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Book Review

Winifred R. Higgins

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The bulk of this appendix, however, is devoted to a large number of *tables of anatomical injury awards*. They are either in tabulated or in paragraph form, classified under headings which describe the organ or portion of the body they have reference to. To a practitioner, these tables alone are worth the price of the book.

Both the contents and the format of this work are so unique, and so radically different from the few and out-dated other texts available in the field of damages, as to make comparisons quite unnecessary. The contents are, as I have already attempted to describe in this review, eminently *useful*. Practically every feature I have stressed here is simply not to be found in the ordinary textbook.

As to the format: *Damages to Persons and Property* is a loose leaf volume, and the pages can easily be substituted. Actually, the 1957 revision consists of over 300 new pages, which can be obtained separately, and which bring the previous edition up-to-date. Some of these pages replace old ones, others are additions, introducing recent cases, indicating new trends in the law, or presenting new subjects and additional material. In all cases the new pages are perfectly blended into the text and do not interfere with the continuity of the work.

This book, in substance, is tangible proof that theory can be wedded to practice, and that the result is most practical and useful.

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*Reviewed by Winifred R. Higgins**

OHIO METHODS OF PRACTICE: by Samuel J. Weiner and Zellie Miner. Published by West Publishing Company, St. Paul, Minn. Two volumes. 1957.

In the authors' words, the purpose of this work is "to lessen the lawyer's burden, and provide him with an up-to-date, ready, working tool for the efficient handling of the transactions most frequently encountered in the modern law office." With this

* Alumni Secretary of Cleveland-Marshall Law School; attended Western Reserve University; and LL.B. from Cleveland-Marshall Law School; and member of the Ohio Bar.

admitted aim in mind, Messrs. Weiner and Miner set about their task with the additional intention, your reviewer believes, to "spoon feed" Ohio lawyers and to lead these ladies and gentlemen by the hand in penetrating the maze of problems which confront them daily. The authors have achieved their purposes commendably well. As one peruses the summary of contents, few every-day situations come to mind which are not covered. Looking into the text itself, the chapters unfold in methodical sequence, each teeming with step-by-step suggestions, leading to a successful conclusion of each transaction if one follows faithfully the method set forth.

Your reviewer has cut out for herself a difficult task, inasmuch as an adequate review of a comprehensive work of this type would require the larger portion of this law review in order to present it in all its facets. She has only limited space. The work oozes with practical "know how," an abundance of forms, applicable statutes, current case law and reference material. It must be seen to be appreciated.

Volume one contains chapters on two phases of the law which comprise the nucleus of many a general practitioner's law business—real property transactions and probate matters. Twenty chapters (636 pages) are devoted to real estate transactions and probate matters. This is the most voluminous part of the work. The chapters commence with the procedure for drafting the vital contract of sale. They then run the gamut of options, easements, drafting and execution of deeds, restrictions, escrows, covenants of title, drafting of mortgages, foreclosure, drafting and execution of leases, and forcible entry and detainer actions. Check lists are provided for the attorney, in order to enable him to conclude with a job well done and with a free and clear title to the home or business property his client had dreamed one day of owning or leasing. All that is required of the attorney is that he check off each step with a red pencil, in child psychology fashion, as it is completed.

Chapter 20 covers the drafting and execution of wills. Chapters 21 to 36 deal with probate court matters. The "know how" and "why" are explained in over two hundred and fifty-one pages in Volume one, and in seventy-five pages in Volume two, Chapters 951-1519. The attorney is enlightened in the beginning paragraph as to where the will might be safely ensconced, be it in a safety deposit box, in the possession of the party desiring to have

it admitted to probate, or in the "hot hands" of a reprobate who does not wish to produce it. Once it is produced, either voluntarily or involuntarily, the "ABC's" of probating the said will follow, including a time schedule for each step.

Chapters 37 to 42 (pages 76 to 158), in Volume two, more than adequately spell out the Law of Persons, and expertly help the attorney to legally disentangle entanglements in the lives of the Ohio populace. Divorce, alimony, custody, support of minor children, annulment, antenuptial and separation agreements are the subjects covered therein.

Corporations and partnerships are discussed in Chapters 43 to 46 (127 pages). Again, myriad forms, applicable statutes, and case law are provided for ready reference.

Chattel mortgages, conditional sales contracts, and bulk sales are discussed in Chapters 47 to 49 (60 pages). Replevin actions are dealt with in Chapter 50 (24 pages). Chapters on attachment and garnishment, execution, judgment liens, and exemptions and proceedings in aid of execution follow. Each of these subjects is described competently.

Chapters 56 and 57 (60 pages) give more than a working knowledge of the vast subjects of "Preparation of an Automobile Case" and "Discovery Procedure." The authors do not try to write the tome that is justified on these subjects. However, once again the attorney is furnished with a check list, for the "leg work" which must be done in order to find himself in court prepared to present his case in a way most favorable to his client. Some practice and procedure, together with presentation of testimony, is touched upon, but only in order to stress "preparedness" as the keynote to successful conclusion of litigation.

Chapter 58 (pages 518 through 522) gives the attorney the law on releases. This chapter ends the text portion of the two-volume work.

Following the text is an almost overwhelming section, wherein are contained the Table of Cases, Table of Statutes and Rules, and an Index by subject. However, considering the tremendous amount of material that is cited and recited in the text, this large section is necessary to a well-integrated and practical work with ready cross-references.

The volumes are simplicity personified! The lawyer is supplied with the current tools, and these will be kept up-to-date by supplements containing legislative changes and new case law.

In conclusion, these volumes will add many hours to a lawyer's day, which otherwise might be lost in seeking out the proper procedure, statutes and reference material for his research. It should prove a valuable asset to law libraries and to lawyers in general. In particular, neophyte lawyers, and those who have been specializing in a certain phase of the law but who now wish to engage in general practice, will find in these volumes a silent, useful, and efficient partner.

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*Reviewed by William K. Gardner**

THE OHIO MANUAL OF GENERAL PRACTICE, by William E. Knepper and Grant S. Richards, and nine contributing writers, all Ohio lawyers and judges. 1956. Allen Smith Company, Indianapolis. One volume, 658 pages exclusive of index.

"Practicable" and "serviceable" are appropriate descriptive words for this book, which should be an answer to the wishes of practically all young attorneys and many veteran lawyers for a succinct and understandable one-volume book on general practice in Ohio.

The arrangement of topics is orderly and the subject matter, while not exhaustive, embraces reasonably comprehensive statutory law, with citations of some leading cases, valuable to the lawyer engaged in both court work and office practice.

The first five chapters are devoted to Commencement of Civil Actions, including service of process and service by publication; Pleadings and Motions; Depositions and Discovery; Trial Practice and Appellate Procedure in civil actions.

The Sixth, Seventh, Eighth and Ninth Chapters contain a practical and concise treatment of Attachment and Garnishment Proceedings; Execution and Proceedings in Aid; Collection Under Liability Insurance Policies; and Vacation of Judgments.

Chapter Ten embraces extraordinary remedies, including Habeas Corpus, Mandamus, Prohibition and Procedendo; and Chapters Eleven, Twelve, Thirteen and Fourteen cover other special actions and proceedings, such as Injunction,

* Professor of Law, Cleveland-Marshall Law School.