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News Letter

MARSHALL - WYTHE SCHOOL OF LAW
COLLEGE OF WILLIAM AND MARY
Williamsburg, ✕ ✕ ✕ ✕ Virginia

VOLUME 2

APRIL 1959

NUMBER 4

ANNUAL MEETING - WILLIAM AND MARY LAW SCHOOL ASSOCIATION

The annual meeting of the William and Mary Law School Association will be held on Saturday, May 16, 1959, at 3:00 P.M., at the Marshall-Wythe School of Law. A party for the members and guests, followed by a banquet on individual order, will be given at the Williamsburg Lodge starting at 5:00 P.M. As is customary, the members of the senior class and their wives will be guests of the Association.

At the dinner, the plans for the new Law School building will be outlined by President Chandler and Dr. William F. Swindler, who is Director of Development. Dean Woodbridge will also make a few remarks.

Amendments to the Charter of the Law School Association will be proposed to meet requirements of the Internal Revenue Service to give the Association an exempt status and to remove certain difficulties in filing requirements. The contents of these amendments will be mailed shortly to the members with the notice of the annual meeting.

FACULTY ACTIVITIES

Professor James P. Whyte has completed a series of three lectures at the Eastern State Hospital in Williamsburg with a discussion of the problems faced by the psychiatrist when serving as a witness in court.

On March 10, Professor Whyte addressed the Hampton Bar Association at its monthly meeting on the topic of Organization Problems in Labor Organizations.

Dr. Thomas C. Atkeson met with the education committee of the Tax Executive's Institute in Washington, D. C., February 14, to assist in a study of methods of educational enrichment through a better mixture of academic experiences with those of the corporate tax executive. Dr. Atkeson is academic advisor to the committee.

Dr. Atkeson also spoke before the Richmond Chapter of the National Association of Accountants, February 19th. His topic was "Some Ideological Bench-Marks in our Tax History."

Professor James P. Whyte attended the ABA-AMA joint conference on medico-legal problems in Washington on March 20-21, 1959, and reports most interesting discussions concerning problems related to narcotics control, the extension of the doctrine of res ipsa loquitur in medical malpractice cases, and the problems of proving alleged traumatic neuroses.

ALUMNI ACTIVITIES

Mr. G. Duane Holloway (B.C.L. '55) of Poquoson (York County) has been appointed an associate county court judge, and Mr. Robert E. Quinn (B.C.L. '56) of Hampton, a substitute municipal judge.

Mr. Robert Cook (B.C.L. '50) of Kent, Ohio, has been elected representative for his district to the Congress of the United States.

LCDR Ward Boston (B.C.L. '50) is the author of MILITARY TRIAL PRACTICE USING THE MANUAL FOR COURT-MARTIAL in the March 1959 issue of the JAG JOURNAL.

STUDENT ACTIVITIES & HONORS

Mr. Theodore H. Focht, a third year law student, has been appointed an associate in law at Columbia University. He will do some teaching in the Law School and will also be a candidate for the degree of Doctor of Juridical Science.

Mr. John R. Batt, also a third year law student, has been awarded a graduate scholarship at the Yale University Law School where he will be a candidate for the degree of Master of Laws.

The students of William and Mary, including several students of the Marshall-Wythe School of Law, participated in a promotion campaign sponsored by TIME MAGAZINE. These students gathered pieces of a puzzle which were mailed to each student at the College and assembled to complete a news map of the world depicting personalities of current international interest. The award of \$100 worth of books is being equally divided between the general College Library and the Marshall-Wythe School of Law Library. Several reference books suggested by students and faculty will be added to the Law Library and several books for reference in the Introduction to Law course were requested from TIME MAGAZINE.

Appellate Briefing exercises in Professor Whyte's class in Legal Writing are scheduled to get under way in April. The first oral argument before the mythical Supreme Court of Woodbridge is scheduled for April 21, and others will follow each Thursday and Tuesday through May 5. The problems for these exercises lie in the fields of agency and contracts, representing areas of study covered by the freshman advocates.

Meanwhile, the Marshall-Wythe School of Law's first practice court session is scheduled for May 1. Details for this exercise appear elsewhere in this Newsletter.

LAW REVIEW

Volume Two, Number One of the William and Mary Law Review is expected to be in the mails sometime in June. This year's Review will contain a paper by R. Harvey Chappell, Jr. (B.C.L. '49) concerning the federal income tax treatment of lump sum compensation for prior services; plus other articles, notes and comments by students of the Law School.

If any alumni have issues of the William and Mary Review of Virginia Law for the years of 1949, 1950, and 1954 that they would be willing to donate to the Law School, it will be appreciated if they will forward them to the Dean's Office. The demand for complete sets exceeds the supply.

STUDENT BAR ACTIVITIES

Neil Schilke, a first-year student at the Marshall-Wythe School of Law, was elected Vice-President of the Fourth Circuit of the American Law Student Association--top office in the Circuit--at its annual convention. Wake Forest College School of Law was host to the gathering which began Friday, March 20, and ended Saturday, March 21. Delegates from ten colleges and universities in the Fourth Circuit participated in discussions, round-tables and talks during the session.

Other law students from William and Mary who attended the meeting were: William H. Colona, S. J. Baker, Charles R. Cloud, and Lawrence P. Roesen. Mr. Colona was the official representative of the Marshall-Wythe School of Law.

Schilke's election as head of his Circuit means that the 1960 A.L.S.A. Fourth Circuit conference will be held in Williamsburg. The meeting will be set in early March or late February.

Other member chapters of the Circuit are: the University of North Carolina, the University of Virginia, Washington and Lee University, Duke University, University of Maryland, West Virginia University, the University of South Carolina, North Carolina College, the University of Richmond, and South Carolina State College.

EXCERPT FROM VIRGINIA GAZETTE, March 30, 1959:

Members of a William and Mary sorority and fraternity were shocked last week to receive summonses to appear in court: They were being sued for \$150 by one Martha Bull for the loss of a Santa Claus suit. A process server officially delivered the subpoenas last Monday to the officers of Kappa Kappa Gamma sorority and Pi Lambda Phi fraternity while the two Greek letter social organizations were holding their weekly meetings.

The process server explained that a Santa Claus suit borrowed by the sorority and fraternity last December had not been returned to its owner. The suit had been used during a Christmas party for underprivileged children that had been given jointly by members of Kappa Kappa Gamma and Pi Lambda Phi. The plaintiff, the process server said, was suing for the cost of the suit, including a white beard, sleigh bells and toy sack, plus punitive damages.

The sorority members chattered, cackled, and complained. They admitted helping the fraternity brothers stage the party in the Pi Lamb lodge, but, they claimed, they were responsible only for the party's refreshments and not the entertainment (and hence not the Santa suit.) The sorority officers called their alumnae advisors.

The fraternity men ranted, rambled and rebutted. The gentlemen agreed with the sorority that they alone were responsible for the suit. The fraternity members who headed the Santa Claus committee was questioned and he swore he had returned the suit. The fraternity officers called a lawyer. The trial is set for May 1. Defense cases were prepared.

But this week, much to their surprise and relief, the members of the sorority and fraternity learned that the legal suit involving Santa's suit is only a make-believe case created by members of the Marshall-Wythe School of Law. The almost too realistic case will be held in Bryan Hall, headquarters for the Law School.

The defense will be represented by Fred Aucamp and the plaintiff by Charles Cloud, both law students at William and Mary who have passed the Virginia Bar examination. James P. Whyte, professor of law, will sit on the bench at the Woodbridge Circuit Court, named for Dr. Dudley W. Woodbridge, dean of the Law School.

Professor Whyte explained to the near-panicked sorority and fraternity members: "This is the first practice trial session to be held. It differs from the moot court used in most schools in that the case is an actual real life situation and not a made-up one. The jury will come from students in the introduction to law class.

For the Kappas and the Pi Lambs the mock case was too much of a real life situation to suit them. A fraternity officer admitted: "I thought he really meant it."