P.O. Box 2288, Chapel Hill, NC 27515-2288 (Tel: 919-966-5722), or most bookstores.

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#### OBITUARY

RICHARD B. MORRIS of Columbia University died on March 3, 1989 in New York City at the age of 84. An honorary fellow of the American Society for Legal History and former president of the American Historical Association, he was instrumental in originating Project '87, a joint effort of the American Historical Association to commemorate the Bicentennial of the Federal Constitution. Educated at City College of New York and Columbia University, Morris sparked renewed interest in legal history through his 1930 publication of Studies in the History of American Law, a book marked by its breadth of treatment and its originality. That research also generated scholarly and public interest in colonial and early national court records, most of which Morris examined for Studies and for his 1946 study of Government and Labor in Early America. His work as an editor began with a volume in the Littleton-Griswold American Legal Records series, Select Cases of the Mayor's Court of New York City (1935). At the time of his death he was at work completing a four volume edition of The Papers of John Jay, two of which are in print and two of which will be completed by Dr. Ene Sirvet. His one volume Encyclopedia of American History, first issued in 1953 had appeared in six editions before his death and was in its seventh revision when Morris was taken ill.

Morris was awarded the Bancroft Prize in 1965 for his study of the diplomacy of the American Revolution entitled The Peacemakers: The Great Powers and American Independence. He was a member of the Permanent Committee on the Oliver Wendell Holmes Devise and was awarded honorary memberships in the American Antiquarian Society, the Massachusetts Historical Society, the American Academy of Arts and Sciences and the Royal Historical Society (London). Hebrew Union College, Columbia University and Rutgers University recognized him by the award of honorary degrees.

A man of vibrant energy and infectious enthusiasm, Morris lectured as quickly as he thought, bringing consternation to note-taking students. Those privileged to serve as his research assistants were indoctrinated with his demands for painstaking research in primary sources; and they never ceased to be amazed at his quick recall of details and his ability to write rapidly and gracefully. Although his special area of history remained the Colonial and Revolutionary periods, Morris ranged widely, dealing in new and creative ways with the Jacksonian period, with labor history, with the entire scope of constitutional history and with comparative themes in world history. His special advice

to graduate students was that they should always strive to write something new about a topic. Many felt that their best ideas for new research came from casual conversations with Morris. The academic world has been greatly enriched by his presence and legal history is deeply indebted to him for his contributions.

Herbert A. Johnson

University of South Carolina