Indiana Bar

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President's Message

One of the recent developments in the administration of justice is the slowly growing trend of Supreme Courts to exercise sweeping powers on the ground that they are inherent, essential to the existence of the court, and therefore require no legislative grant. In Indiana we are interested in this trend because our own Supreme Court some fifteen years ago declared unconstitutional an act regulating procedure in the Supreme Court and in a later case, in adhering to the prior ruling, stated:

"This court is a constitutional court, and as such receives its essential and inherent powers, rights and jurisdiction from the Constitution, and not from the legislature, and it has power to prescribe rules for its own direct government independent of legislative enactment."

This view of our court, in the light of the voluntary surrender to the Supreme Court of the rule making power over all procedure by the legislature of a number of states, is of practical and immediate interest. Your president has therefore requested one of the outstanding lawyers of the State to address the Association at its annual meeting on this subject.

While this assertion of inherent powers has in general been very favorably received by the profession, it has in some quarters been challenged. Like all powers, it must have its limitations, and in like manner may be subject to abuses. Sufficient time has been allotted to this speaker to adequately cover these phases of the subject and the address will be one of the high spots of the annual meeting.

Conditions over which the president has no control have prevented the selection of the place of holding the annual meeting and of necessity have precluded final decision on some features of the program. For the reasons announced in the last message, the annual meeting will be held on September 6th and 7th; if necessary, the June issue of the Journal may be delayed beyond its customary issue on the fifteenth of the month in order to contain not only the place of meeting but as much information as possible as to the nature of the program.

WILMER T. FOX, President.

Message from the Secretary

Representatives of the bar associations of the states of Indiana, Illinois, Iowa, Kentucky, Michigan, Missouri and Wisconsin have been invited to meet with Scott M. Loftin, President of the American Bar Association, on May 24th at Decatur, Illinois, for a discussion of the subject of national bar organization and coordination.

The conference will be held in connection with a meeting of the Illinois State Bar Association which is being held in Decatur on the 23rd, 24th and 25th of this month and which will be addressed by Mr. Loftin.

Although the conference is primarily called for a consideration of the American Bar Association program the bringing together of the representatives of seven state bar associations from the Central States, including as it will discussions of their mutual problems, should be very beneficial to the various organizations represented.

It is to be hoped that the Decatur meeting will not only be of immediate benefit but will pave the way for other regional gatherings of a similar nature and will inaugurate a custom to be followed regularly.
tions having organization and geographical interests in common will profit greatly by the exchange of ideas possible at such meetings.

At the American Bar Association meeting in Milwaukee last summer a start was made in this direction when the Presidents and Secretaries of all state bar associations were invited to a round table conference on bar association problems. This meeting was highly successful, but because of the wide diversity of interests of so many organizations it is doubtful if such a conference is of the practical value of one more strictly regional.

THOMAS C. BATECHER, Secretary.

Legal Directory

Frank J. Conboy announces the formation of a new law firm with offices at 810½ Lincoln Way, LaPorte, Indiana.

Irving Garnitz has moved his law offices to 310 Union Trust Building, South Bend, Indiana.

Claude D. Carson has moved his law office from Bremen to Plymouth, Indiana. He is occupying the offices formerly occupied by Frank Martin-dale in the Marshall County Trust & Savings Bank Building.

Reorganization of the legal firm of Farabaugh & Pettengill of South Bend under the name of Farabaugh, Pettengill & Chapleau has been announced. Indiana State Bar Association members are G. A. Farabaugh and Congressman Samuel B. Pettengill.

Thomas C. Prall, formerly of Indianapolis, Indiana, has entered the service of the Department of Justice in Washington, D. C.

The formation of the law firm of O'Neill & O'Neill, with offices at 204 Fourth Street, Logansport, Indiana, has recently been announced. Members of the new firm are Lynn O'Neill and Donald D. O'Neill.

Obituaries

Bernard Korbly, age 60, died at his Indianapolis home Friday, March 29. Mr. Korbly was a member of the Indianapolis Bar Association, the Indiana State Bar Association and the American Bar Association.

Bar Associations

The following officers have been elected by the Sullivan County Bar Association: President, J. Olias Vanier; vice-president, J. H. Drake; secretary, Pauline Medsker; treasurer, Louis Meiser; marshal, Wendell Tennis.

The DeKalb County Bar Association held a dinner at the Auburn Country Club, Wednesday evening, March 20, with the ladies of the members as guests.

Circuit Judge Albert B. Chipman of Marshall County addressed the St. Joseph County Bar Association at dinner Monday evening, March 25, in the Indiana-University Club. His subject was, "Just One More Reform."

J. Brandon Griffis of Richmond was elected president of the Wayne County Bar Association at its annual meeting held at the Elks' Country Club. Other officers elected were: John Brubaker, vice-president; John Holaday, secretary-treasurer. The principal address of the evening was presented by Judge Posey Kime, of the State Appellate Court.

At the annual meeting and election of officers of the Shelby County Bar Association no change was made in the personnel of the officials. The officers
are Ed K. Adams, president; Wilbur F. Pell, vice-president; and Gordon Thurston, secretary-treasurer.

The Dearborn County Bar Association held a social meeting at the Hotel King Dining Room on Monday noon, March 25. They discussed matters of general and specific interest to the organization. This special meeting comes at circuit court intervals.

A joint meeting of the Starke County Bar Association and the Pulaski County Bar Association was held at the Nickel Plate Restaurant, Knox, Indiana, Tuesday evening, March 12. Senator Henry F. Schricker was an invited guest and spoke concerning the work of the legislature.

An address on personal securities by M. J. Bowman of the Indiana University Law School faculty featured the dinner meeting of the Monroe County Bar Association at the Abe Lincoln Log Cabin Saturday night, March 30.

Judge Donald A. Rogers and Representative W. E. Treadway gave interesting talks at the regular quarterly meeting of the Owen County Bar Association, Friday night, March 29.

Andrew Cordier, history department dean at Manchester College, spoke at the Indianapolis Bar Association meeting at the Columbia Club, April 3.

Carl F. Wilde, president of the Indianapolis Bar Association, was the speaker at a meeting of the Henry County Bar Association at the Plaza Hotel, New Castle, April 4. He talked on “The Lawyer, His Place in History.”

Members of the Howard County Bar Association discussed three movements now active in the United States, at their April dinner meeting Tuesday night, April 9, at the Elks Club.

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BAR OF OTHER STATES

The Integrated Bar Movement*

Bar integration, as everybody observes, is going stronger every year. This was evidenced by the introduction of bills this year in the following states: Arkansas, Colorado, Georgia, Indiana, Michigan, Kansas, Minnesota, Nebraska, Oregon, South Carolina, Tennessee, Texas, Wisconsin and Wyoming. There will be important changes in the map to be published in the next number of the Journal, but not as many successes to record as the faithful efforts of bar associations should justify.

In several states—Arkansas, Georgia, Nebraska, South Carolina and Tennessee—this year’s success or defeat is the response to the first serious effort. Fortunate indeed is the state association that succeeds in its first strong endeavor. There was a time when it was debatable whether it paid to have a bill introduced unless there was a fair chance for success. It now seems clear that it is profitable to make a try. It makes the intention realistic, stimulates interest which has been languid, brings out facts and argument, divides the supporters from the opponents; and defeat only serves to harden good intentions as well as to educate as to methods.

But a list of beginners cannot be expected to yield successes.

On the other hand there are states in this year’s column in which repeated efforts prove only that they are tough states. Almost without exception these are states having large cities. The unprofessional lawyer does not thrive so well in the smaller places.

Texas, now in its fourth hard struggle, illustrates this, and Michigan, with its second try, even more. No state having an integrated bar includes a city