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Inter Alia

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INTER ALIA

The next issue of the *Journal* will feature Articles by Prof. Julius Stone, *Uncommitted Relativism in Modern Theories of Justice*, former Texas Supreme Court Justice W. St. John Garwood, *Democracy and the Popular Election of Judges—An Argument*, and Midland attorney Emil C. Rassman, *Of Torts and Defendants*.

Prof. Stone has accomplished perhaps the definitive statement of the legal theories of Gustav Radbruch, the noted German jurist, who is reputed to have switched from positivism to natural law after living through the Hitler regime in Germany. That crisis, which brought to a focus the long-standing conflict between positivism and natural law, has been the object of considerable attention, including the Hart-Fuller debate in 71 *Harvard Law Review*. Prof. Stone appears now to have hushed at least some of the dispute with his meticulous examination of Radbruch's thinking within the framework of its historical and philosophical setting.

Justice Garwood has taken time out from his world travels—with the Inter-American Bar Association, the American Judicature Society, and many other similar organizations—to advocate the adoption of the ABA plan of judicial selection. The appointment of judges with periodic electoral review, widely known as the Missouri plan, is close to the heart of Justice Garwood. His extensive review of the arguments, proposals, and progress in the light of American democratic traditions and current needs should be of interest to every lawyer who has pondered the future of our judicial system.

Outstanding defense attorney Rassman has gathered a considerable

array of materials to present the defense counsel's point of view in personal injury litigation. This analysis of the position opposite to Brice, *The Plaintiff's Personal Injury Case—A Practical Study*, 15 Sw. L.J. 271 (1961), is essential reading for all trial attorneys.

The third issue of Volume 16 will contain Articles by SMU Law Prof. Howard J. Taubenfeld, Southwestern Legal Foundation Vice President Robert A. Wilson, and Dallas attorney Frank G. Newman.

Attentive readers will notice that with this issue the *Journal* has adopted *Bluebook* form for footnote citation, with the *Bluebook* provision for the use of roman instead of large and small capitals. The resulting changes, though not of great magnitude, should prove valuable both for the sake of uniformity with leading legal periodicals and for greater clarity of meaning.

Readers may also notice that the Recent Case Notes Editor is now titled the Notes & Developments Editor. This change is due to a revision in the method of handling second year student work. A gradual, but quite perceptible, change in the length and quality of note work may be noticed from a few volumes ago when Casenotes were two or three pages long with citations in text to the extensively documented, eight to ten page Notes in the current issue. In the move to greater quality, however, the problem of how to handle material which did not justify extensive treatment was encountered. The resolution of this problem has been the division of second year student work into Notes (more extensive coverage) and Recent Developments (a brief treatment). An additional

new aspect of *Journal* coverage which will be seen in future issues is the noting of new statutes, court rules, and administrative rulings. These will be handled in the Note or Recent Development form, depending on the coverage desired. An example which readers may wish to watch for is a detailed coverage of the new Texas escheat statute.

The *Journal* is pleased to announce its selection as host school for the Ninth National Conference of Law Reviews in 1963. The election was made at the Conference for 1962 which was held at Notre Dame Law School. Since its inception the Conference has grown steadily in value and prestige, and the *Journal* looks forward to this opportunity for expanded service to the Law Reviews of the country. It is hoped that this year may see the development of a more permanent organization for the National Conference and even greater participation in the Conference.

In the Senior Case Club Argument, held before the Texas Supreme Court as a part of the Law Day festivities on April 28, 1962, *Journal* members argued a case involving racial discrimination in admissions policy by a private university. Editor in Chief Robert C. L. Moffat was Chief Counsel for the Petitioner and Business Manager Frank W. Weathers, Jr., was Chief Counsel for the Respondent. Candidate David C. Briggs also represented the Respondent. The court rendered judgment for the Petitioner in probably the closest argument in many years.

Comments Editor Steven K. Cochran has been awarded a fellowship for graduate study at Harvard University Law School. His study there will commence this coming September. Editor in Chief Moffat has been awarded a Fulbright

Grant for study under Prof. Julius Stone at the University of Sydney in Australia. His grant is for a period of one year beginning in August 1962.

Journal personnel elected to the Order of the Woolsack for the coming year are: Steven K. Cochran, Donald Wilson Jackson, Robert C. L. Moffat, and C. Jack Pearce.

New Barristers and Barrister officers for the coming year have been announced. *Journal* members elected are: Lord Chief Baron Marshall Martin, Scrivener William M. Boyd, Thomas A. Howeth, Byron L. Falk, Robert H. Mow, Jr., Robert Thomas Gowan, and Ottis Jan Tyler.

A number of awards were presented to *Journal* personnel at the Annual Law Day Dinner on April 28, 1962. Research Editor C. Jack Pearce received the Wynne & Wynne Moot Court Award and the Student Bar Association Award. The Turner, White, Atwood, Meer & Francis Awards for the best second year writing on the *Journal* were presented to Candidates Robert H. Mow, Jr., and Thomas Allan Howeth. The Thompson, Knight, Wright & Simmons Award for the best Comment was given to Comments Editor Steven K. Cochran. Leading Articles Editor Hershel R. Payne received the Texas Association of Plaintiffs' Attorneys Award for the best Comment in the field of Torts and Workmen's Compensation. The Law Journal Award to the most outstanding Board member was given to Associate Editor James C. Slaughter. The Vernon Law Book Company Award to the most outstanding editor of the *Law Journal* was received by Editor in Chief Moffat. The J. Woodall Rodgers Senior Scholarship Medal was awarded to Business Manager Frank W. Weathers, Jr.