The Use of Law Schools

“A law school does not undertake to teach success. That combination of tact and will which gives a man immediate preeminence among his fellows comes from nature, not from instruction; and if it can be helped at all by advice, such advice is not offered here. It might be expected that I should say, by way of antithesis, that what a law school does undertake to teach is law. But I am not ready to say even that, without a qualification. It seems to me that nearly all the education which men can get from others is moral, not intellectual. The main part of intellectual education is not the acquisition of facts, but learning how to make facts live. Culture, in the sense of fruitless knowledge, I fear and abhor. The mark of a master is, that facts which before lay scattered in an inorganic mass, when he shoots through them the magnetic current of his thought, leap into an organic order, and leave and bear fruit. But you cannot make a master by teaching. He makes himself by aid of his natural gifts.

Education, other than self-education, is mainly in the shaping of men’s interests and aims. If you convince a man that another way of looking at things is more profound, another form of pleasure more subtle than that to which he has been accustomed—if you make him really see it—the very nature of man is such that he will desire the profounder thought and the subler joy. So I say the business of a law school is not to teach law, or to make lawyers. It is to teach law in the grand manner, and to make great lawyers.”

Oliver Wendell Holmes, Jr.

meeting of the minds.
Law Review

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IT is with pride and admiration that every law school looks upon its Law Review, and in this respect Rutgers is no exception. Through the medium of its law review the intellectual stature and integrity of a school is reflected. As a guide and an aid, a review is a valuable reference work for the judge, the practicing lawyer and the student. The frequency with which our own courts in their opinions have cited the Review is a clear indication of the high regard which is had for it.

The Review is an autonomous organ fostered by the efforts and cooperation of its student members. To them the opportunity for research and legal writing is afforded. Current problems in the law are crystallized and discussed in articles, surveys, notes and case comments contributed by faculty and student writers. With a view toward increased serviceability, the Review was able to accomplish the Herculean feat of publishing its annual survey of the law in time for the full session of the courts and of the law school.


This year, and as it plans to do in future years, the Review gave over an entire issue to a symposium on a selected topic of legal significance. A Jurisprudential Symposium was the choice for 1954-55, and was dedicated in memory of Prof. Felix S. Cohen of Yale, a great figure in jurisprudence. The issue was highlighted by a posthumous article by Prof. Cohen, with a forward by Hon. Felix Frankfurter. Also contributing were Roscoe Pound, Hon. Jerome N. Frank, Thomas Cowan and Huntington Cairns.

In this past year, the progressive staff of the Review instituted several innovations. For one, there will be four issues per year instead of the usual three as in previous years. Likewise, a cover, new in color and design was unveiled. Also, selection of new members was put on a competitive basis. Students who have distinguished themselves scholastically are invited to write a "case comment," which is then submitted to the board of editors for their scrutiny. Those submitting a publishable "case comment" are appointed to the board.


The brains trust.
Student Council

The Student Council has been variously described. Most obvious perhaps is the scandalous characterization of its more doubting constituents: a forlorn forensic society foisting off on each other what pass for ideas on such weighty topics as the installation of yet another candy machine in the barn. Its members, representative of each class in proportion set by a Constitution few remember and none comprehend—so this version goes—on a biweekly basis agreed only in their determination to see that nothing is done without each upholding his special claim to the laurels of Senator Wayne Morse. Be such sacrifice as it may, a more studied, if less candid, view is appropriate to the pages of this tome. Here let it be recorded that the Council, as a matter of course, engaged this year in nearly twenty of its Tuesday evening meetings. All lasted rather longer than most members desired, and most dealt in one way or another with the dispersal of the student activities fee. By this means of student taxation, the Council of 1954-55 found at its disposal some $2,500 in the form of a $10 per head levy. Spending came easily this year, so easy that the organization led the school to the edge of insolvency. But disaster was averted and prompt steps taken with an eye to future keeping of the students' purse.

With a mastery display of statesmanship heralded by all but a few disgruntled voters, the Council struck a blow for financial stability early last fall. As a result, the former $10 annual fee now stands at $50 per student effective in September, 1955. For the present year's money, the student body received the Law Review ($1,000), a subsidy to the Legacy ($600), a Christmas dance ($250), a post-graduation outing, representation at the American Law Student Association conventions ($225) and miscellaneous other benefits. It is the hope of the solons responsible for the 100% increase in the fee that the new revenues will expand the school social program as the best way of giving each student his tax dollar's worth while at the same time building student interest in the school as a whole and in his class.

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Legacy

Each year a group of law students undertake the chore of publishing a school year book. Each group has invariably found itself met with the same problems and the "Legacy" staff this year was no exception. The majority of the staff members were totally inexperienced in the field of creating a publication of any sort. Few guides were available from previous years which might have made the job a bit easier. Time was also a problem because when can a law student say that he has "enough" time, especially when the bulk of the editorial, layout, and advertising work must be completed during the first semester?

These problems created diverse results, not the least of which were periods of belter-skelter activity; frayed nerves; and almost constant confusion and anxiety. No one thought that the end result could possibly be the successful publication of the "Legacy."

The "Legacy" is staffed by students who volunteered their services. To an impartial observer it might appear inconceivable that any individual would voluntarily assume the job of publication under the circumstances, and yet, we of the staff did just that. Although our subsidiary motives for working on the staff were many, our prime motivation was the belief that the "Legacy" has a purpose.

The three years that we spend in law school is a unique experience. Probably at no other time in our lives will we as individuals ever exert so much concerted effort toward achieving a common goal. Certainly we will never again be afforded the opportunity to share similar experiences with the same people for such an extended period of time.

Therefore, we feel that the "Legacy" has the purpose of bringing a memorial of that period of concerted effort; at least a source of recollection of the experiences that we have shared and of the people with whom we have shared them.

We hope that, in some measure, our efforts have succeeded in fulfilling this purpose.
MOOT COURT BOARD
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Moot Court

Moot Court activities enveloped freshmen as well as sophomores and seniors this year. Previously, only sophomores had participated in the task of preparing an appellate brief together with an oral argument for presentation at the Essex County Court House. This year the freshman class was initiated also. Senior activities included trial moot court as well as the appellate finals and intercollegiate competition.

APPELLATE MOOT COURT . . . Since this year marked the transition of the Appellate Moot Court Program from the sophomore class to the freshman class, both classes necessarily were required to participate. Professor Lawrence Lazer, with the aid of four faculty assistants and a Student Moot Court Board headed by Miss Ruth Sabel, administered the program. This included the grading of 124 student briefs and securing three-judge panels for each of the 62 oral arguments presented by the students. Each panel consisted of a judge, an attorney, and a Rutgers faculty member. Judges ranging from the New Jersey Supreme Court down to the county district courts as well as distinguished members of the bar from northern and central New Jersey gave freely of their time to hear the embryonic lawyers present their appeals to the mythical Supreme Court of New Rutgers. All of the appeals were based on recent New Jersey cases and some of the members of the bench and bar had taken part in the actual cases.

TRIAL MOOT COURT . . . Although overshadowed by the larger appellate program, the Trial Moot Court also played its part in training Rutgers students for their future profession. Limited to seniors on a voluntary basis, this program featured the complete preparation of a trial, including interrogation and cross-examination of witnesses. These trials were based on actual cases and included judges as well as blue-ribbon juries consisting of student nurses from Newark Beth Israel Nurses Home.

INTERCOLLEGIATE COMPETITION . . . The Rutgers Appellate Moot Court finals were held at the Robert Treat Hotel preceding the Law School Alumni Banquet. Presiding over the arguments were judges from the United States Circuit Court of Appeals, the New Jersey Supreme Court and the New York Court of Appeals. They selected James Clayton, H. Curtis Measner and Harold Packer to represent the Newark division of Rutgers Law School at the Third Circuit rounds in Philadelphia. At this competition, the Rutgers team bowed to the team representing Temple Law School.
Legal Aid

THE student assistant program of the Essex County Legal Aid Society, reactivated in September, 1954, after a short lay-off, offers a unique extra-curricular opportunity to six Rutgers law students every year.

From the point of view of the student, the prime value of the opportunity to work with this group was the essential separateness of the program from the regular academic curriculum. It is the only activity offered at the Law School which offers the participants the opportunity of direct client association and is the only extra-curricular program oriented in what is perhaps the attorney's primary responsibility, that of giving counsel.

The function of the student in this program is not that of actually giving advice, but rather that of advising the client and defining the issues and presenting them to the attorneys, thus expediting matters and easing the load of the regular staff. This function, while perhaps of lim-


MEMBERS

Howard Kagan  Ernest Lebowitz
James Smith  John Smith
Howard Gran  Lew Holland

ited value to the Legal Aid Society, serves to enlighten the student as to the pragmatic application of his legal education.

Law Library

MOST of us at one time or another, during our law school career, have found occasion to wander into the library. The library means many things to many people. To some it serves as a cloister room; to a few, as a cafeteria; to others, a place where the day's newspaper may be obtained; to the scholar, the law reviews and advance sheets; to the politically minded, the Congressional Record; to the historian, the Year Books and old examination reports; to the recluse, small crevices in the rear of the basement where one may sit and meditate disturbed only by an occasional swirl of dust or the knocking of water pipes. To the cosmologist there are "be quiet" signs to be annotated. The orator will always find an anxious audience, and the amateur detective will enjoy the "case of the missing briefs." Of course for the chomperous minded, there are chairs with faculty names. However, the most usual and pleasant activity in the library, is sleeping, and what better dissertation than a few lengthy cases from the New Jersey Reports?

Mabel Updike upholding the law.

Selma Perwin, George Trowbridge, Margaret Howell.
This year marks the graduation of the first group of modern alumni of Delta Sigma Phi, Lex fraternity. Many alumni of the old Delta Sigma Phi fraternity who attended New Jersey Law School in the 1920's are successful lawyers today, but their present-day counterparts have yet to embark on their legal careers. The fraternity was reactivated in February, 1953.

During the two and a half years since its re-birth, Delta Sigma Phi, Lex has taken its place among the other law school fraternities in numerical strength and scope of activities. These activities are aimed at furthering the legal, cultural and social education of the members through association among themselves and with outstanding leaders of the bench and bar.

During the past year, the King's Bench Law Fraternity has adhered to the primary and basic purpose: for which it has been founded. The equalitarian principle and the attitude of liberality which have become integral parts of its organization, together with its professional and social program, have again perpetuated it.

Our monthly luncheons and annual banquet, have succeeded in enriching our associations with personalities in the legal field who supplement the education afforded in law school curriculums.

Periodic smokers and coffee gatherings have given our brothers opportunity to meet and discuss the law with each other, and to extend aid and advice to freshmen.

A law fraternity which fulfills such obligations is indeed self-perpetuating.
**Phi Alpha Delta**

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Thomas R. Farley  

Standing—John Arigo, Harold Asbly, Richard Thiele, Robert Prwenset, Tom Mahler, Seated—Lewis Stein, Sanford Guillaume, Professor Lewis Tye, Faculty Advisor, John Hayden, Samuel McGowan.


Highlighting social activities of the school year for members of the "evening fraternity," Phi Alpha law fraternity was formally installed in the national legal fraternity Phi Alpha Delta, early this spring. The new chapter, named in honor of the late Associate Justice of the United States Supreme Court, Robert H. Jackson, celebrated the occasion at a banquet following the formal initiation ceremonies, and attended by fraternity and public dignitaries of local and national prominence.

In addition, this year the fraternity instituted an "educational entertainment" program at regular monthly meetings. Each brother in turn, acted as lecturer or discussion leader on a legal topic, in which he had particular interest. These informal gatherings were well received and will be continued in the future.

Beasley Inn became affiliated with Phi Delta Phi, an international fraternity, on April 14, 1956. The ideals of promoting high scholarship and instilling a rigid adherence to a code of professional ethics are the backbone of the fraternity.

This year the Inn's activity has been designed to inspire its members to participate in more non-classroom activities. Part of our program consisted of a series of luncheons at which notable barristers have given informal talks on the law. One highlight is the Annual Honorary Initiation Banquet at which a member of the bar who has been of service to the public, and who has aimed at maintaining the high principles of justice upon which Phi Delta Phi was founded, is initiated.

The future of Beasley Inn is aimed at promoting a feeling of brotherhood among all who study and practice the law.

A. T. & T. down 3 points! Giudani is wiped out.