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1960

## 1960-1961 Cleveland-Marshall Law School

Cleveland-Marshall Law School

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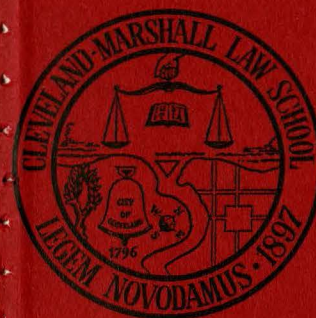
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# **CLEVELAND-MARSHALL LAW SCHOOL**

**1240 ONTARIO STREET, CLEVELAND 13, OHIO**

**1960-1961**

# CLEVELAND-MARSHALL LAW SCHOOL

1960-1961



*Approved provisionally by the  
Section of Legal Education of  
The American Bar Association*

*Member, League of Ohio Law Schools*

1240 ONTARIO STREET

Cleveland 13, Ohio • Superior 1-6113



# ACADEMIC YEAR 1960-1961

<i>August</i>							<i>December</i>							<i>April</i>						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
..	1	2	3	4	5	6	..	..	..	..	1	2	3	..	..	..	..	..	..	1
7	8	9	10	11	12	13	4	5	6	7	8	9	10	2	3	4	5	6	7	8
14	15	16	17	18	19	20	11	12	13	14	15	16	17	9	10	11	12	13	14	15
21	22	23	24	25	26	27	18	19	20	21	22	23	24	16	17	18	19	20	21	22
28	29	30	31	..	..	..	25	26	27	28	29	30	31	23	24	25	26	27	28	29
														30	..	..	..	..	..	..
<i>September</i>							<i>January</i>							<i>May</i>						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
..	..	..	..	1	2	3	1	2	3	4	5	6	7	..	1	2	3	4	5	6
4	5	6	7	8	9	10	8	9	10	11	12	13	14	7	8	9	10	11	12	13
11	12	13	14	15	16	17	15	16	17	18	19	20	21	14	15	16	17	18	19	20
18	19	20	21	22	23	24	22	23	24	25	26	27	28	21	22	23	24	25	26	27
25	26	27	28	29	30	..	29	30	31	..	..	..	..	28	29	30	31	..	..	..
<i>October</i>							<i>February</i>							<i>June</i>						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
..	2	3	4	5	6	7	..	..	..	1	2	3	4	..	..	..	..	1	2	3
9	10	11	12	13	14	15	5	6	7	8	9	10	11	4	5	6	7	8	9	10
16	17	18	19	20	21	22	12	13	14	15	16	17	18	11	12	13	14	15	16	17
23	24	25	26	27	28	29	19	20	21	22	23	24	25	18	19	20	21	22	23	24
30	31	..	..	..	..	..	26	27	28	..	..	..	..	25	26	27	28	29	30	..
<i>November</i>							<i>March</i>							<i>July</i>						
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S
..	6	7	8	9	10	11	..	..	..	1	2	3	4	..	..	..	..	..	..	1
13	14	15	16	17	18	19	5	6	7	8	9	10	11	2	3	4	5	6	7	8
20	21	22	23	24	25	26	12	13	14	15	16	17	18	9	10	11	12	13	14	15
27	28	29	30	..	..	..	19	20	21	22	23	24	25	16	17	18	19	20	21	22
							26	27	28	29	30	31	..	23	24	25	26	27	28	29
														30	31	..	..	..	..	..

# ACADEMIC YEAR 1960-1961

*September 1 & 2*.....Orientation period  
*September 6* .....First and second year classes begin  
*September 7* .....Third and fourth year classes begin  
*November 23—9:10 P.M.* Thanksgiving vacation begins  
*November 28—6:10 P.M.* Thanksgiving vacation ends  
*December 23—9:10 P.M.* Christmas vacation begins  
*January 3—6:10 P.M.* ..Christmas vacation ends  
*May 30* .....Memorial Day—No classes  
*June 17* .....Commencement

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## LIBRARY

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Administrative Assistant and Librarian  
MARCELLA M. MATEJKA, A.B., M.S. in L.S.  
Assistant Librarian

## ADMINISTRATIVE STAFF

MARY T. BLAZYS  
HAZEL C. THORKELSON

## HISTORY

IN 1897, Judge Willis Vickery, Judge Arthur Rowley, Judge Charles Bentley, Frederick Howe and Clifford Neff organized the Baldwin University Law School. Two years later it became known as The Cleveland Law School, the law department of Baldwin-Wallace College. It was the first evening law school in Ohio and the first law school in the State of Ohio to open its doors to women.

The late Willis Vickery, who became Judge of the Court of Appeals of the Eighth Judicial District of Ohio, was the leading spirit in the growth and development of the School. He served as a member of the faculty and as dean. Upon his death in 1932, he was succeeded by his son, the late Melville W. Vickery, who served as dean until the time of his death in 1937. Judge Lee E. Skeel of the Court of Appeals of the Eighth Judicial District of Ohio was selected to fill the vacancy. Judge Skeel became president of the School in 1945 and Wilson G. Stapleton, who was then a member of the faculty and the board of trustees, succeeded to the office of dean.

The John Marshall School of Law was established in 1916 by Alfred A. Benesch, Frank T. Cullitan and David C. Meck, Sr., and soon became an affiliate of Ohio Northern University of Ada, Ohio, which affiliation continued until 1924. David C. Meck, Sr., who later became Judge of the Municipal Court of Cleveland, was dean. The late Judge James B. Ruhl, the late Senator Cyrus Locher, the late Jesse W. Woods, Howard E. Couse, Edwin E. Miller, and many other distinguished members of the Bar of Cuyahoga County also played vital roles in the School's development. When Judge Meck, Sr., died in 1939, the late Judge David C. Meck, Jr., was designated dean.

On June 24, 1946, The Cleveland Law School and The John Marshall School of Law were consolidated under the name of The Cleveland-Marshall Law School.

The Cleveland-Marshall Law School is a charter member of the League of Ohio Law Schools, the articles of association of which provide: "The member schools shall . . . be organ-



ized as non-profit corporations and conducted in accordance with the standards and practices generally recognized by member schools as essential to the maintenance of a sound educational policy."

The Cleveland-Marshall Law School is now approved provisionally by the Section of Legal Education of the American Bar Association.

### OBJECTIVES OF THE SCHOOL OF LAW

The purpose of the School of Law is to prepare men and women for the active practice of the profession in any common-law jurisdiction, and to provide legal training for those who may plan to enter public service or business. It seeks to further the inculcation of the spirit, the ideals and the ethical standards of the common legal heritage of English-speaking peoples. Only those persons who are seriously determined to complete the entire four-year course with creditable scholastic records are desired as students.

### LOCATION

The Cleveland-Marshall Law School occupies commodious quarters in its own building at 1240 Ontario Street, Cleveland, Ohio. The School is located in the heart of the City and is readily accessible by automobile and public transportation. Within a few minutes walking distance of the School are one of the District Courts of the United States, one of the Appellate Courts of Ohio, the Common Pleas Court of Cuyahoga County, the Probate Court of Cuyahoga County, the Juvenile Court of Cuyahoga County and the Cleveland Municipal Court, as well as federal, state and municipal administrative buildings.

### LAW LIBRARY

The library contains more than 33,000 volumes, is steadily growing and is kept up-to-date. Here the student has access to the complete reports of the State of Ohio and all other States, the complete National Reporter System, all reports of the United States Courts, the English reports, the American Digest System, numerous digests, statutes of other States, encyclopedias, annotations, treatises, text books, case books, the more important law reviews, reports of all major Federal administrative tribunals and the Federal Register. Miscella-

neous legal material is available on microfilm. Students may also acquire membership in the Cleveland Law Library Association in the nearby Cuyahoga County Courthouse where there is one of the largest and finest collections of law literature in America. The Librarian and staff assistants are always available to help with research problems.

### METHOD OF INSTRUCTION

The case method of instruction, as developed by the majority of law schools in the United States, is used in all courses in which its use is appropriate. This method is designed not only to fix in the student's memory the great fundamental principles of law but also to trace the reasoning behind the development of such principles, to stimulate provocative thinking, and to develop the power of analysis with respect to selected cases.

While particular trends and characteristics of Ohio law may be noted, the courses are for the most part designed to train students in the principles of common law and equity, and to furnish them with a background for the practice of law, not only in Ohio but also in any other common-law jurisdiction. The permanent faculty is supplemented by judges and seasoned lawyers who have had extended teaching experience. Hence, the faculty brings to the student body not only the theory of the law but also its practice and everyday application.

### REQUIREMENTS FOR ADMISSION

The School is open both to men and women of good moral character.

#### *Regular Students:*

Applicants for admission as candidates for the Bachelor of Laws degree must have been awarded, with a "C" average, either an undergraduate bachelor's degree or a graduate degree from an approved college or university.

All applicants for admission must take a legal aptitude test and be approved by the Committee on Admissions.

#### *Advanced Standing:*

Students in good standing from law schools approved by the American Bar Association or the League of Ohio Law Schools may be admitted to advanced standing upon



evidence that they have satisfactorily pursued a course of legal study equivalent to that required in this School for the period preceding the date when such students are admitted. At least one full academic year will be required in residence at Cleveland-Marshall Law School to entitle any such student to a degree. No credit will be given for instruction received by private tuition or by correspondence.

#### *The Graduate Division:*

The Graduate Division of the Cleveland-Marshall Law School offers courses leading to the degrees of Master of Laws (LL.M.) and Doctor of Juridical Science (S.J.D.). A candidate for a graduate degree must have earned the degree of Bachelor of Laws (LL.B.) or its equivalent and be accepted by the Committee on Graduate Studies. (For details, see Requirements for Degrees.)

It is the policy of the Committee on Graduate Studies to restrict enrollment of candidates for the degree of Doctor of Juridical Science to those persons who have had experience either in the practice of law or the teaching of law, or who have developed some scholarly objective.

#### *Special Students:*

Certain courses, both in the undergraduate and graduate divisions of the School, are available on a non-degree basis for lawyers and other acceptable special students within the discretion of the Committee on Admissions. Any student who has not been registered as a law student with the Supreme Court of Ohio is classified as a special student. A special student who completes the full course will be entitled to a Certificate of Law Study.

### REGISTRATION

Prescribed forms for use in applying for admission may be procured from the Registrar. Applications of candidates for the Bachelor of Laws degree must be accompanied by one copy of the undergraduate transcript and one certificate of graduation. No application will be acted upon by the Committee on Admissions unless accompanied by the matriculation fee.

Applications for admission to the Graduate Division must be accompanied by a certificate of graduation from an approved law school.

### REGISTRATION WITH THE SUPREME COURT OF OHIO

Candidates for the Bachelor of Laws degree who contemplate the practice of law in Ohio must, at the commencement of their legal studies, file with the Supreme Court of Ohio a formal declaration of their intention to begin the study of law, together with a fully executed questionnaire as required by the Court, a certified check, bank draft or money order in the amount of \$10.00, made payable to the order of John W. McMillan, Clerk, and fingerprint identification card as required by the Federal Bureau of Investigation. For the convenience of students, appropriate forms are available at the Registrar's office. Students are required to complete their registration with the Supreme Court of Ohio through the school office.

### REQUIREMENTS FOR DEGREES

#### *For the degree of Bachelor of Laws (LL.B.):*

The course of study of a candidate for the degree of Bachelor of Laws is of four academic years duration.

Students must complete a minimum of 84 semester hours of work and 168 credit points to be eligible for graduation.

All candidates for the Bachelor of Laws degree must pass a final comprehensive examination, and be recommended for graduation by the Faculty Committee.

#### *For the degree of Master of Laws (LL.M.):*

Candidates for the degree of Master of Laws must successfully complete:

A. 21 semester hours in courses approved by the Committee on Graduate Studies; or

B. 15 semester hours in such courses and a legal essay in publishable form, based on original and academic research, and approved by such committee.

#### *For the degree of Doctor of Juridical Science (S.J.D.):*

An LL.M. degree is not a prerequisite to the S.J.D. degree.

Candidates for the degree of Doctor of Juridical Science must have achieved outstanding scholastic attainment manifested by the completion of:

A. 21 semester hours in courses approved by the Committee on Graduate Studies; and



B. A thesis based on original research and completed in such manner as to both subject matter and literary form as to be, in the opinion of the Committee, a significant and scholarly contribution to legal learning.

## ATTENDANCE, EXAMINATIONS, GRADES AND DISMISSAL OF STUDENTS

Classes meet according to the following schedule:

Freshmen and Sophomores: Tuesdays and Thursdays  
—6:10 to 9:10 P.M.

Mondays or Fridays—6:10 to 9:10 P.M.

Juniors and Seniors: Mondays, Wednesdays and Fridays  
—6:10 to 9:10 P.M.

Graduate courses: Scheduled once or twice a week, chiefly 6:10 to 9:10 P.M., and in some cases 4:00 to 6:00 P.M., or Saturday—10:00 A.M. to 12:00 M.

Students are required to attend classes with substantial regularity. Attendance upon less than 80% of the total sessions of any course will be deemed cause for withholding credit for that course, except by special permission of the instructor in charge.

The following system of grading is used: A, excellent; B, good; C, fair; D, poor, but passing; F, failure.

Credit points will be awarded to each student as follows: For each hour of work in which the student receives a grade of A, 4 points; for each hour of B, 3 points; for each hour of C, 2 points; for each hour of D, 1 point.

A student's weighted average is determined by dividing the total number of credit points awarded to him by the number of hours of work taken.

A four-year weighted average of 2 credit points (C) is required for graduation.

A student who fails to secure a weighted average during the academic year of at least 1 credit point shall be separated from the School. A student who secures a weighted average below 2 credit points, but more than 1 credit point, shall be on probation during the following year. A student who fails to secure a cumulative weighted average of 2 credit points (C) at the end of the year he is on probation shall be separated from the School.

The School reserves the power to change the published curriculum, schedules, grading system, tuition, and degree requirements without notice.

## RULES OF DISCIPLINE

The Law School expects of its students loyal cooperation in the development and maintenance of the highest standards of conduct as well as of scholarship. The School, therefore, reserves the power to compel the withdrawal of any student whose conduct at any time is not satisfactory, and entrance by the student is deemed to be a concession of the power.

## UNDERGRADUATE SUBJECTS OF INSTRUCTION

	Semester Hours
<b>FIRST YEAR</b>	
Introduction to Law .....	2
Contracts I .....	3
Contracts II .....	3
Torts I .....	2½
Torts II .....	2½
Legal Accounting .....	2
Agency .....	3
Personal Property .....	3
<b>SECOND YEAR</b>	
Bibliography .....	1
Legal Writing I .....	1
Real Property .....	4
Business Organizations .....	4
Domestic Relations .....	2
Criminal Law .....	3
Sales .....	2
Wills .....	3
<b>THIRD YEAR</b>	
Legal Writing II .....	1
Equity .....	3
Negotiable Instruments .....	3
Trusts .....	3
Constitutional Law .....	5
Pleading & Practice .....	5
Mortgages .....	2
<b>FOURTH YEAR</b>	
Evidence .....	5
Conflicts .....	3
Trial Practice .....	2
Damages .....	3
Legal Ethics .....	1
Electives (See Graduate and Elective Courses)	

All schedules are tentative and subject to change without notice.



## GRADUATE AND ELECTIVE COURSES

See the *Description of Courses* on page 19.

As to admission to the Graduate Division and courses leading to advanced degrees, see page 7, the *Requirements For Admission*.

Some courses listed as Graduate and Elective are open to undergraduate students, with the permission of the Dean. It should be understood that graduate-elective courses are given, in any particular semester, subject to such considerations as adequate enrollment and the decision of the Dean.

Among the courses expected to be offered in 1960-61 are the following:

- Administrative Law
- Damages
- Insurance Law
- Investigation and Preparation for Trial
- Jurisprudence
- Labor Law
- Medicolegal Preparation and Trial I
- Medicolegal Preparation and Trial II
- Mortgages
- Patents, Copyrights, Trademarks and Tradenames
- Probate Practice
- Real Estate Practice
- Taxation
- Tax Fraud—Civil and Criminal
- Trade Regulation
- Trial Practice

## SEMINARS

In 1959 the Law School conducted a series of ten seminars for Municipal Court Judges, open without charge to all members of the legal profession. Other seminars, on other subjects, are planned for 1960-61.

## UNDERGRADUATE FEES AND TUITION

Aptitude Test .....	\$ 5.00
Matriculation Fee: (Payable only on first registration) .....	10.00
Registration Fee: (Payable thereafter each year in advance) .....	5.00
Student Activities Fee .....	2.00
Graduation Fee: (Payable after qualifying for degree) .....	15.00

Comprehensive Examination Fees:  
None for first examination.

Fifteen dollars for second examination.

Twenty dollars for third examination.

Special Examination Fee: (Payable for each course examination taken other than those regularly scheduled) .....	20.00
Library Fee: (Payable each year in advance) .....	20.00
Tuition per semester hour .....	21.00

## GRADUATE FEES AND TUITION

Tuition per semester hour .....	\$ 21.00
Master's essay .....	100.00
Doctor's thesis .....	125.00
Graduation fee .....	15.00

TUITION IS DUE IN ADVANCE OF EACH COURSE. IN THE EVENT THE TUITION IS NOT PAID WITHIN THE THREE DAYS AFTER EACH COURSE BEGINS, THERE WILL BE A BOOKKEEPING CHARGE OF \$2.00.

In computing the 3-day grace periods above provided for, only Saturdays, Sundays and legal holidays are excluded.

ALL TUITION, FEES AND PENALTIES MUST BE PAID BEFORE A STUDENT WILL BE ADMITTED TO THE EXAMINATION IN ANY COURSE.

All students are required to inform themselves when tuition is due. The school will not assume the responsibility for further notification.

*Written notice of withdrawal* must be given to the Registrar. Tuition will be prorated only as of the date of such notice. Fees are not refundable, nor subject to proration.

## SCHOLARSHIPS AND LOAN FUNDS

*Cleveland-Marshall Alumni Association Scholarships:*

Two scholarships, each in the amount of \$150, are awarded to students on the following basis:

1. To the student with the highest average at the completion of his first-year courses, upon re-enrollment for the second year.
2. To the student with the highest cumulative average at the completion of his third year, upon re-enrollment for the fourth year.

*Judge Willis Vickery Memorial Scholarships:*

The Judge Willis Vickery Memorial Scholarships are awarded annually as follows:



1. \$100 to the first-year student who has attained the highest grade in the course in contracts.

2. \$50 to the student who has attained the second highest grade in the course in contracts.

*Judge David C. Meck, Sr., Memorial Scholarships:*

The Judge David C. Meck, Sr., Memorial Scholarships are awarded annually as follows:

1. \$100 to the student with the highest cumulative average at the completion of his second year.

2. \$50 to the student with the second highest cumulative average at the completion of his second year.

*Duffner-Kauffman Loan Fund:*

A fund made available by the class of 1952 in memory of Clifford G. Duffner and Edna G. Kauffman to be used to provide loan aid for worthy students.

*The Githa Dudnik Fund:*

A permanent fund in the initial sum of \$2500, established by Abe H. Dudnik, class of 1927, in memory of his mother, Githa Dudnik, the income from which, at the discretion of the administration, may be granted outright to any worthy student in need of funds to continue his legal education.

*The Judge David C. Meck, Jr., Assistance Fund:*

The Class of 1955, to commemorate its esteem and affection for the school, its faculty and its administrative members, gave the sum of \$500 to the School, to be known as "The Judge David C. Meck, Jr., Assistance Fund". The income, as well as the principal thereof, is to be used for the purpose of making loans to worthy students in good standing on the basis of need, regardless of scholarship. Said fund, together with future contributions thereto from later classes and other sources, is to be made available to such students as may be selected by trustees of the fund.

*Judge Edward Blythin Scholarship Fund:*

This scholarship fund, which is administered through the Cleveland Bar Foundation, is in the amount of \$1200 and will be used for financial assistance to deserving law students at the two law schools located in Cleveland, one of which is Cleveland-Marshall Law School. The scholarship is given annually and will be alternated between the two schools until the fund is exhausted.

*Cleveland-Marshall Alumni Student Aid Fund:*

This fund is available to students of the Cleveland-Marshall Law School to be used in the furtherance of their legal education at the school. For further particulars regarding this fund, kindly contact the Alumni Secretary at the school.

**AWARDS**

*Faculty Award:*

Throckmorton's Ohio Code is awarded annually to the graduating student who has achieved the highest cumulative weighted average. *Stephen J. Cahn*

*Banks-Baldwin Company Award:*

Borchard's Declaratory Judgments is awarded annually by the Banks-Baldwin Company to the student achieving the second highest cumulative weighted average. *B. Joan Haldridge*

*Student Bar Association Award:*

A plaque to be displayed bearing the name of the graduating student who has achieved the highest cumulative weighted average. *Dr. Edwin H. Pesh*

*Land Title Guarantee and Trust Company Awards:*

Two annual awards of \$50 are given to second-year students who achieve the highest grades in Real Property.

*Cuyahoga Title & Trust Company Award:*

An annual award of a single-volume edition of Baldwin's Ohio Revised Code Service, with a value of \$125.00, to the Senior who attains the highest grade in the comprehensive examination in the law of Real Property. *Robert E. Lavan*

*Lawyers Title Insurance Corporation's Award:*

An award in the sum of \$100 is given annually to the student who attains the highest average in the courses in Trusts, Wills and Real Property.

*American Jurisprudence Awards:*

American Jurisprudence prizes, joint gifts of the Bancroft-Whitney Company, San Francisco, California, and The Lawyers Co-operative Publishing Company, Rochester, New York, consisting of specially bound titles from American Jurisprudence to the students receiving the highest grade on the various subjects.



*West Publishing Company Award:*

The West Publishing Company awards an annual prize to the first-year student who has achieved the highest average of scholarship. This award consists of a two-year subscription to the advance sheets of its Northeastern Reporter.

*Sindell Tort Competition Prize:*

Two annual prizes of \$50 and \$25 to be awarded to the students writing the best papers on a subject related to Torts or Evidence as more definitely set up in the rules for the competition.

*Spangenberg Trial Practice Prize:*

An annual prize to be awarded to the undergraduate student who, in the judgment of the Faculty Committee on Awards, has achieved the highest average of scholarship in the course in Trial Practice together with the greatest comprehension of trial practice and procedures. The prize consists of a three-volume set of Harper & James on Torts.

## LAW REVIEW AWARDS

*Louisville Title Insurance Company Scholarship:*

This award is in the amount of \$100, and is given annually to the student who, in the opinion of the members of the faculty, has had published in the Cleveland-Marshall Law Review the best article relative to the law of Real Property.

*Judge Samuel H. Silbert Award:*

Judge Samuel H. Silbert, an alumnus and trustee of Cleveland-Marshall and a former faculty member, has established a fund from which an annual cash award of \$50 is made to the student who, in the judgment of the faculty has, by his writing, contributed most to the quality of the Law Review.

*Delta Theta Phi Award:*

Delta Theta Phi Fraternity has established an annual award consisting of an individual plaque, suitably inscribed, awarded to the student who contributes an article to the Law Review which, in the opinion of the President and of the Dean, is most directly useful to practicing lawyers; in addition a large plaque has been donated by the Fraternity to the Law School; this plaque is exhibited in the corridor of the School, and has inscribed on it annually the name of the winner of the individual plaque as above described.

*W. H. Anderson Co. Award:*

Merwine's Judicial Conveyance of Real Estate is awarded annually to the fourth-year student, who, in the judgment of the Faculty Committee on Awards, has contributed the most meritorious article to the Cleveland-Marshall Law Review.

*Law Review Board Awards:*

Law Review keys are awarded each year to the new members of the Law Review Board of the Cleveland-Marshall Law Review.

Law Review certificates of service are presented to all outgoing members of the Law Review Board at commencement ceremonies.

## STUDENT ORGANIZATIONS AND ACTIVITIES

*Law Review Board:* The Cleveland-Marshall Law Review Board is composed of students of superior academic standing. The Board publishes the Cleveland-Marshall Law Review, three times each year, which has been recognized as a scholarly contribution to legal literature and which has an international circulation. The Law Review is a Member of the National Conference of Law Reviews.

*Student Bar Association:* All students in attendance at the Cleveland-Marshall Law School are members of the Student Bar Association, which is an affiliate of the American Law Student Association. The Association is administered by the Student Congress, members of which are elected annually by the Association. Its objectives are:

"To promote the interests of the Law School and its students; to cultivate social acquaintance and cooperation among the students, faculty and alumni; to encourage high scholastic achievement within the student body; to coordinate the activities of the Law School community; to secure the association and good will of the members of the Bar; and to foster among the student body the high standards of integrity and honor of the legal profession."

*The GAVEL:* The Gavel is a newspaper published by the students, containing news of the School and members of the School community.



*Sororities and Fraternities:* The following sororities and fraternity are represented by chapters which are active at the School: Kappa Beta Pi, International Legal; Phi Delta Delta; and Ranney Senate of Delta Theta Phi.

#### **CLEVELAND-MARSHALL ALUMNI ASSOCIATION**

Graduates of the Cleveland-Marshall Law School have formed an alumni association which takes an active part in the academic and social activities of the School.

An OPEN HOUSE is held in June of each year at the School. All alumni members receive notice in advance of this activity.

#### **DESCRIPTION OF COURSES**

##### **ADMINISTRATIVE LAW**

2 Semester Hours

Function and procedure of administrative agencies; constitutional and statutory limitations; judicial review and relief of their orders and decisions.

##### **AGENCY**

3 Semester Hours

Nature of agency relationship in general; creation of the relationship; undisclosed principal; contractual and tortious liability of principal to third persons; liability of agent to third persons; liability of principal to agent and duties of agent to principal; ratification; termination of relationship.

##### **BUSINESS ORGANIZATIONS**

4 Semester Hours

Organization, management, reorganization, merger, consolidation, insolvency and dissolution of unincorporated and of incorporated business associations; financing, powers, limitations, liabilities, and regulation as entities and with respect to the legal positions of individual members and officers, and with respect to third parties and public authorities. State, Federal, and comparative statutory, administrative and common law aspects are treated, as well as such non-profit organizations as foundations engaged in business operations.

##### **CONFLICT OF LAWS**

3 Semester Hours

The law relating to actions having elements in more than one state; choice of law; enforcement of foreign judgments; jurisdiction of courts in such cases; constitutional questions involved; application to contracts, torts, marriage and divorce, family relations, property, and procedure.

##### **CONSTITUTIONAL LAW**

5 Semester Hours

The general principles of constitutional law; judicial function in constitutional cases; due process; equal protection; interstate and foreign commerce clause; separation of powers between state and Federal governments and between the executive, legislative and judicial branches of the Federal Government; power of taxation; police power.

##### **CONTRACTS I AND II**

6 Semester Hours

Formation and discharge; performance; breach and damages; third party beneficiaries; assignment; Statute of Frauds; illegal contracts.

##### **CRIMINAL LAW**

3 Semester Hours

Study of criminal administration. Besides the general principles of liability to punishment, special reference is made to the distinguishing elements of particular crimes; the required procedure for criminal defense or prosecution.

##### **DAMAGES**

3 Semester Hours

Nature of; *damnum absque injuria*; nominal damages; compensatory damages; punitive damages; aggravation and mitigation of; interest and cost; liquidated damages; measure of damages; inadequate and excessive damages; damages in specific actions, contract and tort.



**DOMESTIC RELATIONS** 2 Semester Hours  
History and development of law of marriage and divorce; rights and duties arising out of relations of husband and wife, parent and child, guardian and ward; law of alien and insane persons.

**EQUITY** 3 Semester Hours  
Historical introduction; equitable principles; rescission; specific performance; subrogation; cancellation of instruments; injunction; partition of realty, and other matters.

**EVIDENCE** 5 Semester Hours  
Competency of witnesses; relevancy; direct questions; cross-examination; opinion rule; privilege against self-incrimination; parol evidence rule; best evidence rule; hearsay rule and its exceptions; inferences; presumptions; burden of proof; judicial notice; *res ipsa loquitur*.

**INSURANCE LAW** 2 Semester Hours  
Chief branches of the insurance business, and the law and practice pertaining to them.

**INTRODUCTION TO LAW** 2 Semester Hours  
To familiarize the first-year student with the legal system as a whole; legal concepts; sources of law; the judicial process; historical background.

**INVESTIGATION AND PREPARATION FOR TRIAL** 2 Semester Hours  
Techniques, procedures and law of prime importance in preliminary handling of a case and its preparation for trial or settlement.

**JURISPRUDENCE** 2 Semester Hours  
Introduction to legal philosophy, semantics, analyses, purposes, morality, history and development.

**LABOR LAW** 2 Semester Hours  
Analysis of the law of trade unionism and collective bargaining; particular emphasis on the rights and obligations of employers, unions, and employees under Federal legislation; survey of various important non-legal aspects of collective bargaining and dispute settlement (mediation, arbitration, etc.).

**LEGAL ACCOUNTING** 2 Semester Hours  
To acquaint student with the importance of accounting to law; elementary bookkeeping; financial analysis; receipts, costs, profits, reserves, capital and surplus.

**LEGAL BIBLIOGRAPHY** 1 Semester Hour  
Survey of use of legal materials; designed to aid in legal research.

**LEGAL WRITING I** 1 Semester Hour  
Research, preparation and writing of legal memoranda, case notes, and so forth. Instruction in style, grammar, and clarity of presentation.

**LEGAL WRITING II** 1 Semester Hour  
Advanced research, preparation and writing of a legal article on an assigned subject.

**LEGAL ETHICS** 1 Semester Hour  
Ethical standards of the lawyer to the public, the courts, his clients, and other lawyers; disciplinary measures and disbarment.

**MEDICOLEGAL PREPARATION AND TRIAL I** 3 Semester Hours  
Medical fundamentals for lawyers, given with the assistance of a distinguished roster of specialist guest lecturers who will treat the various specialties, in addition to the general course direction and teaching by a member of the faculty who has law and medical degrees and experience.

**MEDICOLEGAL PREPARATION AND TRIAL II** 3 Semester Hours  
Preparation of the medicolegal aspects of a case involving personal injuries, or criminal matters involving medical evidence or considerations, insanity, or the like; also using distinguished guest lecturers for various special aspects.

**MORTGAGES** 2 Semester Hours  
As distinguished from other security devices; creation; rights and obligations of mortgagor and mortgagee; foreclosure; priorities; redemption; assignment.

**NEGOTIABLE INSTRUMENTS** 3 Semester Hours  
Thorough analysis of vital sections of the Negotiable Instruments Law; concept of negotiability; types of negotiable instruments; requirements of negotiability; holders in due course; shelter doctrine of endorsement; warranties of endorsers; discharge.

**PATENTS, COPYRIGHTS, TRADEMARKS AND TRADENAMES** 3 Semester Hours  
Common law and statutory law and practice in the chief areas of intellectual property rights.

**PERSONAL PROPERTY** 3 Semester Hours  
Concept of property; distinction between real and personal property; possession; finding; bailments; liens; gifts; bona fide purchasers.

**PLEADING AND PRACTICE** 5 Semester Hours  
Jurisdiction of courts; venue; parties; commencement of actions, including process; limitation of actions; pleadings, including petitions, demurrers, answers, replies, counterclaims, joinder and motions; issues; trial by jury; by court; judgments, new trial; exceptions; proceedings after judgment, and appeal.

**PROBATE PRACTICE** 3 Semester Hours  
Wills, with emphasis on actual current practices and procedures. See Wills.



**REAL ESTATE PRACTICE**

2 Semester Hours

Practice and procedure, emphasizing actual current practices in purchase or sale or encumbrance, in real estate transactions, vis-a-vis parties, financing institutions, title companies, brokers, and public authorities.

**REAL PROPERTY**

4 Semester Hours

Brief study of the feudal system as the source of the modern system of land holdings; real estate contracts, leases, searching titles; easement and profits; licenses, covenants of title and equitable servitudes, adverse possession, zoning and other aspects of rights and duties pertaining to real property.

**SALES**

2 Semester Hours

Study of the Uniform Sales Act; transfer of ownership of chattels by sale; rights and duties of buyer and seller; warranties; conditional sales; remedies; Statute of Frauds; risk of loss; documents of title.

**TAXATION**

3 Semester Hours

Operation and fundamentals of the Federal tax system; corporate and individual income tax; estate and gift taxes; what is income; what is deductible; capital gains and losses; taxable persons; tax procedure; Treasury regulations and relevant judicial decisions.

**TAX FRAUD—CIVIL AND CRIMINAL**

2 Semester Hours

Defense and prosecution of improper or fraudulent tax cases, especially Federal.

**TORTS I AND II**

5 Semester Hours

Injuries to persons or property, including medico-legal aspects of personal injuries; intentional wrongs such as assault, battery, false imprisonment, defamation, fraud, nuisance, malicious prosecution, and the like; unintentional injuries, with emphasis on the law of negligence and of absolute liability; defenses, privileges, and special aspects of the subject.

**TRADE REGULATION**

2 Semester Hours

Law and practice of and before regulatory authorities, such as state authorities, the S.E.C., F.C.C., and the like.

**TRIAL PRACTICE**

2 Semester Hours

Preparation for trial of a civil or criminal case, and step-by-step practice and procedure during the course of a trial.

**TRUSTS**

3 Semester Hours

Planning and creation of a trust; administration of trusts; obligations of trustee to beneficiaries and third persons; rights and remedies of beneficiaries; resulting and constructive trusts; termination and modification of trusts.

**WILLS**

3 Semester Hours

Testate and intestate succession; testamentary capacity; execution, revocation and construction of wills; administration of decedent's estates; lapse, redemption, and satisfaction; incorporation by reference; will contests; probate laws.

## BEQUESTS FOR CLEVELAND-MARSHALL LAW SCHOOL

### SUGGESTED FORMS

Inquiries concerning bequests or other gifts to The Cleveland-Marshall Law School should be addressed to the President, Cleveland-Marshall Law School, 1240 Ontario St., Cleveland 13, Ohio.

**GENERAL**

I give and bequeath to The Board of Trustees of THE CLEVELAND-MARSHALL LAW SCHOOL, a corporation existing under the laws of the State of Ohio, the sum of ..... Dollars to be used for the general purposes of The Law School, at the discretion of The Board of Trustees.

**SPECIFIC**

I give and bequeath to The Board of Trustees of THE CLEVELAND-MARSHALL LAW SCHOOL, a corporation existing under the laws of the State of Ohio, the sum of ..... Dollars and direct that the income therefrom shall be used only for the following purpose or purposes:

(Here specify in detail the purpose or purposes.)

**GENERAL**

I give and bequeath to (Trust or Fund) ....., a ..... or corporation existing under the laws of the State of Ohio, the sum of ..... Dollars to be used for general purposes of (Trust or Fund) .....

**SPECIFIC**

I give and bequeath to (Trust or Fund) ....., a ..... or corporation existing under the laws of the State of Ohio, the sum of ..... Dollars and direct that the income therefrom shall be used only for the following purpose or purposes:

(Here specify in detail the purpose or purposes.)



