June 1963

Index to Volume 65

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

Recommended Citation

Available at: https://researchrepository.wvu.edu/wvlr/vol65/iss4/20

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 researchrepository@mail.wvu.edu.
Index to Volume 65

LEADING ARTICLES

Certified Cases Under the Statutes and the Rules of Civil Procedure
  Judge Frank C. Haymond 1

Henry Brannon and Marmaduke Dent: The Shapers of West Virginia Law
  John Reid
  Part I 19
  Part II 99

New Scope of Federal Habeas Corpus for State Prisoners, The
  Willard D. Lorenzen 253

Recovery of Damages for Injuries Sustained by Children en Ventre sa Mere
  Daniel A. Ruley, Jr. 197

Taxation and Land Titles Under Article XIII of the West Virginia Constitution 263

THE WEST VIRGINIA BAR ASSOCIATION

President's Page George G. Bailey 38, 127, 209, 286

STUDENT NOTES

Implied Warranty and Trichinosis 287


Legislative Reapportionment: Baker v. Carr 129

Uniform Commercial Code—Secured Transaction and the West Virginia Landlord's Lien, The 40

CASE COMMENTS

Administrative Law—The Right to Judicial Review of Administrative Action 143

Attorney Client—Contract of Employment—Damages for Meddling 295

Bankruptcy—“Strong Army Clause” Weakened 48

Conflict of Laws—Full Faith and Credit—Lack of Jurisdiction vs. Mistake of Law 89

Conflict of Laws—Full Faith and Credit versus Res Judicata 220

Conflict of Laws—Wrongful Death Measure of Damages—Substantive or Procedural? 146

Constitutional Law—Due Process—Right to Counsel in State Non-Capital Cases 297

Criminal Law—Common Law Forgery—Oral v. Written Representation of Authority 301

Criminal Law—Conspiracy—Consistency Rule 151

Criminal Law—Double Jeopardy—Multiple Transgressions from a Single Act 54

Criminal Law—Entrapment 223

Criminal Law—Presence of Accused at Trial 50

Criminal Procedure—Trial of Co-Defendants—Right of Silence Violated 226

Damages—Detinue—Liability Under Redelivery Bond for Depreciation of Chattel 306

Damages—Exemplary Damages—Requirements for Exemplary Damages 155

Damages—Liability Insurance and Punitive Damages 158

Domestic Relations—The Effect of a Bigamous Marriage in a Workmen's Compensation Proceeding 57
Due Process—Requirement That a Prisoner Be “Duly Cautioned” 60
Due Process—Jurisdiction—Corporate Amenability to Substituted Service of Process 63
Equity—Unfair Competition—Injunction Granted Against Community Antenna 69
Evidence—Attorney—Corporation Client Privilege 160
Evidence—Federal Shop-Book Rule—Admissibility of Hospital Records 229
Evidence—Identity of Driver in Absence of Direct Evidence 72
Evidence—Infant’s Pleading as Judicial Admission 309
Evidence—Lie Detector Testimony Admissibile on Stipulation 76
Evidence—Witnesses—Impeachment of Court Witnesses by Prior Statements 164
Federal Courts—Diversity Jurisdiction by Assignment—Improper or Collusive 232
Federal Courts—Personal Jurisdiction Not Required in Transfer To Cure Venue Defect 79
Income Taxation—Conversions of Capital Gains Into Ordinary Income in Collapsible Corporations 168
Income Taxation—Denial of Deduction of Business Expenses Incurred in Personal Litigation 314
Income Taxation—Nonrecognition of Gain Realized Upon Involuntary Conversion of Investment Property 171
Insurance—Duty to Defend—Alleged Facts Not Within Policy Coverage 175
Insurance—Release—Recission for Mutual Mistake—Existing but Unknown Injury as Grounds Therefore 177
Insurance—Waiver and Estoppel as Satisfying Condition of Proof of Loss in Fire Insurance Policies 311
Labor Law—Application of Pre-emption Doctrine in Suits to Enforce Collective Bargaining Agreements 316
Labor Law—Employee Rights Under Collective Bargaining Agreements 236
Labor Law—Interrogation of Employee by Employer as an Unfair Labor Practice 181
Labor Law—Norris-LaGuardia Act—Power of Federal Court To Enjoin Breach of No Strike Clause 82
Mines and Minerals—Breach of Covenant—Measure of Damages 320
Municipal Corporations—Insurance and Immunity 239
Parent and Child—Compulsory Medical Care Over Objections of Parents 184
Procedure—Involuntary Dismissal—An Interpretation of Rule 41(b) of the Federal Rules of Civil Procedure 187
Procedure—Rule 36—Request for Admission 243
Procedure—The Sufficiency of the Record in Opposing a Motion for Summary Judgment 323
Right of an Adopted Child to Take as a Class Remainderman 246
Sales—Persons Protected by Warranties Under the Uniform Commercial Code—Employee of Buyer Held Not Protected 326
Sales—Uniform Commercial Code—Consideration for Modification of a Contract 330
Torts—A New Test for Proximate Cause 85
Trespass—Liability for Unintentional, Non-Negligent Entry 335

TABLE OF CASES

Aldrich v. Aldrich, 127 S.E.2d 385 (W. Va. 1962) 89
Allman v. Hanley, 302 F.2d 559 (5th Cir. 1962) 96
Arnold v. Baker, 185 N.E.2d 844 (Ill. 1962) 250
Batten v. United States, 306 F.2d 580 (10th Cir. 1962) 193
Bankers Life & Cas. Co. v. Kirtley, 307 F.2d 418 (8th Cir. 1962) 155
Bennett v. State, 182 A.2d 815 (Md. 1962) 54