Summer 1950

Court of Appeals Opinions

Follow this and additional works at: http://www.repository.law.indiana.edu/ilj

Part of the Courts Commons, and the Judges Commons

Recommended Citation

Available at: http://www.repository.law.indiana.edu/ilj/vol25/iss4/11

This Symposium is brought to you for free and open access by the Law School Journals at Digital Repository @ Maurer Law. It has been accepted for inclusion in Indiana Law Journal by an authorized administrator of Digital Repository @ Maurer Law. For more information, please contact wattn@indiana.edu.
TAXATION


MISCELLANEOUS


*The Editors wish to acknowledge the use of the appendices compiled by Lester E. Mosher, law assistant to the Justices of the Appellate Term of the Supreme Court of New York, Second Judicial Department, printed as appendices to Mosher, Mr. Justice Rutledge's Philosophy of Civil Rights, 24 N. Y. U. L. Q. 661, 701 (1949).

APPENDIX II

Opinions Delivered as Associate Justice of the Appellate Court of the District of Columbia, May, 1939, to February, 1943.

ADMINISTRATIVE LAW

American Gas & Electric Co. v. SEC, 134 F.2d 633 (D. C. Cir. 1943); National Broadcasting Company v. FCC, 132 F.2d 545 (D. C. Cir. 1942); Gilbert v. Ickes, 132 F.2d 917 (D. C. Cir. 1941); Dow v. Ickes 123 F.2d 509 (D. C. Cir. 1941); Warehousemen's Union v. NLRB, 121 F.2d 84 (D. C. Cir. 1941); Burley Irrigation Dist. v. Ickes, 116 F.2d 529 (D. C. Cir. 1940), cert. denied, 312 U. S. 687 (1941); Farley v. Abetmier, 114 F.2d 569 (D. C. Cir. 1940); Nelson v. Ickes, 113 F.2d 515 (D. C. Cir. 1940); Evans v. FCC, 113 F.2d 166 (D. C. Cir. 1940); International Ass'n. of Machinists v. NLRB, 110 F.2d 29 (D. C. Cir. 1939).
CONFLICT OF LAWS


CONSTITUTIONAL LAW


CONTRACTS AND QUASI-CONTRACTS

Fox v. Johnson & Weinsatt, 127 F.2d 729 (D. C. Cir. 1942); Southern Ry. v. Acme Fast Freight, 124 F.2d 229, 230 (D. C. Cir. 1941) (concurring); Weiss v. District Title Co., 121 F.2d 900 (D. C. Cir. 1941); Cobb v. Howard University, 106 F.2d 860 (D. C. Cir. 1939).

CORPORATIONS


CRIMINAL LAW

Ewing v. United States, 135 F.2d 633 (D. C. Cir. 1942); Boykin v. United States, 130 F.2d 416 (D. C. Cir. 1942); Wood v. United States, 128 F.2d 265 (D. C. Cir. 1942); District of Columbia v. Richards, 128 F.2d 17, 21 (D. C. Cir. 1942) (concurring); Boykin v. Huff, 121 F.2d 865 (D. C. Cir. 1941); Spencer v. United States, 116 F.2d 801 (D. C. Cir. 1940); Jordon v. Bondy, 114 F.2d 997 (D. C. Cir. 1940); Rowley v. Welch, 114 F.2d 499 (D. C. Cir. 1940); Coupe v. United States, 113 F.2d 145 (D. C. Cir. 1940).

DOMESTIC RELATIONS AND DIVORCE

Brown v. Brown, 134 F.2d 505 (D. C. Cir. 1942); Ruppert v. Ruppert, 134 F.2d 497, 501 (D. C. Cir. 1942) (concurring); Saul v. Saul, 122 F.2d 64 (D. C. Cir. 1941); Miller v. Miller, 114 F.2d 596 (D. C. Cir. 1940); Schlaefer v. Schlaefer, 112 F.2d 177 (D. C. Cir. 1940); Pedersen v. Pedersen, 107 F.2d 227 (D. C. Cir. 1939).

DUE PROCESS OF LAW

In re Rosier, 133 F.2d 316, 333 (D. C. Cir. 1942) (dissenting): Howard v. Overholser, 130 F.2d 429 (D. C. Cir. 1942); Beard v. Bennett, 114 F.2d 578 (D. C. Cir. 1940).

INSOLVENCY AND RECEIVERSHIP


INSURANCE

Prudential Ins. Co. v. Saxe, 134 F.2d 16 (D. C. Cir. 1943); Jordan v. Group Health Ass'n., 107 F.2d 239 (D. C. Cir. 1939).

LABOR LAW

Switchmen's Union v. National Mediation Board 135 F.2d 785, 796 (D. C. Cir. 1943) (dissenting); Webster v. Clodfelter, 130 F.2d 434 (D. C. Cir. 1942); Lebanon Steel Foundry v. NLRB, 130 F.2d 404 (D. C. Cir. 1942); Washington Terminal Co. v. Boswell, 124 F.2d 235 (D. C. Cir. 1941); Warehousemen's Union v. NLRB, 121 F.2d 84 (D. C. Cir. 1941); Press Co. v. NLRB, 118 F.2d 937, 947 (D. C. Cir. 1940) (dissenting in part); Hartford Accident Co. v. Cardillo, 112 F.2d 11 (D. C. Cir. 1940); International Ass'n. of Machinists v. NLRB, 110 F.2d 29 (D. C. Cir. 1939).
MORTGAGES

Fogle v. General Credit, Inc., 122 F.2d 45 (D. C. Cir. 1941).

PATENT LAW

Hydraulic Press Corporation v. Coe, 134 F.2d 49 (D. C. Cir. 1943); Abbott v. Shepherd, 135 F.2d 769 (D. C. Cir. 1942); Boucher Inventions, Ltd. v. Sola Electric Co., 131 F.2d 225 (D. C. Cir. 1942); Leighton v. Coe, 130 F.2d 841, 842 (D. C. Cir. 1942) (concurring opinion); Seyfarth v. Coe, 129 F.2d 58 (D. C. Cir. 1942); Morrison v. Coe, 127 F.2d 897 (D. C. Cir. 1942); Frick-Gallagher M'fg. Co. v. RoTray Corp., 122 F.2d 81 (D. C. Cir. 1941); Sloane v. Coe, 122 F.2d 37 (D. C. Cir. 1941); Hemphill Co. v. Coe, 121 F.2d 897 (D. C. Cir. 1941); Identification Devices v. United States, 121 F.2d 895 (D. C. Cir. 1941); Levine v. Coe, 119 F.2d 185 (D. C. Cir. 1941); Minnesota Mining & M'fg. Co. v. Coe, 113 F.2d 512 (D. C. Cir. 1940).

PROCEDURE

Prudential Ins. Co. v. Saxe, 134 F.2d 16 (D. C. Cir. 1943); Loughlin v. Berens, 128 F.2d 23, 26 (D. C. Cir. 1942); Fowler v. Pilson, 123 F.2d 918 (D. C. Cir. 1942); Fennell v. Bache, 123 F.2d 905 (D. C. Cir. 1942); Loughlin v. Berens, 118 F.2d 193 (D. C. Cir. 1940); Joerns v. Irvin, 114 F.2d 458 (D. C. Cir. 1940); Clawans v. White, 112 F.2d 189 (D. C. Cir. 1940); Schlaefer v. Schlaefer, 112 F.2d 177 (D. C. Cir. 1940); Acker v. Herfurth, 110 F.2d 241 (D. C. Cir. 1939).

PROPERTY

Miller Development Co. v. Emig Properties Corp. 134 F.2d 36 (D. C. Cir. 1943); Bailey v. Zlotnick, 133 F.2d 35 (D. C. Cir. 1942); Geracy v. Hoover, 133 F.2d 25, 29 (D. C. Cir. 1942) (dissenting); Fairclaw v. Forrest, 130 F.2d 829 (D. C. Cir. 1942); Hoffman v. Sheahin, 121 F.2d 861 (D. C. Cir. 1941); Reeves v. American Security Co., 115 F.2d 145 (D. C. Cir. 1940); Faukls v. Schrider, 114 F.2d 587 (D. C. Cir. 1940); Wyant v. Crittenden, 113 F.2d 170 (D. C. Cir. 1940).

PUBLIC UTILITIES

Burley Irrigation Dist. v. Ickes, 116 F.2d 529 (D. C. Cir. 1940).

SALES

Fogle v. General Credit, 122 F.2d 45 (D. C. Cir. 1941).

TAXATION


TORTS

McKenna v. Austin, 134 F.2d 659 (D. C. Cir. 1943); Scharfeld v. Richardson, 133 F.2d 340 (D. C. Cir. 1942); Bailey v. Zlotnick, 133 F.2d 35 (D. C. Cir. 1942); Georgetown College v. Hughes, 130 F.2d 810 (D. C. Cir. 1942); Melvin v. Pence, 130 F.2d 423 (D. C. Cir. 1942); District of Columbia v. Richards, 128 F.2d 297 (D. C. Cir. 1942); Christie v. Callahan, 124 F.2d 825 (D. C. Cir. 1941); Young Men's Shop v. Odend'hal, 121 F.2d 857 (D. C. Cir. 1941); Mason v. Automobile Finance Co. 121 F.2d 32 (D. C. Cir. 1941); Baltimore & O. R. R. v. Corbin, 118 F.2d 9 (D. C. Cir. 1940); Mancari v. Smith, 114 F.2d 834, 837 (D. C. Cir. 1940) (dissenting); Fletcher v. Evening Star Newspaper Co., 114 F.2d 582 (D. C. Cir. 1940); Hohenthal v. Smith, 114 F.2d 494 (D. C. Cir. 1940).

TRADE-MARKS, TRADE-NAMES, AND UNFAIR COMPETITION

APPELLANTES

TRUSTS

Earll v. Picken, 113 F.2d 150 (D. C. Cir. 1940).

WILLS, EXECUTORS, AND ADMINISTRATORS

Fairclaw v. Forrest, 130 F.2d 829 (D. C. Cir. 1942); Cotonificio-Bustese v. Morgenthal, 121 F.2d 884 (D. C. Cir. 1941); Burke v. Canfield, 121 F.2d 877 (D. C. Cir. 1941); American Security Co. v. Frost, 117 F.2d 283, 287 (D. C. Cir. 1940) (dissenting).

MISCELLANEOUS CASES


APPENDIX III

Addresses and Other Writings, 1927-1949, by Wiley B. Rutledge.

I. ARTICLES AND ESSAYS

Legal Personality—Legislative or Judicial Prerogative, 14 ST. LOUIS L. REV. 343 (1929).


Foreword to A Symposium on Constitutional Rights in Wartime, 28 IOWA L. REV. 379 (1944).


Living Together Under Law, 1 J. GEN. Ed. 17 (1946).

Two Centuries of the Wisconsin Idea, 1949 Wis. L. REV. 7.

II. BOOK REVIEWS


Jaffin, George, NEW WORLD CONSTITUTIONAL HARMONY: A PANAMERICAN-CANADIAN PANORAMA, 15 ROCKY Mt. L. REV. 121 (1942).

James, Laylin K., CASES AND MATERIALS ON BUSINESS ASSOCIATIONS, 26 GEO. L. J. 1109 (1938).


III. ADDRESSES


The Varied Carols I Hear, 4 Fed. B. A. J. 75 (1940).


What Changed Conditions Must the Lawyer Face in the Practice of Law?, 9 AM. L. SCHOOL REV. 1174 (1941).

What is the War Doing to Law and Lawyers?, 15 OHIO BAR 419 (1942).


Address at a Meeting of the St. Louis Bar Association, 14 MO. B. J. 96 (1943).

Address before Twenty-first Annual Meeting of the American Law Institute, 20 A. L. I. PROC. 16 (1943).

Lead, Lone Star Light, 21 TEX. L. REV. 110 (1943).


This is Armageddon, 15 PA. B. A. Q. 14 (1943).