

June 1967

Author Index to Leading Articles

Follow this and additional works at: <https://researchrepository.wvu.edu/wvlr>

Recommended Citation

Author Index to Leading Articles, 69 W. Va. L. Rev. (1967).

Available at: <https://researchrepository.wvu.edu/wvlr/vol69/iss4/4>

This Index is brought to you for free and open access by the WVU College of Law at The Research Repository @ WVU. It has been accepted for inclusion in West Virginia Law Review by an authorized editor of The Research Repository @ WVU. For more information, please contact ian.harmon@mail.wvu.edu.

AUTHOR INDEX TO LEADING ARTICLE

- A**
- Abel, Albert S.
 Conditional Sellers, Hostile Claimants and the Filing Period 47-73
 Known Generally as Corporate Securities 50-17
 Ohio Valley Panorama 54-186
 Public and Public Welfare Property Tax Exemption in West Virginia 55-171
 Some Spadework on the Implied Warranty of Authority 48-96
- Ackerman, Jerome and Sullivan, Lawrence A.
 Determination of the Appropriate Unit for Collective Bargaining 54-17
- Ailes, Stephen and Goodwin, Robert
 Some Comments on the Appropriation Tangle in the Law of Sales 45-319
- Antieau, Chester J.
 Municipal Zoning and Land Use Regulation 53-301
- Appleman, John Alan
 The Relation of Trial Counsel to the Public 61-260
- Arnett, L. D.
 Monongalia County Court Records 41-174
- B**
- Bailey, George G.
 Predictability of the Law; Its Relation to Respect for Law 66-1
 Process in Forfeited and Delinquent Lands Suits—A Moot Question? 54-47
 The West Virginia Law of Forfeited and Delinquent Lands 50-158
- Battle, H. D.
 The Drafting and Revision of Wills and Trust Instruments under the Revenue Act of 1948 51-250
- Becroft, Eric Armour
 The Control of Industry in a Federal System—A Chapter in Australian Constitutional Development 41-206
- Becroft, Eric A.
 The Federal Control of State Employees in Australia 41-332
- Brennan, J. H.
 Instructions to Jury and the Proposed Rule 58-117
- Brown, Londo
 Changes in West Virginia Real Property Tax Laws 66-271
- Brown, Londo H.
 Covenants in Leases in West Virginia 57-1
 Covenants in Leases in West Virginia 57-152
 Liability for the Torts of Independent Contractors in West Virginia 55-216
 Reservation of Highway and Street Rights-of-way by Official Maps 66-13
 Some Aspects of Joint Ownership of Real Property in West Virginia 63-207
 The Uniform Commercial Code Bulk Sales Article Compared with West Virginia Law 64-385
- West Virginia Habitual Criminal Law 59-30
 West Virginia Indeterminate Sentence and Parole Laws 59-143
- Brown, Walter L.
 Trends in the Administration of the Taft-Hartley Act 51-152
- Bolarsky, Mose E.
 The Effect of Public Policy on the Liability of an Insurer where the Insured has been executed for the Commission of a Crime 42-31
- Boreman, Herbert S., Jr.
 Taxation and Land Titles under Article XIII of the West Virginia Constitution 65-263
- Bouchelk, Julian F.
 Removal of Limitation of Recoverable Amount in Actions for Wrongful Death and Extending Right of Action Generally for Injury to Persons or Property 48-255
- Bouchelle, Julian F.
 Requirement of Consent of three-fourth of Jury to Verdicts in Civil Actions, Abolishing Law of Unanimous Consent 48-149
- Boudin, Louis B.
 State and Nation in a Federal System 41-1
- Burlie, Stephen P.
 "Price Fixing" in the Bituminous Coal Industry—A Legal-Economic Problem 41-225

The figure in front of the dash refers to the volume, the other to the page

- Byrer, Harry H.
Railway Labor Act and the National
Labor Relations Act, A Comparison
44-1
- C**
- Calhoun, Harlan M.
Law Schools and Practical Training
55-83
Suggestions for Simplification of
Criminal Procedure 60-123
- Carlin, Leo
Correction of Error on Motion 55-1
A Decade of Pleading, Practice and
Procedure 53-1
Function of a Demurrer under the
Revised Code 41-313
Issuance of Process as Condition Pre-
cedent to Granting Preliminary In-
junction 42-132
Judgment *Non Obstante Verdicto*
51-14
The Judiciary Amendment 45-220
The Law of Garnishment in West
Virginia 48-1
Objections and Exceptions 52-12
Parties to Actions and Suits Under
the Revised Code 43-87
Rules of Pleading applied to Repre-
sentative Capacity 47-40
Publication of Process in Attachment
Proceedings 46-223
Recent Developments in Local Pro-
cedure 47-165
Release of Assigned Liens 44-175
Remittitur and Additur 49-1
Trial by the Court without a Jury 54-1
Waiver of Trial by Jury; A Further
Comment 41-249
- Casto, Dayton C., Jr.
The Doctrinal Development of the
Tenth Amendment 51-227
- Cavers, David F.
Legal Education and Lawyer-Made
Law 54-177
Administering that Ounce of Preven-
tion: New Drugs and Nuclear Re-
actors 68-109,233
- Clark, Charles E.
Is the Law Disappearing? 51-1
- Cochran, Howe P.
Some Practical Comments on the Tax
Practice 50-35
- Coggin, Richard G.
Attorney Negligence . . . A Suit within
a Suit 60-225
- Collins, Henry D.
Bank-Customer Relations under the
Uniform Commercial Code 64-657
Federal Taxation of Alimony Arrange-
ments 56-88
- Refunds in Connection with Transferee
Liability; a Legislative Proposal
54-117
- Colson, Clyde L.
Constructive Trusts in W. Va. 45-357
The Doctrine of Ultra Vires in United
States Supreme Court Decisions
42-179
Due Process and the Wartime Draft of
Manpower 49-79
The Excuse of Impossibility in West
Virginia Contract Law 48-189
Limits of Title Search under the West
Virginia Recording Act 56-20
New Delinquent Land Statute, The
47-274
Probation and Parole 44-105
Service of Process in a Delinquent
Lands Proceeding—A Suit that is
not a Suit 54-55
Some Elementary Principles of Con-
stitutional Law 53-117
Taxation and School Support in West
Virginia 50-1
Twenty Years of West Virginia Mar-
riage and Divorce Law 58-128
West Virginia Divorce Law 43-120,
203, 298
West Virginia Marriage Law 43-33
- Copenhaver, John T., Jr.
Bankruptcy—Rights and Powers in
Chapter XIII 68-375
- Cox, Archibald
Revision of the Taft-Hartley Act
55-91
- Creasey, J. Alexander
Consecutive and Concurrent Sentences
—A Comment 63-138
- Crew, J. Whitfield, Jr.
The Textile Labor Relations Board
41-181
- Curd, Thomas
Pre-Trial of Lawsuits 46-148
Privileged Communications between
the Doctor and his Patient—an
Anomaly of the Law 44-165
Substance and Procedure in Rule
Making 51-34
- Curl, Joseph
A Challenge for Unremitting Activity
for Reform of Lower Courts 50-105
- D**
- Dadisman, Stanley E.
Four Proposed Amendments to the
West Virginia Constitution 60-303
Letters of Credit and the West Vir-
ginia Law 64-363
The West Virginia Dead Man's Statute
60-239

- Davis, Kenneth C.
 A Final Word on the Doctrine of the *Hodges Case* 45-316
 Judicial Review of Administrative Action in West Virginia—A study in Separation of Powers 44-270
- Davis, Ray Jay
 The Doctrine of Precedent as Applied to Administrative Decisions 59-111
 Mandamus to Review Administrative Action in West Virginia 60-1
 West Virginia Negligence Cases and Legislative Standards of Conduct 61-1
- Dawson, Williams
 Some Modern Procedural Developments 46-134
- Dayton, Arthur
 Excise Taxes in their Relationship to Property Taxes 46-21
- DeBerry, Max, and Mueller, Gerhard O. W.
 Pending Peril and the Right to Search Dwellings 58-219
- DeLa Mater, William
 A Brief Survey of the West Virginia Law of Compensibility 62-303
- Dickinson, Edmund C.
 Predictability of Success in Law School 46-105
 Probation and Parole 44-105
- Donley, Robert T.
 The AAA Decision 42-141
 Coal Mining Rights and Privileges in West Virginia 52-32
 The Drilling Clause in Oil and Gas Leases in West Virginia 52-95
 The Fitting of the Handcuffs or a Country Lawyer Looks at Law Reform 54-130
 The *Hodges Case* and Beyond—A Reply to Professor Davis 45-291
 Last Clear Chance—Some Further Observations 49-51
 Personal Transactions with Persons Deceased at the Time of the Trial—An Analysis of Cases and Suggestions for Statutory Change 41-256
 The Sole Beneficiary Problem in West Virginia 49-132
 Some Aspects of Tort Liability in the Mining of Coal 61-243
- Splitting the Cause of Action before a Justice—the Strange Case of *Bane v. Wilson* 42-218
 Use of the Containing Space after the Removal of Subsurface Minerals 55-202
- E
- Elswick, Walter M.
 State Court of Claims 49-45
- Emerson, Robert K. and Frank L. Fuller, III
 How to Find and Use Federal Legislative Materials 51-169
- F
- Farmer, Guy
 Legal, Economic and Policy Aspects of Wage Stabilization 53-289
 The National Labor Relations Board 56-79
 The Taft-Hartley Act and the Balance of Power in Labor Relations 51-141
 A Tribute to Dean Thomas Porter Hardman 59-297
- File, Ashton
 Right of Trial by Jury in Civil Actions 47-13
- File, William H., Jr.
 Financial Responsibilities of West Virginia Municipalities 52-208
- Fitzhugh, Norman
 Accounting for Depreciation and Depletion 45-134
- Ford, Fredrick W.
 The Impact of Judicial Review on the Federal Communications Commission 63-25
- Fordham, Jeff B.
 The West Virginia Municipal Home Rule Proposal 42-42
- Foster, Henry H., Jr.
 Juridical Trauma and Medical Shock 59-1
 The Relation and Correlations of Freedom and Security 58-325
- Fox, Fred L.
 The Judiciary in a Changing World 51-107
- Frame, Clark B.
 Automobile Deaths and Involuntary Manslaughter in West Virginia 63-130
- Fugate, W. C.
 Liability of Trustees under the West Virginia Trust Investment Statute, the 47-127

- Fuller, Frank, III and Robert Emerson
How to Find and Use Federal Legislative Materials 51-169
- Funt, Morris S.
Personal Transactions with Persons Deceased at the Time of the Trial—An Analysis of Cases and Suggestion for Statutory Change 41-256
- G**
- Goodwin, C. E.
Some Observations on *Bailey v. Baker* 55-45
- Gorove, Stephen
Safeguarding Atoms-For-Peace: U. K. Bilateral Agreements with other Nations 68-263
- Gornick, Alan L.
The Canadian and British Death Tax Conventions 50-55
- Green, Leo
The Thrust of Tort Law 64-1, 115, 241
- Griswold, Erwin N.
Lawyers; What of the Law and Law Schools? 52-1
- H**
- Hardman, Thomas P.
Administrative Finality in Claims for Overcharges 51-77
A Challenge in Legal Education 43-253
Competition in Public Service 48-271
The Evidentiary Effect of a View: Stare Decisis or Stare Dictis 53-103
The Evidentiary Effect of a View—Another World 58-69
The Finality of the Filed Rate in West Virginia 49-143
Hearsay: "Self-serving" Declarations 52-81
Interpretation of Documents—the Parol Evidence Rule and an Exception for Erroneous Description 47-319
"The Law"—in West Virginia 47-23
Lie Detectors, Extrajudicial Investigations and the Courts 48-37
A Problem in Interpretation 42-110
Public Utilities—Respondeat Superior Plus Nondelegable Duty to Protect Patrons 49-59
Spontaneous Declarations (Res Gestae) 54-93
Spontaneous Declarations (Res Gestae) 56-1
"The Syllabus is the Law" 47-209
"The Syllabus is the Law"—Another Word by Fox, J. 48-55
The Twilight Zone of Hearsay 57-137
- Harrison, Charles M.
The West Virginia Administrative Procedure Act 66-159
- Hatcher, John
Battersey's Case (1623) 47-123
- Hatcher, John H.
Magna Charta and the Jury System 42-1
Martial Law and Habeas Corpus 46-185
The Power of Federal Courts to Declare Acts of Congress Unconstitutional 42-96
Some Vital Principles of the American Constitutional Government 43-171
- Haymond, J. Frank C.
Certified Cases under the Statutes and the Rules of Civil Procedure 65-1
- Haymond, Frank C.
John Marshall—His Influence on the Constitution and the Courts 42-14
Law Day Address 68-158
- Hearne, Junlia G. Jr.
Some Unpublicized History of West Virginia and the Restored Government of Virginia 66-9
- Hoff, William Bruce
A Tribute to Professor Leo Carlin 59-303
- Hogg, Robert L.
The Lawyer Amid Social Changes 53-281
- Holt, Homer A.
Impartial Law—The Guardian of Liberty—The Lawyer's Opportunity 58-1
The Work of the West Virginia Commission on Constitutional Revision 67-1
- Horack, Frank E.
Prosecution Appeals in West Virginia 41-50
- House, Byron O.
Lawyers Obligation to the Courts 61-22
- Howard, B. F.
The Mechanism of Our Jury System Should be Adjusted and Lubricated 56-39
- Hugus, Wright
An Integrated Bar 43-10
Pre-Trial in West Virginia 55-110
- Hurt, Charles E.
Debt Collection Torts 67-201

- J**
- Jackson, Robert H.
The Bar and the New Deal 41-103
- Jackson, Thomas B.
A Note on Declaratory Judgment Pleading and Practice 48-130
A Proposal for Declaratory Judgment Procedure 45-31
- James, Louis C.
The Effects of the Autonomy of the Parties on the Validity of Conflict-of-Laws Sales Contracts 62-223
- K**
- Kerr, William Andrew
Ben Avon South of the Border 60-166
- Kizer, John O.
Valuation of Leashold Estates in Eminent Domain 67-101
- L**
- Leavitt, I. Martin
The Landowner *versus* The Airport 50-145
- Litz, Edward, J.
Underground Storage of Natural Gas in the Appalachian Area 68-136
- Lively, William T. Jr.
Transferee Liability—A Capital Loss 55-54
- Loeb, Leo
Recent Amendments to the West Virginia Unemployment Compensation Law 49-122
- Lorensen, Willard D.
Aggravated Assaults in West Virginia 62-319
An Introduction to the Uniform Commercial Code 64-28
The New Scope of Federal Habeas Corpus for State Prisoners 65-253
Product Liability and Disclaimers in W. Va. 67-291
Secured Credit in Personal Property Transactions: An Introduction to Article 9 of the Uniform Commercial Code 64-598
The Uniform Commercial Code Sales Article Compared with West Virginia Law 64-32, 142, 260
- Love, Charles M.
The Practice of Law 57-53
- Lowenhaupt, Henry C.
The Division of Values Approach to Estate Planning 63-1
- Lugar, Marlyn E.
Applicability of Instructions to the Evidence 54-268
Arrest Without a Warrant in West Virginia 48-207
Common Law Pleading Modified Versus the Federal Rules 53-27, 142, 195
Common Law Pleading Modified Versus the Federal Rules 52-137
Duplicitous Allegations In Indictments 58-18
Negotiation, Mediation and Especially Arbitration in Labor Disputes 51-201
Water Law in West Virginia 66-191
- M**
- Madden, J. Warren
Administrative Procedure; National Labor Relations Board 45-93
A Tribute to Professor Edmund C. Dickinson 59-301
- Mahan, Charles E.
Government by Injunction? 52-217
- Martin, Clarence E.
Is a Corporation a "Person"? 44-247
- Martz, Clyde O.
Water for Mushrooming Populations 62-1
- Maxwell, Hammond
The Problems of Jury Instructions 43-1
- Merricks, Robert L.
Joint Estates in Real Property in West Virginia 61-101
- Meyer, Alfred W.
The Borker's Exclusive Listing Contract—Unilateral or Bilateral? 61-274
- Miller, Lewis H.
Some Problems in Venue and Jurisdiction 49-112
- Moore, Ben
Preliminary Remarks to Jurors 47-323
- Moreland, James R.
"And the Court heard the Argument of Counsel" 45-145
- Morris, William O.
Accommodation Parties to Negotiable Instruments 61-83

- | | | | |
|---|--|--|---|
| Bank Liability for Arrest of Depositor upon Wrongful Dishonor of Check
63-309 | | P | |
| A Comparison of the Drawee's Rights on Altered Instruments under the Common Law, NIL and UCC.
66-293 | | Palmer, Campbell, III | The Practical Way to Prepare a Case for an Appellate Court 59-56 |
| The Importance of Promptly presenting checks for Payment
61-191 | | Parker, John J. | Constitutional Government 44-18 |
| The Leading Purpose Doctrine as applied to the Statute of Frauds
62-339 | | Paul, Julius | Foundations of American Realism 60-37 |
| Negotiable Instrument Law under the Uniform Commercial Code
64-457 | | Paulsen, Monrad G. | The Expanding Horizons of Legal Services 67-179, 267 |
| Necessity for Signature on a Check to be in same form as Signature on Specimen Signature Card
68-293 | | Payne, Richard F. | Enforceability of Agreements Between Mortgagors of the Home Owners' Loan Corporation and Third Parties 45-332 |
| Some Conflict of Laws Problems relating to Negotiable Instruments
66-91 | | | |
| Some Problems Relating to Adoptions and Recommended Changes
63-12 | | Pearis, C. A., Jr. | West Virginia Public Service Commission, The 47-191, 283 |
| Suretyship Law in West Virginia
68-3 | | The West Virginia Public Service Commission, | 46-201, 292 |
| The Use of Set-off, Counterclaim and Recoupment: Availability against Commercial Paper
62-141 | | Plattensburg, John W. | The Defense of Laches and a Correlative 59-266 |
| Mueller, Gerhard | | Posten, Hale J. | The Law of Medical Malpractice in West Virginia 41-35 |
| Mens Rea and the Law without It
58-34 | | Pound, Roscoe | How far are we attaining a New Measure of Values in Twentieth-Century Juristic Thought? 42-81 |
| Nutting, Charles | | | Some Implications of Recent Legislation 45-205 |
| Lawyers and the Legislative Process
54-287 | | | What is Law 47-1 |
| McClintic, George | | Preston, John J. D. | Regulation of the Natural Gas Industry 45-250 |
| Probation 44-33 | | | |
| McGuire, O. R. | | R | |
| The Archilles Heel of Constitution Government in America—The Use and Abuse of Public Money Power
46-47 | | Radin, Max | The Judicial Review of Statutes in Continental Europe 41-112 |
| N | | Reeder, Benjamin | Some Problems of the Coal Industry 45-109 |
| Nesbitt, Frank, W. | | Reid, John | Henry Bionnon and Marmaduke Dent: The Shapers of West Virginia Law 65-19, 99 |
| The Proposed Changes in Federal Practice
43-23 | | Richardson, George, Jr. | The Justice of our Cause 49-38 |
| O | | | |
| Oehler, Christian | | | |
| Some Accounting Problems in the Preparation of Partnership Return of Income
50-44 | | | |
| Orfield, Lester B. | | | |
| Discovery and Inspection in Federal Criminal Procedure
59-221, 312 | | | |
| A summary of Criminal Appellate Reform
42-277 | | | |

- Riley, James B.
A General, But Incomplete Resume
of Appellate Procedure in West Vir-
ginia 55-28
- Riley, Robert G., Jr.
A Critical Study of the Probate Sys-
tem in West Virginia 67-22, 116
- Roberts, James M.
Industrial and Commercial Loans and
Guarantees for New or Expanding
Business under the Public Works
and Economic Development Act of
1965. 68-359
- Rose, Herschel H.
The Bar as a Governing Caste 48-87
The Modus Operandi of the Supreme
Court of Appeals 49-103
- Ruley, Daniel A. Jr.
Recovery of Damages for Injuries sus-
tained by Children en Ventre sa
Mere 65-197
- S
- Schatkin, Sidney B.
The Defense of Sterility in Paternity
Cases 59-258
- Scherr, Harry Jr.
Regulating Procedure by Rules of
Court in West Virginia 47-136
- Sclove, Bernard
Refunds and Recovery of State Taxes
Erroneously, Illegally or Uncon-
stitutionally Imposed in West Vir-
ginia 41-348
- Silverstein, Lee
A Basic Introduction to the new West
Virginia Rules of Civil Procedure
62-117
Psychology, Mental Illness, and the
Law 60-55, 133
Psychology, Mental Illness and the
Law—A Postscript on Epilepsy
61-202
Small Claims Courts Versus Justices
of the Peace 58-241
- Snyder, Orvill
Capital Punishment: The Moral Issue
63-99
- Spilman, Robert S.
Labor and the Law 44-87
- Stacey, Charles B.
Tax Consequences of Joint Ownership
of Property 61-167
- Stathers, William G.
The Lawyer—An Appraisalment 45-5
- Stealey, R. E.
The Mortgage for Future Advances in
West Virginia 56-107
- Stealey, Robert Evans
Some Problems of Preferential Trans-
fers in West Virginia 52-110
- Stoebuck, William B.
Adverse Possession of Severable Min-
erals 68-274
- Sunderland, Edison R.
The New Federal Rules 45-1
- Taylor, Frank L.
Broadcasting in the Courtroom 60-312
- Thompson, Judge William
The Judge's Responsibility on a Plea
of Guilty 62-213
- W
- Wallen, Saul
Recent Supreme Court Decisions on
Arbitration: An Arbitrator's View
63-295
- Warden, Karl P.
Social Interest in Rate Regulation in
West Virginia 58-352
- Watkins, Harry E.
Selecting Jurors 48-47
- Weaver, James P.
Monongalia County Court Records
41-174
- Welch, Francis
Is Utility Regulation Encroaching Up-
on Management? 46-123
- Wellen, Clyde W.
Workmen's Compensation, Conflict of
Laws and the Constitution
55-131, 233
- Whinery, Leo H.
The Problem Methods of Legal Edu-
cations 58-144
- Wilhelm, Charles P.
Administration of Estates of Deceased
Persons Under the Revised Code
43-184
- Wilkin, Judge Robert N.
World Rule of Law—The Role of the
Individual Lawyer 63-118
- Williams, C. C. Jr.
Conservation of Mineral Resources: A
Brief Survey 47-247
- Williams, C. C. Jr.
The Davis Case—A Study in Contin-
gent Remainders 41-385

Williams, Jr., C. C. and Goodwin, R. B. Forfeiture of Lease for Failure to Mar- ket Gas 46-271	Williams, C. C. Jr. Statutory Regulation of Strip Mining 47-52
Williams, C. C. Jr. Note on Secondary Recovery 49-66	Wise, Charles C., Jr. The Public and the State Bar 53-65
Williams, C. C. Jr. On Leasing Gas from Coal Seams 47-211	Wise, Charles C. and Baer, Ben Some Comments on Rate Making in West Virginia 57-33
Williams, C. C. Jr. and White, Kemble, Jr. Profits a Prendre and Interstate Price- Fixing 48-226	Woods, Jr., Luther E. The Law of Fraudulent Conveyances in West Virginia 43-266
Williams, C. C. Jr. Progress in the Law of Oil and Gas 49-156	Wright, Jr., M. Donald The Doctrine of Advancements 63-229
	Wyckoff, Ole E. Our Changing Common Law 48-24