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The Path of the Constitution (Program)

Harry W. Jones

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THE OLIVER WENDELL HOLMES DEVISE LECTURES

The Path of the Constitution

HARRY W. JONES

Cardozo Professor of Jurisprudence
Columbia University Law School

May 5, 6 and 7, 1966

THE MARSHALL-WYTHE SCHOOL OF LAW
College of William and Mary
Williamsburg, Virginia

THE OLIVER WENDELL HOLMES DEVISE

Oliver Wendell Holmes, Jr. (March 8, 1841-March 6, 1935) was Associate Justice of the United States from 1902 to 1932. The son of a noted physician and poet of the same name, twice wounded in battle in the Civil War, he was admitted to the Massachusetts bar in 1867. Both in practice and in legal scholarship he attained early eminence; his famous work on *The Common Law*, first published in 1881, has gone through nearly forty printings and is considered a classic of legal history. In 1883 he began the first of two distinguished judicial careers, on the high court of Massachusetts, where he served until nominated to the Supreme Court of the United States. Upon his death at the age of 94, the bulk of his estate was left to the United States of America. It is administered by the Permanent Committee of the Oliver Wendell Holmes Devise in the Library of Congress. In 1955 the income of the Devise was allocated to the work of preparing a multivolume scholarly history of the Supreme Court, the first volumes of which are now approaching publication. In 1969 a portion of the income was set aside to support the Holmes Devise Lectures.

THE HOLMES DEVISE LECTURES

Each year the series of Holmes Devise Lectures is given at a different American law school. The lectures to date, and the lecturers, are:

- 1960-61 *Justice Holmes, Natural Law and the Supreme Court*, by Francis Biddle, former Attorney General of the United States, at the University of Texas.
- 1961-62 *The Morality of Justice Holmes*, by Judge Charles Wyzanski, Jr., at the University of Colorado.
- 1962-63 *Justice Holmes and the Uses of Legal History*, by Professor James Willard Hurst of the University of Wisconsin, at the State University of Iowa.
- 1963-64 *Apology for Uncomfortable Change, 1863-1963*, by Professor Arthur E. Sutherland, Jr., at the University of North Carolina.
- 1964-65 *Federalism and States' Rights in Theory and Practice*, by Judge William Hastie, at Washington University (St. Louis).

THE PATH OF THE CONSTITUTION

Thursday, May 5

Our Constitutional Government: The Origins and the Plan

3:00 p. m., Little Theatre
Campus Center

Friday, May 6

The Jurisprudence of Judicial Review

3:00 p. m., Little Theatre
Campus Center

Saturday, May 7

Constitutional Law and Constitutional Morality

3:00 p. m., Virginia Room
Williamsburg Conference
Center

PROFESSOR HARRY W. JONES

This year's Holmes Devise Lecturer received his A.B. and LL.B. degrees from Washington University (St. Louis), attended Oriel College, Oxford University, as a Rhodes Scholar, and subsequently earned his LL.M degree at Columbia University. He is a member of the Missouri and California bars, and has served on the law faculties of California, Chicago, Columbia and Washington universities. In the summers of 1955 and 1959 he was a member of the staff of the Salzburg Seminars in American Studies. From 1962 to 1963 he was director of research for the American Bar Foundation, and is currently adviser to the American Law Institute's *Restatement of Contracts, 2d*. The author of five books and many periodical contributions, Professor Jones is a member of the American Philosophical Society, a fellow of the American Academy of Arts and Sciences, and a trustee of the Walter E. Meyer Research Institute of Law.