

1957

## Book Review

William K. Gardner

Follow this and additional works at: <https://engagedscholarship.csuohio.edu/clevstlrev>



Part of the [Civil Procedure Commons](#), and the [Criminal Procedure Commons](#)

**How does access to this work benefit you? Let us know!**

---

### Recommended Citation

William K. Gardner, Book Review, 6 Clev.-Marshall L. Rev. 559 (1957)

This Book Review is brought to you for free and open access by the Journals at EngagedScholarship@CSU. It has been accepted for inclusion in Cleveland State Law Review by an authorized editor of EngagedScholarship@CSU. For more information, please contact [library.es@csuohio.edu](mailto:library.es@csuohio.edu).

The volume can serve double duty both as an excellent reference work and as a primer for those who are first finding their way in the intricacies of workmen's compensation law.

The detailed index facilitates rapid research and comparison of pertinent cases and decisions, and is based on the listing of specific injuries and the fact situations under which the injuries were sustained.

Complete legal citation follows the decision rendered in each case.

\* \* \*

*Reviewed by William K. Gardner\**

**THE OHIO PRACTICE MANUAL:** by Frank C. Leyshon. Published by W. H. Anderson Co., Cincinnati, Ohio, 992 pp. 2d ed., 1956.

The late Walter T. Dunmore, while he was Dean of the Law School at Western Reserve University, said:

"The curricula of our law schools and the indices of our law libraries furnish proof of how little teaching and how relatively few law books are devoted to procedure. We seem to have succeeded much better in developing substantive law than in the adjective field. Law graduates, often well trained in determining the rights of a client, are at a loss when it comes to a determination of the exact procedure necessary effectively to secure those rights. Demand for procedural reform is everywhere heard. The first requisite of progress is a clear understanding of existing practice."

To fill this need, Leyshon set out in the early 1930's to produce a book, unlike any other book ever before published, which would provide a clear picture of the procedural system of Ohio.

To do this, he set up the book in sections based on the various courts, such as Probate Court, Common Pleas Court, and others. In each court section there is a basic Outline setting forth the procedure in any general action filed in that court. All actions governed by special statutes, or which do not follow the general procedure, are set forth in separate Outlines. Each outlined action sets forth the procedure, starting with the filing of the

---

\* Professor of Law, Cleveland-Marshall Law School; Member of the Ohio Bar; Author of books on Ohio practice and procedure; etc.

original pleading and ending with the final entry of the court, with each step set forth distinctly.

The Outlines are compiled from and are based on the appropriate sections of the Revised Code and the Rules of Practice of the various courts. They are keyed to the Forms of Practice in Gardner's Bates: Ohio Civil Practice, Addams and Hosford's Ohio Probate Practice, Wild's Ohio Journal Entries, Schneider's Ohio Criminal Code, and other local practice books.

For convenience of reference, there are also included in the back of the book the *Uniform Rules of Practice in various courts*.

The ancillary or collateral practice statutes are set out as notes to the various outlines. These statutes are also set out in analytical form, thus presenting a complete and clear picture of the procedural system of Ohio.

The first edition of *Leyshon's Ohio Practice Manual*, published in 1934, was limited to civil practice. The new edition is made up of Outlines of Procedure in civil and criminal actions.

To the young practitioner this book has proved to be a constant guide and vade mecum. It shows him, simply and yet authoritatively, how to carry a case, civil or criminal, from the lowest court up through the Supreme Court of Ohio.

To the experienced and busy lawyer, it is also a valuable aid, as he can use it at various stages of each proceeding to check up on himself and to be sure that he is on the right track.

This analytical guide to practice in all Ohio courts is written in clear, understandable language. It is methodical, orderly, systematized. It shows the practitioner step by step what to do, when to do it, and how to do it.

The uses of *Leyshon's Ohio Practice Manual* are many. It is most useful as a guide in the more unusual proceedings such as mandamus, perpetuation of testimony, habeas corpus, foreclosure, and scores of other actions. It also serves as a quick and reliable check on proceedings from the standpoint of either side of the controversy. It has proved a necessity to those just entering the practice and a valuable aid to more experienced lawyers.