

# STANFORD UNIVERSITY BULLETIN

SEVENTH SERIES, No. 34

FEBRUARY 27, 1942

## SCHOOL OF LAW

SUMMER QUARTER, 1942

### SUMMER QUARTER CALENDAR

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|------------|----|---|
| June       | 18 | Thursday—Registration for Summer Quarter.   |
| July       | 25 | Saturday—First Half ends.                   |
| July       | 27 | Monday—Second Half begins.                  |
| Aug. 27-29 |    | Thursday-Saturday—End-Quarter examinations. |

STANFORD UNIVERSITY, CALIFORNIA

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## FACULTY FOR SUMMER QUARTER, 1942

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## SCHOOL OF LAW

### ORGANIZATION

The School of Law was established, as a department of the University, in 1893. Its purpose is to provide a thorough legal education for students who are fitted by their maturity and their previous academic training to pursue professional study under university methods of instruction. The curriculum leading to the first degree in law (LL.B.) constitutes an adequate preparation for the practice of law in any English-speaking jurisdiction. In all courses some attention is paid to problems of local law in the Western States.

By taking advantage of the four-quarter system, with its opportunities for summer instruction, students can complete the three-year law curriculum in two and one-fourth calendar years.

### THE LAW FACULTY

The faculty of the School of Law is composed of fifteen members, eleven of whom are resident during the autumn, winter, and spring quarters, each year, and continuously engaged in the work of instruction. The lectures on Patent Law, and special lectures supplementing the courses in Practice and Legal Ethics, are given by active practitioners. Instruction during the summer quarter is given in part by members of the regular staff and in part by visiting professors from other law schools.

### THE LOCATION OF THE SCHOOL

The School of Law occupies two buildings of the Inner Quadrangle, connected by an open arcade. In the first building are three recitation rooms; in the second, the Law Library stack room, the reading room for students, and the offices of the faculty.

### THE LIBRARY

The Law Library contains over 53,000 volumes, including complete sets of the English, Irish, Scotch, Australian, and Canadian reports, the reports of all federal courts, a complete set of the reports of the American States, the Australian States, and the Canadian Provinces, the National Reporter system, the standard collections of cases, the standard English and American legal encyclopedias, the principal American, English, and Canadian digests and citators, sets of the leading American, British, Canadian, and Continental legal periodicals, together with a good collection of textbooks. There is also a somewhat complete collection of compiled laws, session laws, and other statutory material, both federal and state, as well as British, Canadian, and Australian. The University Libraries are also available for use by students of the School of Law.

### THE COMBINED SIX-YEAR ACADEMIC AND PROFESSIONAL PROGRAM

During the present emergency the School of Law will offer a program of study leading to the degree of Bachelor of Laws based upon nine quarters of law study and nine quarters of academic study. Under this program, (1) students with at least 135 quarter units of credit in undergraduate academic study may enter the School of Law to devote the next nine quarters

exclusively to professional law study, and (2) students with at least 90 quarter units of undergraduate academic study will be admitted to the professional curriculum and permitted to spread the first year of law study and the third year of academic study over the third and fourth undergraduate years. In either case, undergraduate students who meet the requirements of the University (see *Information Bulletin*) and who successfully complete the first-year professional law courses will be recommended for the degree of Bachelor of Arts in the pre-legal curriculum. The degree of Bachelor of Laws can be earned in six quarters thereafter.

#### ADMISSION TO THE SCHOOL OF LAW

Admission in regular standing to the professional curriculum leading to the first degree in law is granted to students who have 90 quarter units of academic credit, acceptable to the faculty, from this University or from some other institution of recognized collegiate standing, and who have achieved a grade point average of 2.5 on the Stanford scale. Applicants whose records are not of such quality will be admitted only by special action of the faculty following a review of all the facts of the particular case.

In the discretion of the faculty, admission may be granted to a very limited number of students who cannot meet the foregoing requirements but who are eligible for admission to the University, who are twenty-five years of age, and whose previous experience is such as to justify the presumption of their ability to do the work successfully. Such students are termed "unclassified" and are not eligible for a degree.

It is advised that the matter of admission be settled in advance. For this purpose those seeking admission in regular standing should furnish a complete and official transcript of their college work, showing courses pursued, grades received, and degrees conferred. The necessary application blanks will be furnished upon request.

#### ADVANCED STANDING IN LAW

The adjustment of credit for law work done elsewhere is determined by action of the faculty of the School of Law upon the facts of each case. Students who contemplate transferring to this School are advised to have an official transcript of their law work sent in advance for a provisional statement of the amount of advanced standing that may be expected. Only students in good standing and eligible to return to the school from which they are transferring can be considered.

#### DEGREES

##### BACHELOR OF ARTS

The degree of Bachelor of Arts in the Pre-Legal Curriculum is conferred upon recommendation of the faculty of the School of Law and the Committee on Graduation on undergraduate students who meet the requirements of the University for that degree and who successfully complete the first-year courses in law.

##### BACHELOR OF LAWS

The degree of Bachelor of Laws (LL.B.) is conferred upon recommendation of the faculty of the School of Law and the Committee on Graduate Study

on students who have received the degree of Bachelor of Arts, or its equivalent, from this University or from some other institution of recognized collegiate rank, and who have satisfactorily completed courses in law aggregating 120 units after devoting not less than nine full quarters thereto, and who otherwise have satisfied the requirements of the University and of the School of Law. (For additional information consult the *Announcement of the School of Law*.)

#### MASTER OF LAWS

The School of Law offers work leading to the degree of Master of Laws (LL.M.), to those wishing additional training. This work is designed to serve the needs of two groups of students: those desiring a more complete training for the practice of law and those looking forward to law teaching or other forms of scientific legal research. The work offered is varied and can be adapted to the needs of each student. Opportunity will be afforded the student to include in his program such second- and third-year law courses, not already completed, as are desirable for the rounding out or supplementing of his previous training. In addition he must do a certain amount of directed research. Arrangements have also been made with the Graduate School of Business whereby fourth-year law students will be admitted to such courses in business as are most appropriate for the lawyer. The practice of law today is such that to be efficient the lawyer must be able to understand not only his business client's point of view but also his client's business problems. Such courses as Accounting, Business Finance, Statistics, and Industrial Relations are admirably adapted to this purpose and may be included as a part of the fourth-year program. (For an outline of courses in business see the *Announcement of the Graduate School of Business*.)

Admission to candidacy for the degree of Master of Laws will be granted only to students who are eligible for admission to the School of Law in regular standing and who have completed, with grades acceptable to this faculty, the work for the first degree in law at this University, or at some other university law school of recognized standing in which the work for the first degree in law covers a period of not less than six years of combined academic and law study, and who otherwise satisfy the requirements of the University and of the School of Law.

The degree of Master of Laws will be conferred upon students so admitted to candidacy upon the successful completion of one year (39 units) of work in this school in accordance with the rules of the University and of the School of Law. Upon his admission to candidacy, each student must present for the approval of the faculty the program which he wishes to pursue for this degree. The major portion of such program shall be in law and shall include at least ten units in two or more fourth-year law courses, in one of which a minimum of six and a maximum of eight units shall be devoted to the preparation of an acceptable thesis.

#### DOCTOR OF THE SCIENCE OF LAW

Admission to candidacy for the degree of Doctor of the Science of Law (J.S.D.) will be granted only to those who have received the degree of Master of Laws at this University, and who have completed the work required for such Master's degree with marked excellence and have given clear proof of ability to do independent research in law of a high order.

The degree of Doctor of the Science of Law will be conferred upon applicants so admitted to candidacy who spend one full academic year in independent legal research and as a result thereof present a thesis which is, in the opinion of the faculty of the School of Law, a contribution to knowledge. Such work and thesis shall conform to the rules and regulations of the University and of the School of Law.

#### THE SUMMER QUARTER

In addition to second- and third-year courses, a program of courses for students beginning law study in the summer quarter is offered. It will be noted that certain courses are given throughout the quarter, while others are complete in either the first or the second half of the quarter. The first half will close on July 25 and the second half will begin on July 27.

#### FEES

The total fee payable on registration day for students in the School of Law is \$143 (including tuition fee, \$115; community fee, \$15; incidental fee, \$10; and library fee, \$3). Students registering for only one-half of the quarter will be charged \$78.50 (including tuition, \$60; community, \$10.50; incidental, \$5; and library, \$3).

#### CHANGES

As it may occasionally become necessary to change the regulations and courses outlined herein, the right is reserved to make such changes without notice.

#### COURSES OF INSTRUCTION

##### FIRST-YEAR COURSES

**202. Contracts.**—Mutual assent; contracts under seal; consideration; contracts for the benefit of third persons; assignment of contracts; Statute of Frauds; actual and anticipatory breach; failure of conditions; impossibility; discharge; quasi-contract rights related to the above topics. Students taking this course will continue the study of contracts in a 3-unit course given in the autumn quarter. Case materials to be announced.

7 units (HURLBUT)

MTWThF 11 and TW 9

**206. Real Property.**—Tenure; estates in land with reference to quantity, absolute and qualified character, time of enjoyment, number and connection of owners, creation and transfer, uses, marital interests. Acquisition of title by adverse possession and prescription. Fraser, *Cases on Property*, and selected cases.

5 units (KIRKWOOD)

MTWThF 8

##### SECOND- AND THIRD-YEAR COURSES

**228. Bills and Notes.**—Negotiability; form and inception, form of bill and of note, acceptance, delivery, consideration, negotiation, transfer, holder in due course; liability of parties, maker and acceptor, drawer and indorser, transferor; discharge; effect of the Negotiable Instruments Law. Britton, *Cases on Bills and Notes* (3d ed.).

6 units (ROWLEY)

MTWThF 9 and T 2

**230. Mortgages.**—The nature of a mortgage; equitable mortgages; restrictions upon the right to redeem; obligations which may be secured by a mortgage; general principles governing priorities; transfer of a mortgagee's interest; transfer of a mortgagor's interest; discharge of a mortgage; redemption from a mortgage; subrogation, contribution, and exoneration—marshaling assets. Osborne, *Cases on Property Security*.

4 units, first half (8 recitations weekly) (OSBORNE) MTWThF 11 and MTTh 3

**246. Equity.**—Historical introduction; specific performance of contracts; general scope of the remedy; fulfillment of conditions, express and implied; part performance and the Statute of Frauds; equitable conversion by contract; misrepresentation, mistake, and hardship as defenses to specific performance; reformation. Cook, *Cases on Equity* (2d one-volume ed.).

4 units, first half (8 recitations weekly) (THURMAN) MTWThF 8 and MWF 2

**247. Trusts.**—The Anglo-American system of uses and trusts. Nature of a trust; other sorts of interests and relations distinguished; the creation, transfer, and extinguishment of trust interests, express, resulting, and constructive; validity of trusts; effects of statutes; charitable trusts; priorities and relative validity of competing equities; importance of the legal title to one claiming adversely to a trust or other equitable interest; remedies of creditors against the trust property; duties of the trustee. Prerequisite: Law 246, Equity. Scott, *Cases on Trusts* (3d ed.).

6 units (MECHEM) MTWThF 10 and Th 2

**250. Code Pleading.**—The civil action; splitting and joining actions; the complaint, including the caption, the statement of facts, and the prayer for relief; the answer, including general and specific denials, affirmative defenses and counterclaims; the demurrer; the reply; motions; bills of particulars; amendment and aider; construction of pleadings. Cathcart and Howell, *Cases on Code Pleading*.

4 units, second half (8 recitations weekly) (OWENS) MTWThF 8 and MWF 2

