Cases on Civil Procedure

Elmer Schumacher
taken from the various reports. The cases are cut, also the decision, making it easier for the student to dissolve. However, the material and the immaterial elements are often left in the case in order to leave it up to the student to work out the question involved and sort out the rule of law as laid down by the courts. There are excellent introductory notes which give a glimmering of the chapter, but which are evidently put there to arouse the students interest so that he will look farther and will read and study the cases following such note. The questions asked are matters which the author did not find it advisable to illustrate by cases, but which he thought advisable to mention. A distinguishing feature of the book is the fact that the cases and the notes are in the same type, thus eliminating the usual disregard for the small print as unimportant.

To the professor, it suggests a logical and effective order of procedure in the conduct of his course; while to the student, the cases bear out the actual facts and decisions of the courts, and leave it entirely up to the power of analysis of the student to decide the cases. The book is fine, if for the purpose of illustrating to the man in the business field that there are many problems which he cannot solve and upon which it is necessary to consult a lawyer. It is equally good for the first year law students and for pre-law work, but if its purpose is for the man in the commerce or business administration course, the writer feels that the student will find great difficulty in understanding the law and getting the most good out of his short study of business law, because there appears many a pitfall and problem that will cause the student to pause. If the primary purpose is the former, the book cannot help but be successful, if the latter, we hesitate.

AL WATSON


This book is primarily a procedure book for first year students and has for one of its purposes the filling in of that wide chasm between the pre-legal course and the study of law itself. The purpose is accomplished first by a very fitting chapter introducing the students to the court system. After laying the proper foundation with this, various chapters are devoted to getting the students acquainted with the common law forms of actions. Demurrers, objections and exceptions, motions, pleadings in the actions, parties and enforcement of judgments are taken up in great length by usually explaining it by a quotation of some able textbook writer and then giving both English and American decisions in point.

A word must be said about the arrangement of the matter contained in the book. It is a work for students and hence the author has born in mind the most fitting way to arrange the material so as to answer the problems of the students as they confront them. The arrangement is peculiar in that it gives the students a bird's-eye-view of the subject and then develops it in separate topics, thus emphasizing the subject and impressing it with greater pressure on their minds.

A very interesting and novel feature is contained in the appendix and that is the record of an entire case on appeal. In this way the first year student is given an idea as to the manner of procedure practiced in the preparation in a case on appeal and thus it gives him a concrete illustration of what he has in store for him in the future.

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