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Newsletter

College of William and Mary in Virginia

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VOLUME SEVEN

JULY, 1964

NUMBER FOUR

Otto Lowe, Sr., B.C.L. '26 Receives Honorary Doctor of Law and Taxation Degree

At the Commencement Exercises held on June 7, Mr. Otto Lowe, Sr., counsel to the law firm of Hanson, Cobb, O'Brien and Tucker of Washington, D. C., received the honorary degree of Doctor of Law and Taxation. President Paschall's commendation of Mr. Lowe made to Mr. J. B. Woodward, Jr., Rector of the Board, is set forth in full:

Otto Lowe has distinguished himself both in a career in the law, in Cape Charles, Virginia, and in Washington, D. C.--and also in his long and effective service on behalf of the College of William and Mary. One of the first graduates of the Marshall-Wythe School of Law after its modern reopening, he was a founder of the law alumni association and has been a strong supporter of its pioneering graduate program in law and taxation. His advocacy of the Law School is documented in a distinctive record of service and leadership, and his influence in inaugurating the work-study program at the College was timely and fortuitous.



Mr. Lowe is a member of the Virginia Historical Society, the Alpha Chapter of Phi Beta Kappa, the Academy of Political Science, the American Judicature Society, the Virginia, Federal and American Bar Associations and

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Law School Association Celebrates Law Day in Conjunction with Annual Meeting

The annual meeting of the William and Mary Law School Association was held on May 2, 1964 with a luncheon in the Ballroom of the Campus Center following the morning business meeting in Bryan Lounge.

Elected to serve as officers for this year were William B. Harman, Jr., Washington, D. C., President; John M. Hollis, Norfolk, Vice-President; Emeric Fischer, Williamsburg, Secretary-Treasurer; and L. Cleaves Manning, Portsmouth, Sergeant-at-Arms. New members of the Board of Directors named were Preston Shannon, Richmond; Arthur B. Hanson, Washington, D. C.; Cleaves Manning and Donald H. Sandie, Portsmouth, Ex-Officio. Continuing on the Board with unexpired terms are William T. Prince, Norfolk; Thomas J. Middleton, Fairfax; C. Harper Anderson, Williamsburg; Garland Clarke, Lively; and David O. Williams, Jr., Washington, D. C.

Among the business transacted at the meetings was the appointment by the new President of a committee to study and implement the improvement of public relations for the Law School. Dr. Thomas C. Atkeson, R. Harvey Chappell, Jr., John M. Court, and John M. Hollis, as Chairman, were appointed by Mr. Harman to serve on this Public Relations Committee.

Welcoming remarks were tendered by President Davis Y. Paschall and Lieutenant Governor Mills E. Godwin addressed the members and their guests at the luncheon on matters significant

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New Officers of the Student Bar Association are Nicholas St. George, Jr., President; flanked by Charles H. Rideout, Jr., Vice-President; and Penelope I. Dalton, Secretary-Treasurer.

Student Associations Elect Officers for the 1964-1965 Session

The Student Bar Association, the organ of student government for the Law School and comprising the entire law student body, will be headed by Nicholas St. George, Jr., as President, Charles H. Rideout, Jr., Vice-President, and Miss Penelope I. Dalton, Secretary-Treasurer for the coming session. Assemblymen elected were Gary N. Gleason, Robert E. Kane and Lacy L. Scoggin.

Richard C. Grizzard will be the new Justice for the George Wythe Chapter of the Phi Alpha Delta national legal fraternity. Others elected to office for the next session are John R. Tarrant, Vice-Justice, Avery A. Thomas, Clerk, William A. C. Keller, Marshal, and Ronald R. Zedd, Treasurer.

The Barristers' Brides, the organization of law students wives, have chosen Diana Kapral to be their new President, Carol Rideout, Vice-President, Claire Cook, Secretary, Holly Yurasek, Treasurer, and Suzy Palmer as Chairman of the Housing Committee.



New Officers of Phi Alpha Delta are (l-r), seated) Richard C. Grizzard, Justice; John R. Tarrant, Vice-Justice; (standing) Ronald R. Zedd, Treasurer; Avery A. Thomas, Clerk; and William A. C. Keller, Marshall.

Planning for New Law Building Inaugurated

President Davis Y. Paschall has acted to commence the formulation of plans for the conversion of the present library into the new law school building. He has appointed a planning committee comprised of Professors Thomas C. Atkeson, William F. Swindler, James P. Whyte, and Joseph Curtis as Chairman, to study and report on the nature of and justification for the renovations needed. Upon the completion of the findings made by this Committee as to the area and facilities required by the School in the new building, joint conferences will be held with the Bursar, Mr. Robert T. English, Jr., the Superintendent of Grounds and Buildings, Mr. Ervin D. Farmer and the College architect regarding the feasibility of the proposals submitted by the Committee. It is expected that a final report of justification and need will be completed for submission by the President to the College Board of Visitors at the meeting of the Board to be held in September, and that the action taken by the Board will subsequently be presented to Governor Harrison and his Budget Committee on the occasion of their visit to the College next spring for the consideration of capital outlay requests.

Summer Session Enrollment at All Time High

Fifty-two law students are enrolled in the 1964 Summer Session, the largest number ever to continue their law study through the nine week session. Course offerings and their instructors include NEGOTIABLE INSTRUMENTS, Professor Woodbridge; PROBLEMS IN CRIMINAL LAW AND ITS ADMINISTRATION and DAMAGES, Professor Whyte; INSURANCE, Mr. Emeric Fischer; ROMAN LAW, Professor Swindler; PROPERTY I, Mr. Aderson; and FUTURE INTERESTS, Professor Curtis.

Twenty-four Receive Law Degrees at June Commencement

Twenty-two students completed the requirements for the Bachelor of Civil Law degree and two students those for the Master of Law and Taxation degree at the end of the 1964 Spring Semester and received their degrees at the Commencement Exercises held on Sunday, June 7th. The B. C. L. recipients were John K. Bancroft, A. B., University of Vermont; Allan Brownfeld, A. B., William and Mary; Richard E. Crouch, A. B., William and Mary; Reginald B. Frazier, A. B., William and Mary; Philip J. Hendel, A. B., William and Mary; H. Scott Hester, A. B., University of North Carolina; James P. Kent, Jr., A. B., William and Mary; James W. McGlothlin, A. B., William and Mary; Shepard W. McKenny, A. B., William and Mary; Richard W. Neve, B. B. A., University of Wisconsin; Joseph F. Phillips, Jr., A. B., William and Mary; Donald J. Porter, B. S., U. S. Naval Academy, M. S., University of Wyoming; N. Woodrow Pusey, A. B., William and Mary; David L. Short, A. B., Old Dominion College; Thomas Shiels, A. B., Pennsylvania State University; N. Prentis Smiley, Jr., A. B., Lynchburg College; Wallace B. Smith, A. B., University of the South; Constantine Spanoulis, A. B., Old Dominion College; E. Kendall Stock, A. B., American University; Haral Lee Stuart, A. B., University of Alabama; Harold O. Telstad, A. B., William and Mary; Joseph C. Wool, Jr., A. B., William and Mary.

Emeric Fischer, B. S., University of South Carolina, B. C. L., William and Mary, and Owen A. Knopping, A. B., B. C. L., William and Mary, were conferred with the Master of Law and Taxation degree.

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Student Awards for the 1963-1964 Session

The two best entries from this School in the 1964 Will Draftsmanship Contest sponsored by the Virginia Trust Company of Richmond were submitted by students James P. Kent, Jr. and Joseph C. Wool, Jr. Mr. Kent also received first prize in the State-wide contest competing with participants from the four Virginia Law Schools.

The William A. Hamilton prize for the best essay on a subject connected with Roman Law was awarded to Richard E. Crouch. The subjects treated upon by Mr. Crouch were Factors in the Retarded Development of the Roman Criminal Law and Individual Freedom in the Roman Law.

The Lawyers Title Insurance Corporation Award for proficiency in the law of real property was won by Shepard W. McKenney, who completed his degree requirements in February. Mr. McKenney made four A and one B grades in the subjects considered for the award.

Mr. Emeric Fischer earned the Seidman and Seidman Tax Award as the student who achieved the highest average in his courses in taxation. Mr. Fischer made A grades in the entire twenty-five semester hours of tax courses which he completed.

The Nathan Burkan Memorial Competition sponsored by the American Society of Composers, Authors and Publishers was won by Joseph F. Phillips, Jr. for the best paper on a subject of current significance in the field of copyright law. Mr. Phillips wrote on Factors of Musical Plagiarism.

Mr. N. Woodrow Pusey was judged by the law faculty to be the graduating student who made the most satisfactory progress in his senior year and thus qualified to receive the LAW WEEK Award given by the Bureau of National Affairs, Inc., of Washington, D. C.

Dean Emeritus Woodbridge Introduces Successful Virginia Bar Applicants to Court of Appeals

On Monday, June 8, 1964, at ceremonies sponsored by the Junior Bar Section of the Virginia State Bar and attended by the successful bar aspirants from the four Virginia Law Schools, Dean Emeritus Dudley W. Woodbridge introduced to the Court of Appeals of Virginia the following new graduates of this School who had previously passed the Virginia Bar Examination; Richard E. Crouch, presently associated with the law firm of Crouch and Crouch, Arlington; Reginald B. Frazier, with the firm of Bateman, White & Hunt in Newport News; H. Scott Hester who expects to practice in Alaska; James P. Kent, Jr., with the firm of Arthur & Harvey in Altavista; James W. McGlothlin, who will practice in his home town of Grundy; Joseph F. Phillips, Jr., with Carneal, Smith & Anderson in Williamsburg; N. Woodrow Pusey associated with Ralph T. Baker in Newport News; and Joseph C. Wool, Jr., who became an attorney in the Legislation and Regulations Division of the Chief Counsel's Office for the Internal Revenue Service in Washington.

The American Law Book Company gives an award to the student in each law school year who has been judged to have made the most significant contribution toward overall legal scholarship. Third year student James P. Kent, Jr., second year student Robert C. Johnston, and first year student, James L. Tucker, were the recipients of these awards.

The West Publishing Company awards for the highest scholastic average attained in each of the three law year classes went to Joseph C. Wool, Jr., standing number one in the graduating class with a quality point average of 2.69; Raymond Strople for his average of 2.58 leading the second year class; and Margaret Elaine Moore topping the first year class with an average of 2.66. A quality point average of 3.0 represents straight A work.

Faculty

Activities

On May 19, 1964, Professor Atkeson was requested by the Virginia State Chamber of Commerce to serve as Chairman of its newly created Special Sales Tax Study Committee. This Committee consists of representative industry and professional leaders throughout the State and its purpose is to develop the type and form of sales tax which is best designed to serve the State's needs in the event such a tax is required. It is not the function of the Committee to recommend either for or against the adoption of a sales tax, but only its form if one is to be adopted. The study is to be completed by October 1965. Professor Atkeson was also re-appointed to the State Affairs Committee of the Virginia State Chamber of Commerce on June 5, 1964, by the Chamber's President, Mr. Thomas E. Sebrell, III.

Professor James P. Whyte's article entitled, "Final Argument; Conduct of Virginia Counsel," appears in Volume 5, number 1 of the William and Mary Law Review. He has also published labor arbitration awards involving the Teamsters Union and Morton Frozen Foods and the Gypsum Workers and Lehigh Portland Cement Company. These awards appear, respectively, in 64-2 ARB P8488 and 12 ALAA P72,270. Professor Whyte is a member of the labor arbitration panels maintained by the American Arbitration Association, the Federal Mediation and Conciliation Service and Virginia's Department of Labor and Industry. In June Professor Whyte represented the Marshall-Wythe School of Law at the Annual Meeting of the Judicial Conference of Virginia held at Mountain Lake, and on June 25 he addressed the Williamsburg Rotary Club on the subject, "The Art of Criticizing the Supreme Court."

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Tenth Annual Tax Conference to be Held December 5th

The Tenth Annual Tax Conference sponsored by the Law School will be held at the College of William and Mary on Saturday, December 5, 1964. The program folders showing the subject matter to be included and the names of those selected to lead the discussions will be mailed to all Law School alumni during the later part of October.

A copy of the proceedings of the Ninth Annual Tax Conference, which was held on December 7 of last year, has recently been mailed to all Law School alumni; in-State members of the Virginia Bar; in-State Certified Public Accountants, Law School libraries throughout the country; and the editorial department of all major Tax Services, tax journals and tax associations. The copies distributed numbered approximately 5,500.

The printing and distribution of the proceedings were made possible by a generous gift from an alumnus of the College, who has also from time to time kindly made substantial contributions to other phases of the Tax Conference operations.

Attendance at the Ninth Annual Tax Conference numbered 261. Attendance at the December 5, 1964 Conference will probably exceed that of last year in view of the added interest stimulated by the many changes incorporated in the Code by the Revenue Act of 1964, approved on February 26 of this year and the many tax changes adopted by the 1964 General Assembly of Virginia.

These Conferences have become an important part of the Law School's educational service, as commented by President Paschall in his Foreword to the Proceedings of the Ninth Annual Tax Conference, in which he said in part:

"These discussions are an important adjunct to the Law School's formal courses

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Faculty Activities

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An interdisciplinary study of the legal and scientific history of the Mason-Dixon line is resulting from the collaboration of Professor William F. Swindler of the law faculty and Dr. A. Hughlett Mason of Arlington, retired senior physicist of the Army Chief of Staff. A popular article by the co-authors, "Mason and Dixon: Their Line and Its Legend," appeared in the February issue of American Heritage magazine. Subsequently Drs. Mason and Swindler received a grant from the American Philosophical Society to edit the field journal kept by the two eighteenth century surveyors. Professor Swindler is research coordinator for a detailed study of the suability in contract of state and local government units, initiated by Paul H. Gantt for the Mid-Atlantic area of the American Bar Association division on government contracts. The first results of this study, covering procedures in Delaware, the District of Columbia and Virginia, is to be reported to the ABA convention in August. The project will ultimately be extended to cover all fifty states.

Professor Arthur W. Phelps represented the Law School at the Annual Conference of the Fourth Judicial Circuit of the United States Court of Appeals held in Asheville, North Carolina on June 26 and 27, and at the Annual Meeting of the Virginia State Bar Association held in White Sulphur Springs, West Virginia in early July, there participating in a meeting of the Committee on Continuing Legal Education of which he is a member.

Dean Emeritus Dudley W. Woodbridge in company with Dean Curtis attended the joint conference of representatives of the Virginia law schools with the Virginia State Bar Examiners in Roanoke on July 1 immediately following the the June Bar Examination.

Dean Curtis served as one of the judges for the State finals of the National Oratorical Contest sponsored by the American Legion and held in Newport News in March. In April he addressed an organizational meeting of the area Judge Advocate General officers from all branches of the service held at Fort Eustis, speaking on the early history of the Law School. In May he represented the Law School at the ceremonies dedicating a marble bust of George Wythe for placement in the Capitol Building in Richmond by the Colonial Dames of Virginia, and in July he addressed the Williamsburg Exchange Club at the Williamsburg Lodge on changes affecting the individual made by the Revenue Act of 1964.

Professor E. Blythe Stason, Jr. has accepted an appointment to serve on the Committee on International Law of the Association of American Law Schools.

Lowe

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many other distinguished societies--civic, service and fraternal. He was a delegate to the Virginia Constitutional Convention of 1945, special assistant to the United States Attorney General, associate and personal representative of the Hon. Joseph B. Keenan at the prosecution of Japanese War Criminals in Tokyo. He was a member of the Board of Visitors of the College of William and Mary for eight years, and before and since that time has been actively engaged in service to the College.

While a student at the College he served as President of the Student Body.

He has served on the board of the Society of the Alumni for four years; is a recipient of the Alumni Medallion, and in 1955 was Chairman of the Alumni Committee for the Marshall - Wythe - Blackstone observances. It is with pleasure and appreciation that I present Otto Lowe for the degree of Doctor of Law and Taxation.

Law Day

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of Law Day. Following the luncheon a reception was held at the Holiday Inn in honor of the Lieutenant Governor.

The Law Day activities were co-sponsored by the Association, the Student Bar Association and the Williamsburg Bar Association. Attendance of alumni at these functions was noted to surpass any preceding annual meeting.

Plans of President Harman for association activities for this year include the publication of a new alumni directory, inauguration of a placement program for the law graduates, and a drive to increase Association membership.

You may avoid solicitation in the new membership drive by payment of your dues now to Mr. Emeric Fischer at the Law School.

Tax Conference

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in the education of its students in the various aspects of tax law; and, as evidenced by the interest shown, are of value to practicing accountants and attorneys with a professional interest in taxation."

"The College of William and Mary takes pride in sponsoring discussions, as exemplified by these papers, which have contributed so much to the advancement of knowledge as a result of the wholehearted participation by eminent scholars and technicians in the field of taxation."

The Tax Conferences are conducted under the immediate supervision of Dean Curtis and Professor Atkeson.

Law Library Acquires Photo - Copier

Another item concluded at the Association business meeting was the appropriation of Association funds for the acquisition by the Law Library of a dry process photo-copier. The photo-copier has been acquired and it is available for the use of students and attorneys. A charge of 25¢ per page must be made, however, for other than Law School business use in order to help meet the cost of reproduction paper.

Law Library

Open House

On Friday afternoon, July 17, the law library staff held an Open House for the staff of the College General Library. Refreshments were served and the guests were conducted on a tour of the newly acquired law library rooms and facilities.

Law Degrees

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Between the hours of the baccalaureate service and the commencement exercises held on that day, a reception was given by the law faculty at the Williamsburg Inn for the graduating students and their guests.

Large Classroom to be Added for Law School Use

Last year it was necessary to convert one-half of Bryan Lounge for an additional reading room in the expansion of the Law Library. The increased enrollment has resulted in the need for an additional large classroom and this summer work will be undertaken to convert the balance of Bryan Lounge for that purpose. One of the smaller Bryan classrooms will be refurnished as a lounge for the law students and those in the Bryan Dormitory.

Larrick Memorial Gift

Mrs. Herbert S. Larrick of Winchester, Virginia, has donated the sum of approximately \$1,000 to be used by the Law School for the acquisition of additional books and study carrels in the Law Library. This gift was made in memory of her recently deceased husband, Herbert Scaggs Larrick, William and Mary 1894. The late Mr. Larrick, an attorney, was especially interested in banking law and the money has been used in part in further development of the banking law collection. In addition seven new study carrels have been added to those presently in the law library for student use. Bronze plaques inscribed in memory of Mr. Larrick have been affixed to the carrels. Study conditions are much enhanced by this gift.

Orientation Reception to be Held on September 18th

Annually the students entering the Law School are welcomed at a reception sponsored by the Student Bar Association and held on the evening of registration day. The new students introduce themselves and their wives on this occasion and the opportunity is provided for them to meet the members of the law faculty, upperclassmen and their families. Mr. Nicholas St. George, the new President of the Student Bar Association, has scheduled this year's reception for Friday evening, September 18th.

On the following day representatives of the various law student organizations address the new students to familiarize them with student affairs and the wives of the new students are entertained at a coffee given by the Barristers Brides, the organization of law students' wives. These functions serve to assist in the adjustment to law student life.

RETURN POSTAGE GUARANTEED

Marshall-Wythe School of Law
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Williamsburg, Virginia