BOSTON COLLEGE BULLETIN

Bulletins issued in each volume:

No. 1, February: The College of Arts and Sciences, Chestnut Hill
No. 2, February: The School of Business Administration, Chestnut Hill
   No. 3, April: The Summer School, Chestnut Hill
   No. 4, April: The Law School, Boston
   No. 5, April: The School of Social Work, Boston
No. 6, July: The College of Arts and Sciences Intown, Boston
No. 7, August: The Graduate School, Chestnut Hill
   No. 8, October: The General Catalogue of the University
No. 9, October: The School of Business Administration, Chestnut Hill

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CHESTNUT HILL
NEWTON, MASSACHUSETTS
Boston College Bulletin

THE LAW SCHOOL

CATALOGUE 1941 -1942
ANNOUNCEMENT 1942 - 1943

BOSTON COLLEGE LAW SCHOOL
441 STUART STREET
BOSTON, MASSACHUSETTS
Telephone Kenmore 8464
OFFICE HOURS

The Summer: During the summer the office will be open on Mondays from 9:00 A.M., to 9:00 P.M.; on other week days, except Saturday, from 9:00 A.M. to 5:00 P.M.; on Saturdays from 9:00 A.M. to 12:00 noon.

Registration Period: From August 24 to August 31, for the purpose of registration, the office will be open daily, except Saturday, from 9:00 A.M. to 9:00 P.M.; on Saturday from 9:00 A.M. to 1:00 P.M.

The School Year: During the regular school year the office is open from 9:00 A.M. to 9:00 P.M. on Mondays, Wednesdays, and Fridays; from 9:00 A.M. to 5 P.M. on Tuesdays and Thursdays; and from 9:00 A.M. to 1:00 P.M. on Saturdays.

For further information address

THE SECRETARY
BOSTON COLLEGE LAW SCHOOL
441 STUART STREET
BOSTON, MASSACHUSETTS
Telephone Kenmore 8464
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### Calendar

**SEPTEMBER 1942 - MARCH 1944**

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THE LAW SCHOOL CALENDAR

FOURTEENTH ACADEMIC YEAR

FALL TERM 1942

Fall Registration ends; tuition due* Monday, August 31, 1942
Classes of the Fall Term begin Tuesday, September 1, 1942
The Second Annual Red Mass† Saturday, October 3, 1942
Thanksgiving Day; classes suspended Thursday, November 26, 1942
Fall Term ends Friday, December 11, 1942

WINTER TERM 1942-1943

Winter Term tuition due* Saturday, December 12, 1942
Classes of the Winter Term begin Monday, December 14, 1942
Christmas Day; classes suspended Friday, December 25, 1942
New Year's Day; classes suspended Friday, January 1, 1943
Winter Term ends Friday, March 26, 1943

End of the Academic Year for the Class of 1943.

SPRING TERM 1943

Spring Registration ends; tuition due* Saturday, March 29, 1943
Classes of the Spring Term begin Monday, March 29, 1943
Good Friday; classes suspended Friday, April 23, 1943
University Baccalaureate Service Sunday, June 6, 1943
University Alumni Day Monday, June 7, 1943
University Commencement Wednesday, June 9, 1943
Academic Year for undergraduates ends Friday, July 9, 1943

*For late registration and late tuition payments confer Extraordinary Fees, page 26.
†For an explanation of the Red Mass confer page 55.
The corporate title of Boston College is

THE TRUSTEES OF BOSTON COLLEGE

University charter granted by the Massachusetts Legislature
approved April 1, 1863; amended April 1, 1908

THE BOARD OF TRUSTEES

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Treasurer

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Secretary

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John J. Long, S.J.
Daniel J. Lynch, S.J.
John C. O'Connell, S.J.
Edward S. Swift, S.J.
LAW SCHOOL

BOSTON COLLEGE

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1941 - 1942

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University Heights

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   James L. Burke, S.J., A.B., A.M., Ph. D., Assistant Dean

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   University Heights
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   Joseph R. Walsh, S.J., A.B., A.M., Assistant Dean

The Law School
   Boston, Massachusetts

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The College of Liberal Arts in Lenox
   Lenox, Massachusetts
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   William J. Healy, S.J., A.B., A.M., Dean

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   Weston, Massachusetts
   Joseph F. MacDonnell, S.J., A.B., A.M., Ph. D., Dean

The School of Theology
   Weston, Massachusetts
UNIVERSITY HISTORY

Boston College is one of the twenty-four colleges and universities in the United States conducted by the Society of Jesus. The Boston College Law School is one of the thirteen American law schools conducted under the same auspices.* The university traditions of Boston College are the product of four centuries of educational idealism and practical experience of the Society of Jesus which, since its foundation in 1534 by Ignatius Loyola, has established and conducted institutions of higher learning in all parts of the world.

Boston College owes its inception to the foresight and energy of the scholarly John McElroy, S.J., Superior of the first Jesuit community in New England. This community, still located at old Saint Mary’s in Boston, was founded in 1849. In 1857, in accordance with the Society’s traditional devotion to higher education, Father McElroy secured land and erected a group of collegiate buildings on Harrison Avenue in Boston, the present site of the Boston College High School. He was assisted in this undertaking by a group of civic leaders headed by the Honorable Alexander H. Rice, then Mayor of Boston and later Governor of the Commonwealth. The formal opening of the College was delayed by the Civil War, and for a time the buildings were used as a House of Studies of the Society of Jesus.

Boston College was formally incorporated by an act of the Massachusetts Legislature approved by Governor John A. Andrew, April 1, 1863. The charter authorized the conferring of all degrees usually conferred by universities in the Commonwealth, except medical degrees. This single restriction upon its university charter was removed by legislative amendment, April 1, 1908. Formal instruction was commenced on September 5, 1864, under the presidency of John Bapst, S.J., and the deanship of Robert Fulton, S.J. In 1913, during the presidency of Thomas I. Gasson, S.J., the site of Boston College was transferred to the present extensive and beautiful campus at University Heights, Chestnut Hill, Newton. The buildings already erected there are universally acclaimed as outstanding monuments of Collegiate Gothic in the United States.

Since the transfer to University Heights, other schools have been added, by foundation or affiliation, to the original College of Arts and Sciences. The Graduate School of Arts and Sciences and the School of Business Administration are also located at University Heights. The College of Arts and Sciences Intown, the Law School, and the School of Social Work are conveniently located in downtown Boston. The College of Liberal Arts in Lenox is situated in the heart of the Berkshires. The School of Philosophy and Science, the School of Theology, and the Seismological Observatory are in Weston, Massachusetts.

*These institutions will be found listed on the inside back cover.
UNIVERSITY AFFILIATIONS

INSTITUTIONAL


FACULTY

THE BOSTON COLLEGE LAW SCHOOL

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1941 - 1942

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President of Boston College

William V. Corliss, S.J., A.B., A.M.
Treasurer of Boston College

Dean of the Law School

Gerald J. O'Leary, B.B.A., M.B.A., LL.B.
Librarian of the Law School

Felix Doherty, A.B., LL.B.
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Margaret E. Delaney, B.S.
Secretary of the Law School

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S.T.L., Weston College; LL.B., Georgetown  
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Agency, Equity, Labor Law, and Security
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A. Kenneth Carey, A.B., LL.B. The Ives Law Club
Vincent J. Cosgrove, A.B., LL.B. The Story Law Club
Charles J. Delaney, LL.B. The Aquinas Law Club
Theodore A. Glynn, Jr., A.B., LL.B. The Taney Law Club
Edward B. Hanify, A.B., LL.B. The More Law Club
Roger W. Hardy, A.B., LL.B. The White Law Club
J. Frederick Harkins, A.B., LL.B. The Suarez Law Club
Albert L. Hyland, A.B., LL.B. The Taft Law Club
James L. Kenney, A.B., LL.B. The Cardozo Law Club
Daniel A. Lynch, A.B., LL.B. The Bellarmine Law Club
Albert B. Mannix, A.B., LL.B. The Hughes Law Club
Charles W. O'Brien, A.B., LL.B. The Byrne Law Club
William J. O'Neil, A.B., LL.B. The Holmes Law Club
Frederick W. Roche, A.B., LL.B. The Rugg Law Club
Harvey L. Titus, A.B., LL.B. The Decourcy Law Club
William D. Tribble, LL.B. The Butler Law Club
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1941 - 1942

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James E. McCabe, LL.B., '32, Vice-President
Francis E. Harrington, LL.B., '35, Treasurer
Vincent J. Cosgrove, A.B., LL.B., '39, Secretary

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John J. Grigalus, LL.B., '34
James J. Curley, A.B., LL.B., '36
Joseph F. Henry, A.B., LL.B., '36
Raymond Rourke, Cert. in Law, '38
Raymond Dodds, LL.B., '39

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1941 - 1942

MORNING SESSION
John Joseph Flynn '42  Felix Joseph Cerrato '42
Edmund Joyce Kenny '43  Francis Xavier Ahearn '43
Thomas Joseph Finnegan '44

EVENING SESSION
William Joseph Sullivan '42  John Leonard Kill Kelley '42
Leo Augustine Reed '43  William Benedict Hickey '43
Edward John Niland '44  John Collins Ryan '44
John Albert Burgoyne '45
THE BOSTON COLLEGE LAW SCHOOL

In 1929, the Trustees of Boston College, with the active cooperation of eminent members of the bench and bar, established the Boston College Law School. Formal instruction was commenced on September 26, 1929, and the first class was graduated June 15, 1932. With the graduation of this first class the School was officially approved by the American Bar Association through its Section on Legal Education and Admission to the Bar. In 1937, the School was elected to membership in the Association of American Law Schools. Women students were admitted to the School in 1940. At present the School is located at 441 Stuart Street, Boston, a few steps from Copley Square and the Boston Public Library. The Massachusetts State Library, the federal, state and municipal courts are situated but a few minutes from the School.

PURPOSE AND METHOD OF INSTRUCTION

The purpose of the Boston College Law School is to prepare young men and women of intelligence, industry, and character for careers of public service in the administration of justice. With this objective, students are given a rigorous training in the principles and rules, the standards and technique of the law, not as ends in themselves, but as means to the attainment of justice in a society subject to constantly changing economic and social forces. The program of instruction is designed to equip the student to practise law wherever the Anglo-American system of law prevails. Hence, there is a thorough insistence upon the common law, although special attention is given to the law of Massachusetts, the other New England states, and New York state. Courses in public law are emphasized in accordance with the current development of American jurisprudence.

The case method of instruction, employed in all leading American law schools, has been followed from the foundation of the School. By this method the student is trained in the art of legal analysis and in the solution of legal problems by the same process of research and reasoning which he must use in his professional career. He is trained to analyze complicated facts, to discern therein the real issues of law and of fact, to discover scientifically the pertinent case and statute law, and to solve the legal problem by a logical and accurate application of the proper legal principles. All students are required to participate actively in the classroom discussion of cases, and are encouraged to confer with members of the Faculty at all times. Each first year student is assigned to a specific professor for the purpose of consultation and orientation. The importance of a thorough law school training is indicated in the following statement.
CHOOSING A LAW SCHOOL

The American Bar Association, through its Section on Legal Education and Admission to the Bar, has recently issued a statement for the guidance of young men and women who plan to study law. It is entitled “Choosing a Law School” and reads in part as follows:

Introduction

“'The choice of a good law school is the most important decision which a young man or woman intending to enter the profession of law has to make before actually beginning the training for a legal career . . .

"It cannot be too strongly emphasized that students who are planning on being admitted to the bar should secure their training in an institution which is recognized by all state boards of bar examiners. Otherwise they may find themselves not qualified for admission in a state where they wish to practice. There are law schools in existence which do not measure up to the accepted standards of the profession and whose graduates are not eligible to take the bar examinations in about half of the states of the Union. These states sometimes make exceptions in favor of local schools. Students should most carefully consider the requirements of admission to the bar in other states before entering any law school which is not fully recognized.

Legal Education

"Preparation for the bar has changed in character and extent during the last third of a century even more than have the processes of general education . . . Today the importance of getting the best law school training available is widely recognized . . .

"For the young man or woman who has made the decision to become a lawyer or to gain admission to the bar for the sake of advancement in other fields, the question is no longer, 'How shall I get my legal training?' but rather, 'What law school shall I attend?' It is not possible to make any dogmatic answer to this query since the answer must depend on various factors which will differ in different cases, such as the finances of the student, the amount and nature of his pre-legal education, the time which he has to spend, his scholarship, and other things . . .

Academic Standards

"Every student who starts to study law should do so in a school approved by the American Bar Association, not only because those schools have been certified after careful examination as giving satisfactory training in accordance with accepted standards of the profession, but also because there are many states where training in unapproved schools is not recognized by the licensing authorities . . . Although the person who begins law study may have a definite idea
where he intends to practice, circumstances may alter this intention even after he has finished his law school course and he should not allow himself, by attending an unapproved school, to be put into the position of being unable to be admitted to the bar in approximately half of the states of the Union . . .

Pre-Legal Education

"The American Bar Association has never made any recommendations as to the subjects to be studied in the pre-legal course, nor has the Association of American Law Schools set out any list of subjects. In general it will be agreed that English, history and some science are desirable ingredients of the pre-legal course. In the main, however, its purpose is to mature the mind and develop the thinking processes which are so important in every branch of law study. The pre-legal student should begin the cultivation of professional standards of study as soon as possible. The pre-law requirement of completion of half of the number of hours required for a Bachelor's degree is best fulfilled for law school purposes in a college of arts and sciences and should not include courses having little or no intellectual content, such as physical education, military drill, home economics, music, dancing, etc. Courses having to do with the law, such as business law, for example, are not considered as pre-legal courses . . .

Conclusion

"The student intending to begin the study of law should write to the clerk of the supreme court of the state where he expects to practice and secure a copy of the rules for admission to the bar in order that he may be sure that legal education will be such as to qualify him for admission in the state where he wishes to practice. In some cases registration with the board of bar examiners is required at the beginning of law study. Students who neglect to comply with the rules of admission may find themselves in difficulty when they seek to secure a license. The importance to the intending lawyer of enrolling in a good law school cannot be exaggerated. The choice of a school may have a vital bearing on the student's future career."

Note

Of the one hundred and eighty law schools in the United States, one hundred and six are on the approved list of the American Bar Association. Of the one hundred and six law schools so approved, ninety two have attained to membership in the Association of American Law Schools. These two associations, representative of the highest idealism of the teaching and practising profession, have worked together for many years with efficiency and success in elevating the standards of legal education and practice in the United States.
ACADEMIC STANDARDS

The Boston College Law School is fully approved by the American Bar Association through its Section on Legal Education and Admission to the Bar. It is also a member of the Association of American Law Schools, which prescribes the following requirements for a member school:

1. It shall be a school not operated as a commercial enterprise, and the compensation of any officer or member of its teaching staff shall not depend on the number of students, nor on the fees received.

2. It shall require of all candidates for a degree, at the time of the commencement of their law study, the completion of one-half of the work acceptable for a Bachelor's degree granted on the basis of a four-year period of study by the state university or the principal colleges or universities in the state where the law school is located. A student's pre-legal work must have been passed with a scholastic average at least equal to the average required for graduation in institutions attended and such average shall be based upon all of the work undertaken by the student in his pre-law curriculum, exclusive of non-theory course in military science, hygiene, domestic arts, physical education, vocal or instrumental music or courses without intellectual content of substantial value.

3. It shall require its students to pursue a course of three years duration if they devote substantially all of their working time to their studies; and a course of four years duration, equivalent in the number of working hours, if they devote only part of their working time to their studies. (But confer "War Program", page 25).

4. It shall not accept for credit toward the first degree in law, with or without examination, work taken in an unapproved law school.

5. It shall own and maintain an adequate law library which shall be so housed and administered as to be readily available for use by students and faculty; and it shall employ a qualified librarian whose principal activities are devoted to the development and maintenance of an effective library service.

6. It shall have on its faculty a sufficient number of full-time professors who devote substantially all of their interest to the work of the school.

7. It shall be a school which possesses reasonably adequate facilities and which is conducted in accordance with those standards and practices generally recognized by member schools as essential to the maintenance of a sound educational policy. Hence, students previously disqualified on account of poor scholarship in any other law school shall not be admitted, except in unusual cases where the dean or faculty of the admitting school has reason to believe that the failure was occasioned by factors other than lack of capacity.
MORNING AND EVENING SESSION

The study of law is a difficult and exacting pursuit of the gravest individual and social importance. Hence, it is the policy of the School to urge all candidates to enroll in the Morning Session, which is designed for students who devote substantially all of their working time to their studies. Classes in the Morning Session are conducted daily from Monday through Friday.

For the benefit of those who find it impossible to devote their full time to the study of law, the School conducts an Evening Session, which is substantially equivalent to the Morning Session in its program of instruction, in the personnel of its faculty, and in the total number of class hours. The character of examinations and the grading standards are the same for both Morning and Evening Sessions. For the purpose of conserving the maximum time for study, classes in the Evening Session are concentrated on Monday, Wednesday and Friday evenings.

THE LAW LIBRARY

The main Law Library, recently remodelled and enlarged, now contains more than twenty-three thousand volumes. It has been growing rapidly and, as in the past, substantial additions will be made each year. The Law Library includes several sets of Massachusetts and United States Reports, the reports of the other New England states, the reports of all other state courts of last resort up to the National Reporter System, the Illinois Appellate Courts Reports, the entire National Reporter System; the English Reports Full Reprint, the Law Reports, the All England Law Reports; and the annotated reports, such as American Decisions, American Reports, American State Reports, Lawyers' Reports Annotated, American and English Annotated Cases, American Law Reports, English Ruling Cases, and the Lawyers' Edition of the United States Supreme Court Reports. The Library also contains the reports and decisions of administrative bodies, such as the Board of Tax Appeals, the Federal Communications Commission, the Interstate Commerce Commission, the Securities and Exchange Commission, the National Labor Relations Board, the Public Utilities Reports, and the Decisions of the Commissioner of Patents.

In its section of statutory material, the Library contains the Massachusetts Statutes, the Annotated Laws of Massachusetts, the United States Statutes at Large, the United States Code Annotated, the Uniform Laws Annotated, the statutes of the New England states and a large number of other states, the Statutes at Large and the Public General Statutes of England. The standard legal digests and encyclopedias are available, such as the American Digest, the Massa-
The Law Library, housed in the Law School building, is equipped with a comprehensive collection of legal materials. This includes the Massachusetts Digest, the Supreme Court Digest, the English and Empire Digest, American Jurisprudence, Ruling Case Law, Corpus Juris and Corpus Juris Secundum, Halsbury's Laws of England and the Canadian Abridgment. In addition, the Law Library contains a large collection of standard non-legal works and books of reference; it is a depository of the works on International Law of the Carnegie Endowment for International Peace.

The Library is supervised by a full-time librarian and two assistant librarians. It is open from 9:00 A.M. to 10:30 P.M., Monday through Friday; 10:00 A.M to 6:00 P.M. on Saturday; 1:00 P.M. to 6:00 P.M. on Sunday.

In addition to the Law Library, the General Library of Boston College, situated at University Heights, which contains approximately one hundred and seventy thousand volumes, is available to the students of the Law School. Students have easy access to the Public Library of the City of Boston, which contains more than two million volumes, and to the Massachusetts State Library of more than six hundred thousand volumes.

THE JAMES B. CARROLL READING ROOM

Additional library facilities are available to the students of the Boston College Law School through the generosity of Mrs. Mary E. Carroll of Springfield, who donated to the School the entire personal law library of her late husband, Associate Justice James B. Carroll of the Supreme Judicial Court of Massachusetts. This large collection, valuable for its content and its memories, is now shelved in a special room adjoining the main Law Library and designated as the James B. Carroll Reading Room. A large oil painting of the late Mr. Justice Carroll is enshrined in the midst of the books which he used so skillfully and devotedly during his seventeen years on the supreme judicial tribunal of Massachusetts. The James B. Carroll Reading Room is open to students daily except Sunday.

During the past year the Library was augmented through the generosity of the following: The Honorable Charles J. Brown, Mr. John P. Connaughton, Mr. William J. Croughwell, Mr. George R. Farnum, Miss Monica Foley, Mr. Thomas L. Gannon, Mr. Jennings, Mr. Lowell S. Nicholson, Mr. Thomas M. Reynolds and Miss Pauline Smith.

Other benefactors of the Law School during the past year were: Mr. Bartholomew A. Brickley, Hon. John J. Burns, Mr. Vincent J. Cosgrove, Miss Mary H. Gilligan, Mr. Frederick A. McDermott, Hon. Cornelius J. Moynihan, and Mr. Joseph E. Sullivan.
THE LAW CLUBS
Faculty Advisor _______ Assoc. Prof. O'Leary

An important supplement to the formal academic instruction is provided by the Law Clubs and the Bostonia Competition. The purpose of the law clubs is to give the student practical instruction and experience in the analysis of legal problems, the use of law books, and the preparation and presentation of cases before an appellate court. Membership is voluntary but all students are urged to participate in the law club work because of the valuable training and experience derived therefrom.

Students taking part in such work are divided into small groups comprising the various law clubs, and are assigned cases for preparation and argumentation throughout the year. In these arguments the clubs oppose one another, and the cases are heard and decided by practising attorneys who serve as Law Club Instructors.

THE BOSTONIA COMPETITION

The assignment of cases to the various law clubs is part of a competitive scheme which, by a process of elimination, culminates in the final argument of the Bostonia Competition. The final argument each year is conducted in public before a court comprised of Justices of State and Federal courts. The final argument of the scholastic year 1940-1941 was conducted on April 22, 1941. The case was heard and decided by the Honorable Henry T. Lummus, Associate Justice of the Supreme Judicial Court of Massachusetts, the Honorable John C. Mahoney, Judge of the United States Circuit Court of Appeals, and the Honorable Harold P. Williams, Associate Justice of the Superior Court of Massachusetts. The winning club was the Rugg Law Club represented by John J. Sullivan, Jr., '41; Francis E. T. Sullivan, '42; and Robert T. Capeless, '41; opposed by the Carroll Law Club represented by Owen Grant, Jr., '43; William B. Hickey, '43; and Francis E. Mullen, '43. A prize of two hundred dollars, the joint contribution of Honorable John E. Swift, Associate Justice of the Superior Court of Massachusetts, and of James Byrne, Esquire, was awarded to the Rugg Law Club.

THE NISI PRIUS CLUB
Faculty Advisor _______ Professor Moynihan

The Nisi Prius Club further supplements formal classroom instruction by providing a forum for discussion of the law in action. Bi-monthly meetings are conducted at which addresses are delivered by members of the judiciary, administrative officials, and practising
attorneys. An open discussion period follows each address. Special attention is devoted to the practise and procedure of courts and administrative agencies. Membership in the Club is open to students of all classes. The officers of the Club for the academic year 1941-1942 are: John F. Graney '42, President; Francis X. Ahearn '43, Vice-President; James S. Fitzpatrick '43, Treasurer; Philippa J. Myers '44, Secretary.

THE STUDENT COUNCIL
Faculty Advisor .................. Dean Kenealy

The Student Council affords a ready means of contact between the student body, the alumni, and the Faculty of the Law School. It provides an opportunity for consultation with the Faculty on all matters affecting the interests and welfare of the student body. Its membership is determined partly by academic standing and partly by election, being composed of the highest ranking students in each class together with the presidents thereof. Members of the Student Council for the academic year 1941-1942 will be found listed on page 13.
ADMISSION REQUIREMENTS

Candidates for admission to the Boston College Law School must be at least eighteen years of age and must:

1. Possess a Bachelors Degree from an approved college or university, or
2. Have completed at least one-half the work acceptable for a Bachelors Degree in an approved college or university. Such work must have been performed with a scholastic average at least equal to the average required for a degree in the institution attended.

SPECIAL STUDENTS

A limited number of applicants, who cannot fulfill the above admission requirements, may be admitted as special students in the discretion of the Committee on Admissions. Such applicants must be high school graduates and at least twenty-three years of age. They must advance substantial reasons for a well-grounded expectation that their informal training and experience have equipped them adequately to pursue the study of law. They must take the entire course under the same standards and conditions as regularly matriculated students. Special students may not be candidates for a degree but, upon the successful completion of their course, they will be awarded a Certificate in Law. Special students, who lack two years of college work, may not take the bar examination in Massachusetts unless they began the study of law prior to September 1, 1938.

AUDITORS

A limited number of persons who desire to take specified courses in the law school curriculum, without being candidates for a degree or a certificate, may be admitted to such courses in the discretion of the Dean. No credit of any kind, however, will be certified for such work.

ADVANCED STANDING

Admission to upper classes will be permitted to an applicant who, being qualified for admission to the Law School under the general rule for regular students, has successfully completed the first or second year of study while in full attendance at a member law school of the Association of American Law Schools or at a law school approved by the American Bar Association. The amount of credit granted for such previous study will be determined entirely by the Committee on Admissions. At least two complete terms will be required in residence at the Boston College Law School immediately preceding the award of a degree.
ADMISSION PROCEDURE

Applicants for admission to the Boston College Law School should communicate with the Secretary, Boston College Law School, 441 Stuart Street, Boston. Application forms and complete information regarding entrance requirements will then be furnished.

1. Application must be made in writing upon the official form.

2. Official transcripts of all collegiate and professional study must be sent directly to the Registrar of the Boston College Law School by the Registrar of the institution in which such work has been done.

3. The registration fee of five dollars must be paid before formal action will be taken on the application. This fee will be refunded if the application is denied.

4. A personal interview may be required by the Committee on Admissions before an application is accepted.

5. If the application is accepted, the student must register personally at the Registrar's office before the date indicated in this Bulletin. An added fee of five dollars will be charged for late registration.

EXAMINATIONS AND GRADES

Scholastic standing is determined by written examinations conducted at the end of each term. Examinations are graded according to the following scale: A, 75 or over; B, 70-74; C, 65-69; D, 60-64; E, 55-59; F, 54 or below. To gain credit in any course a student must attain grade D or higher. E and F are deficiency grades, E indicating a condition and F a failure.

A student who receives a general average of F in his courses for the year will be automatically excluded from the School. A student who receives a general average of E will be automatically ineligible for advancement to a higher class and, in the discretion of the Faculty, may be excluded from the School. A student who receives a general average of low D and who incurs one deficiency will be eligible to advance to the next class on probation. A student who incurs more than one deficiency may be, in the discretion of the Faculty, excluded from the School, declared ineligible for advancement, or placed on probation.

A student declared ineligible for advancement must repeat courses in which he is deficient and, in the discretion of the Faculty, may be required to repeat or take other courses; having completed such work satisfactorily, he may advance to the next higher class on probation. A student who has been declared ineligible for advancement or on probation and who incurs a further deficiency may, in the discretion of the Faculty, be excluded from the School.
Subject to the provisions of the preceding paragraphs, a student who receives grade F in any course must repeat that course by attending the classes and passing the next regular examination therein. A student who receives grade E in any course must remove the condition by passing the next regular examination in that course. Any grade below D incurred in a deficiency examination constitutes a failure. A student who repeats a course or takes a condition examination must fulfill the current requirements of the course. No special examinations are conducted at any time.

ATTENDANCE

Regular attendance at all classes is required. Attendance is recorded and for excessive absences students may be refused the right to take examinations. No student while in attendance at this School shall be registered in any other school or college or in any other department of Boston College without the written consent of the Dean.

The Faculty reserves the right to change the program of instruction, the requirements for credits and degrees, and all regulations affecting the student body. Such changes may be made applicable to students already enrolled.

DEGREE REQUIREMENTS

The Trustees of Boston College confer the degree of Bachelor of Laws on candidates recommended by the Faculty of the Law School. Such candidates must have completed satisfactorily the work prescribed by the Law Faculty. The required period of residence, in normal times, is three years for students of the Morning Session and four years for students of the Evening Session. In accordance with the provisions of the War Program, outlined below, the calendar time of required residence has been reduced to two years for students of the Morning Session and to three years for students of the Evening Session. In case of students granted advanced standing by the Committee on Admissions, at least two full terms of work are required in residence at the Boston College Law School immediately preceding the award of a degree. Courses leading to the graduate degrees of Master of Laws and Doctor of Juridical Science have not yet been established.

HONORS

Degrees with honors earned in course will be awarded as follows: *summa cum laude* to students having a general average of 80 or over, provided they have maintained an average of 75 in each year of the law course; *magna cum laude* to students having a general average of 77-79, provided they have maintained an average of 75 in each year; *cum laude* to students having a general average of 73-76, provided they have maintained an average of 70 in each year.
**THE WAR PROGRAM**

In order to ameliorate the difficulties of war-time study of law, the Trustees of Boston College have approved, for the duration of the war, the following recommendations of the Faculty of the Law School:

**THREE TERM ACADEMIC YEAR**

1. The required calendar time of resident study is hereby shortened to two years in the Morning Session and to three years in the Evening Session. In accordance therewith, the academic year 1942-1943 will begin September 1, 1942, and end July 9, 1943. This will avoid the extreme heat of the latter part of July and the entire month of August, which seems incompatible with energetic classroom work and profitable study. The academic year will be divided into a Fall, Winter and Spring Term; each term will consist of fifteen weeks of classroom instruction. The full law course may be completed in six terms (two calendar years) in the Morning Session, and in nine terms (three calendar years) in the Evening Session. Beginning students will be admitted to both sessions in September, 1942, and in March, 1943.

**WITHDRAWALS**

2. In accordance with the Emergency Resolutions of the Association of American Law School, a student who, because of actual entry into the armed forces of the United States, is unable to take the regular examinations of a scholastic term, may be granted credit for such term, provided:

   a) he has satisfactorily completed at least two full terms,
   
   b) his present scholastic standing is satisfactory,
   
   c) he has attended class for more than one-half the term in question,
   
   d) his classroom work during this period has been of a satisfactory quality,
   
   e) he passes whatever special examinations may be prescribed in his case,
   
   f) and provided that the Faculty, after a consideration of his entire record and all pertinent circumstances, so decides. Such credit is a matter of discretion and not of right.

3. Members of the Class of 1942 may be recommended for degrees under the provisions outlined above, except that, as to them, the requirement of the completion of more than one-half the last term (cf. 2 c.) may, in the discretion of the Faculty, be waived.
4. Students who withdraw to enter the armed forces of the United States without completing their law course will be permitted, when honorably discharged from the service, to resume their work as far as possible and without delay at the point of interruption. The curriculum in future years will be constructed to facilitate this purpose.

Tuition Refunds

5. If any student is compelled to withdraw from the School by the operation of the Selective Service Act, or voluntarily withdraws to enlist in the armed forces of the United States, the entire tuition for any incompleted and uncredited term will be refunded to him.

6. A student who withdraws on account of serious illness shall be given a return of tuition paid in an amount depending upon the date of his withdrawal. Formal notice of withdrawal, together with doctor's certificate, must be filed at the office. In case of extraordinary conditions necessitating withdrawal due consideration will be given to each case.

EXPENSES

Registration. A registration fee of $5 is charged to students entering the School for the first time. This fee must be paid before formal action is taken upon the application. It will be refunded if the application is denied.

Tuition. The tuition for regular students of the Morning Session is $120 per term; for regular students of the Evening Session, $90 per term. The tuition for auditors and unclassified students who do not take the regular course is $12 per credit hour.

Graduation. A graduation fee of $15 is charged to senior students one month before the end of the final term. This fee will be refunded if the student should fail to graduate.

Extraordinary Fees

Late Registration. The regular Fall registration period, for entering students and upper classmen, ends Monday, August 31, 1942; the regular Spring registration, for entering students, ends Saturday, March 27, 1943. A student who fails to register on or before the last day of regular registration will be charged a penalty fee of $5 for late registration.

Late Tuition Payment. The tuition for each term is payable on or before the day preceding such term: hence, for the Fall Term, on or before Monday August 31, 1942; for the Winter Term, on or before Saturday, December 12, 1942; for the Spring Term, on or before Saturday, March 27, 1943. A student who fails to pay his tuition on
or before the due date, and who has failed to make satisfactory arrangements with the Treasurer's office, will be charged a penalty fee of $5.

Deficiency Examination. A deficiency examination fee of $5 will be charged to a student who takes a re-examination because of scholastic deficiency.

No grades or transcripts of records will be issued until all financial obligations to the Law School have been discharged. The Trustees of Boston College reserve the right to change tuition rates whenever such action is deemed necessary or advisable.

SCHOLARSHIPS

The following scholarships to the Boston College Law School are regularly available to students of outstanding ability:

The John B. Creeden, S.J., Scholarships, established in honor of the eminent Jesuit educator whose initiative was chiefly instrumental in the founding of the Boston College Law School. These two scholarships are available to graduates of Boston College, one is a full scholarship, the other a one-half scholarship; both to the Morning Session of the School.

Two similar scholarships to the Morning Session are available to graduates of the College of the Holy Cross in Worcester, Massachusetts.

A scholarship of two hundred dollars to the second-year morning student with the highest academic standing for his first year, provided his general average is B or better; and a scholarship of seventy-five dollars to each of the two second-year evening students with the highest academic standings during the first year, provided their general average is B or better.
Agency. Professor Sullivan
Agency distinguished from other legal relationships; power of agent to bind the principal in contract with third parties; liability of principal for torts committed by his agents or servants; notice; ratification; termination of the agency relationship; mutual rights and obligations of principal and agent.

Two hours a week during the second semester.
Mechem, Cases on Agency, 2d. ed. by Seavey.

Contracts. Professor Brown
Origin and development of contractual concepts. The formal contract and its present status in the law. Simple contracts and their fundamental elements; offer; acceptance; consideration. The rights and obligations of third parties under contracts; third party beneficiary contracts; assignments. The scope and meaning of contracts. The performance of contracts; express and implied conditions; impossibility of performance. The discharge of contracts; novation; release, accord and satisfaction. Illegal contracts. The Statute of Frauds.

Three hours a week throughout the year.
Williston, Cases on Contracts, 4th ed.

Crimes. Dean Kenealy

Three hours a week during the first semester.
Hall and Glueck, Cases on Criminal Law.

Personal Property. Professor Moynihan
An introductory course designed to give the student a knowledge of the common types of interests in chattels and their constituent legal relations. The following topics are treated: the nature of possession and the rights deriving from possession; bailments, liens, pledges; the effect of satisfaction of a judgment
for the value of a chattel; accession and tortious confusion; gifts of chattels; fixtures.

Two hours a week during the first semester.
Fraser, Cases and Readings on Property, Vol. II.

Real Property I. Professor Moynihan
A foundation course in the law of real property intended to serve as a basis for subsequent courses on the law of modern conveyancing and on future interests. It treats the history of conveyancing, the common law scheme of estates and non-possessory interests in land. The following topics are covered: tenure; possessory estates; common law methods of creating and transferring possessory estates; non-possessory estates and interests at common law, their creation and transfer; uses and the Statute of Uses; the effect of the Statute of Uses on conveyancing; new types of non-possessory interests originating in the Statute of Uses and the Statute of Wills; the Rule in Shelley's Case and the rule of worthier title; concurrent estates and interests.

Three hours a week during the second semester.
Fraser, Cases and Readings on Property, Vol. I.
Moynihan, Preliminary Survey of the Law of Real Property.

Remedies. Professor O'Keefe
History and organization of the judicial system; outline of proceedings in an action at law. Forms of action: pleadings in actions at law; validity and effect of judgments; jurisdiction over the person. Proceedings against property; proceedings in rem; attachment and garnishment. Trial and adjudication at law; trial by jury; non-suit; directed verdict; instructions to the jury; verdict; motions after verdict; default; judgment. Extraordinary legal remedies. History of equity; development and classification of equity jurisdiction.

Three hours a week throughout the year.
Scott & Simpson, Cases on Judicial Remedies.
Morgan, Introduction to the Study of Law.

Torts. Professor Ferguson
Assault; battery; false imprisonment; act and intent. Consent; protection of public interests; defense of self and others; defense of possession and recaption; emergency privileges. Negligence; standard of care; proof of negligence; duty to act; causation; risk-result and means; risks to whom; termination of risk. Duties of suppliers of chattels, manufacturers, contractors. Liability to guest in an automobile. Duties of occupiers of land. Contributory fault. Liability without fault. Deceit; defamation; malicious prosecution; interference with advantageous relations.

Three hours a week throughout the year.
Seavey and Thurston, Cases on Torts.
SECOND YEAR

Bankruptcy. Associate Professor O'Leary

Constitutionality of the Bankruptcy Act. The effect of the Bankruptcy Act on state insolvency laws. Territorial jurisdiction; who may become bankrupts. Prerequisites to adjudication; voluntary bankruptcy, involuntary bankruptcy. Insolvency; amount of indebtedness; petitioning creditors; acts of bankruptcy. Administration, appointment of receiver, provable claims, powers and duties of trustee, property acquired by trustee, exemptions. Discharge: general jurisdiction for discharge, conditions governing the granting or denial of a discharge, revocation of discharge. The new bankruptcy techniques.

Two hours a week during the second semester.

Holbrook and Aigler, Cases on Bankruptcy, 3d ed.

Bills and Notes. Professor O'Keefe

This course treats in detail the formal requisites of negotiability; the forms of acceptance, general, virtual, constructive and qualified; presentment for acceptance; delivery of complete and incomplete instruments. Consideration, transfer and negotiation; forms of indorsement; warranties of indorsers. Rights of holder; holder in due course. Liability of parties to a negotiable instrument. Accommodation paper and the liability of parties thereto. Alteration of instruments, wrongful filling in of blanks, effect of forged indorsements. Real and personal defences. Presentment for payment, notice of dishonor, protest, waiver. Discharge.

Three hours a week during the second semester.

Campbell, Cases on Bills and Notes.

Equity. Professor Sullivan

The history, nature and effect of decrees; equity powers in personam and in rem; decrees for conveyance of foreign land; injunctions against foreign suits; decrees requiring action outside the jurisdiction; injunctions against nuisances; statutory jurisdiction to enjoin crime. The specific performance of contracts; affirmative contracts; enforcement of negative covenants in contracts for personal services and other contracts; damages in addition to or in lieu of specific performance; relief for and against transferees; equitable servitudes. The consequences of
the right to specific performance; plaintiff's default; partial performance with compensation; the Statute of Frauds; laches and consideration.

*Two hours a week throughout the year.*


Evidence.  

Associate Professor O'Leary  

A study of the rules regulating the examination of witnesses; the law defining the privilege of witnesses and the competency of testimony; the evidentiary problems presented by remote and prejudicial evidence; the general nature of hearsay evidence; the hearsay rule and the exceptions thereto; the principles relating to writings with reference to evidence of authenticity and the contents thereof, and the law relative to introduction of extrinsic evidence to modify the legal effect of writings with reference to the parol evidence rule and the sources of interpretative evidence.

*Two hours a week throughout the year.*

Morgan and Maguire, *Cases on Evidence at Common Law*.

Future Interests.  

Professor O'Reilly  


*Three hours a week during the second semester.*

Simes, *Cases and Materials on Future Interests*.

Real Property II.  

Professor O'Reilly  

This course deals primarily with problems incident to the inter vivos conveyancing of estates, the formal requirements and various elements of deeds, and the functional importance thereof. Particular attention is given to the following topics: creation of easements and profits in land; covenants of title; covenants running with the land; recording acts; the registering of titles. Accretion, adverse possession, prescription. Considerable time is devoted to a study of the law of landlord and tenant, with particular reference to modern statute law.

*Three hours a week during the first semester.*

Sales. Professor Ferguson
Transfer of the property interest in goods under present sales and under contracts to sell; auction sales; cash sales; conditional sales; negotiable documents of title; trust receipt transactions; fraud and related matters; warranties; remedies of seller and buyer; the Statute of Frauds.

Three hours a week during the second semester.

Vold, Cases on Sales.

Security. Professor Sullivan
Mortgages of real estate and the suretyship relation as security devices. Various theories of mortgages; essentials of a legal mortgage; recording; masked security transactions; doctrine of future advance; equitable mortgages; foreclosure with particular reference to local statute; incidents of foreclosure, receiverships, marshalling; redemption; notes incident to the interests of mortgagor and mortgagee; assignment and discharge of mortgages. The suretyship contract: capacity of parties, essentials; defences, concealment, fraud, and duress; the Statute of Frauds; absence of legal duty on principal; subsequent defences, discharge of principal, Statute of Limitations, payment, extension of time, alteration of the risk; exoneration, indemnity, subrogation and contribution.

Three hours a week during the first semester.

Arant, Cases on Suretyship, 2d ed.

Keigwin, Cases on Mortgages.

Trusts. Associate Professor O'Leary
This course deals with the development of the trust; its nature as distinguished from various other legal relationships; the creation and elements of a trust; the private and public purpose for which it may be created; the Statute of Wills and the Statute of Frauds as affecting the creation of a trust; the rules governing its modification and termination; the nature of the rights and obligations of the trustee and the cestui qui trust, inter se and as to third persons; the resulting and the constructive trust.

Two hours a week throughout the year.

Scott, Cases on the Law of Trusts, 3d ed.

Wills and Administration. Professor O'Keefe
This course deals with the law of succession and the administration of decedents' estates. The first part of the course treats of testamentary capacity, fraud and undue influence in the execu-
tion of wills, the formalities of execution, integration of wills, revocation, condition and mistake, revival of a will. The second part of the course covers the functions and necessity of probate and grant of administration, management of the estate, distribution of the estate including the problems of lapsed and void legacies and devises, and abatement. An intensive study is made of the statutes of descent and distribution of Massachusetts.

Two hours a week during the first semester.

**THIRD YEAR**

**Administrative Law.**

**Professor Brown**

Constitutional limitations on the creation and jurisdiction of administrative power; separation and delegation of powers. Problems of summary administrative action. The necessity of pleadings in administrative processes. The form, content, and communication of such pleadings. The conduct of administrative hearings, and procedural safeguards against abuses of administrative authority; impartiality of the tribunal, subpoenas, examination and cross-examination of witnesses, rules of evidence, findings of fact. Methods and scope of judicial review of administrative law.

Three hours a week during the second semester.
Gellhorn, *Administrative Law, Cases and Comments*.

**Bankruptcy.**

**Associate Professor O'Leary**

for a description of this course see page 30.

Two hours a week during the second semester.
Holbrook and Aigler, *Cases on Bankruptcy*, 3d ed.

**Business Associations.**

**Professor Moynihan**

The law of business associations, incorporated and unincorporated. The first part of the course treats primarily of partnerships, but also deals with other types of unincorporated associations such as joint stock companies, business trusts and limited partnerships. The following topics are studied: the formation of partnerships, partnership property as distinguished from separate property and a partners interest therein, assignment of a partner’s interest, remedies of a separate creditor, liability of the firm for partner’s acts, nature and enforcement of partnership obligations, rights of partners inter se, dissolution, settlement of partnership affairs. The second and major part of the course treats of business corporations and involves a study of the organization and promotion of corporations; corporate powers, their distribution be-
tween shareholders, directors and officers, and the mode of exercising such powers; voting trusts; the duties of directors and the remedies available to shareholders for the enforcement of such duties; the creation, maintenance, decrease and increase of corporate capital.

Two hours in the first semester, three in the second.
Crane and Magruder, *Cases on Partnership*, shorter selection.

Comparative Law.

Dean Kenealy

A comparative study of the Canon Law and Anglo-American law of marriage. Formal requirements; impediments, diriment and impedent; matrimonial consent, mistake, fraud, duress; effect of the matrimonial contract and stability of the marriage bond; annulment, divorce, separation; convalidation. Matrimonial courts and procedure.

Seminar: four semester hours.
Codex Iuris Canonici and reference materials.

Conflict of Laws.

Associate Professor Canavan

The problem of determining the law applicable to a transaction having aspects in more than one state: jurisdiction of states and of courts with special reference to domicile as a basis of jurisdiction, jurisdiction to tax, jurisdiction of persons and property, jurisdiction for divorce; remedies and procedure; marriage, legitimacy and adoption; property, torts and contracts; recognition and enforcement of rights of status, property and inheritance, administration of estates, wardship and receivership; the nature, obligation and effect of a judgment.

Two hours a week throughout the year.

Constitutional Law.

Professor O’Reilly

The doctrine of judicial review of legislation. Reciprocal immunities of federal and state governments. “Express” and “implied” powers of the federal government. The Commerce clause as a source of federal power and as a limitation upon state power. Constitutional provisions in aid of individual rights and privileges, particularly the due process and equal protection clauses.

Two hours a week throughout the year.
Domestic Relations. Not offered 1941-1942

The law of marriage and divorce; annulment of marriage; husband and wife; parent and child; infants; with particular reference to the governing statutes of Massachusetts.

Two semester hours.

McCurdy, *Cases on Persons and Domestic Relations*, 2d ed.

Federal Jurisdiction. Professor Ferguson

Constitutional limits of Federal Judicial Power; law applied in federal courts; jurisdiction of District Courts; procedure under the Rules of Civil Procedure; concurrent jurisdiction of State and Federal Courts; jurisdiction of Circuit Courts of Appeal; appellate jurisdiction of the Supreme Court of the United States; original jurisdiction of the Supreme Court.

Three hours a week during the first semester.

Dobie and Ladd, *Cases on Federal Jurisdiction and Procedure*.

Insurance. Professor Brown

The course deals with a consideration, in outline form, of the nature of the various types of insurance carriers, both mutual and entrepreneur, with some study of the case law on fraternal benefit societies; state supervision and control of the insurance business and its constitutional limitations; the nature of the insurance contract and the legal requirement of insurable interest in insurance of property and the person, and the measure of damages (indemnity); exceptions to the risk implied in law and in fact; the basic law on warranties, representations and concealment, the statutory modifications thereof, and the case law under the statutes.

Two hours a week during the first semester.

Vance Patterson, *Cases on Insurance*, 3d ed.

Labor Law. Professor Sullivan

This course is designed to introduce the student to the problems of labor law arising from a consideration of the extent to which combinations may pursue variant policies. Specifically, emphasis is placed upon an examination of the English and American historical background of trade unionism; general theories; inducing breach of contract or the termination of the employment relationship and the justification theory at common law; anti-union contracts and the effect thereon of state and federal legislation. Picketing and the control thereof by means other than injunction—police administration, ordinance and statute; control by injunction and the limitations thereon by state and federal legisla-
tion. The ends for which men may strike, the closed shop, the enforcement of fines and penalties, technological improvements, etc. The primary and secondary boycott at common law; the effect of federal and state legislation. Trade agreements. Federal intervention in labor controversies under the Sherman, Clayton, Norris-LaGuardia and National Labor Relations Acts.

Two hours a week during the first semester.


Legal Ethics. Not offered 1941-1942

This short course is a study of the history, organization, functions and ideals of the legal profession. It treats of admission to the bar, supervision and discipline of attorneys, the lawyer's obligations to the courts and to his client. Problems of professional ethics are considered and discussed.

One semester hour.

Arant, *Cases on Legal Ethics*.

Security. Professor Sullivan

Mortgages of real estate and the suretyship relation as security devices. Various theories of mortgages; essentials of a legal mortgage; recording; masked security transactions; doctrine of future advance; equitable mortgages; foreclosure with particular reference to local statute; incidents of foreclosure, receiverships, marshalling; redemption; notes incident to the interests of mortgagor and mortgagee; assignment and discharge of mortgages. The suretyship contract: capacity of parties, essentials; defences, concealment, fraud, and duress; the Statute of Frauds; absence of legal duty on principal; subsequent defences, discharge of principal, Statute of Limitations, payment, extension of time, alteration of the risk; exoneration, indemnity, subrogation and contribution.

Three hours a week during the first semester.

Arant, *Cases on Suretyship*, 2d ed.

Keigwin, *Cases on Mortgages*.

Taxation. Not offered 1941-1942

This course is designed primarily as a study of the present Federal tax system; the gift, estate and income tax; other Federal taxes; the Federal tax statutes and their interpretation; the nature and use of Treasury Regulations. Attention is also given to the nature of the power to tax, and the limitations thereon; direct and indirect taxes, the various types thereof and their distinguishing characteristics.

Two semester hours.

McGill and Maguire, *Cases on Taxation*, 2d ed.
Tax Accounting. Not offered 1941-1942
The course in Tax Accounting includes a study of Individual, Partnership, Fiduciary, and Corporation Tax returns required by the U. S. Treasury Department and the Department of Corporations and Taxation of the Commonwealth of Massachusetts. The topics include — Computation of the Tax, Gross Income — Inclusions, Gross Income — Exclusions, Capital Gains and Losses, Basis for Gain or Loss, Determination and Recognition of Gain or Loss, Dividends, Deductions — Business Expenses, Deductions — Interest, Taxes and Contributions, Deductions — Bad Debts, Deductions — Losses, Accounting Periods and Methods of Accounting, Installment on Deferred Payment Sales, Partnerships, Estates and Trusts, Corporation Income Tax and Capital Stock and Excess-Profit Tax.
Two semester hours.

PROGRAM OF INSTRUCTION
1942 - 1943

The Law School publishes an announcement each August containing the detailed program of instruction, courses and casebooks, and the schedule of hours and classrooms for the ensuing academic year. The announcement for the academic year 1942-1943, to be published in August 1942, may be obtained at the Secretary's Office or will be mailed upon request.
The content of all courses in the Evening Session is the same as in the Morning Session. For an outline and description of the courses, see the Program of Instruction for the Morning Session.

**FIRST YEAR**

**Agency.**

*Two hours a week during the first semester.*


**Contracts.**

*Two hours in the first semester, three in the second.*


**Personal Property.**

*Two hours a week during the second semester.*

Fraser, *Cases and Readings on Property*, Vol. II.

**Remedies.**

*Two hours a week throughout the year.*

Scott & Simpson, *Cases on Judicial Remedies*.

Morgan, *Introduction to the Study of Law*.

**Torts.**

*Three hours in the first semester, two in the second.*

Seavey and Thurston, *Cases on Torts*.

**SECOND YEAR**

**Bills and Notes.**

*Three hours a week during the second semester.*

Campbell, *Cases on Bills and Notes*.

**Crimes.**

*Three hours a week during the first semester.*

Hall and Glueck, *Cases on Criminal Law*.

**Equity.**

*Four hours a week during the first semester.*


**Real Property I.**

*Three hours a week during the first semester.*

Fraser, *Cases and Readings on Property*, Vol. I.


**Real Property II.**

*Three hours a week during the second semester.*


**Sales.**

*Three hours a week during the second semester.*

Vold, *Cases on Sales*, 3d ed.
THIRD YEAR

Business Associations. Professor Moynihan
Two hours a week throughout the year.
Crane and Magruder, Cases on Partnership, shorter selection.

Future Interests. Professor O'Reilly
Three hours a week during the first semester.
Simes, Cases and Materials on Future Interests.

Labor Law. Professor Sullivan
Two hours a week during the second semester.
Landis, Cases on Labor Law, with Supplement.

Security. Professor Sullivan
Three hours a week during the second semester.
Arant, Cases on Suretyship, 2d ed.
Keigwin, Cases on Mortgages.

Trusts. Associate Professor O'Leary
Two hours a week throughout the year.
Scott, Cases on the Law of Trusts, 3d ed.

Wills. Professor O'Keefe
Two hours a week during the first semester.
Mechem and Atkinson, Cases on Wills, 2d ed.

FOURTH YEAR

Administrative Law. Professor Brown
Three hours a week during the first semester.
Gellhorn, Administrative Law, Cases and Comments.

Business Associations. Professor Moynihan
Two hours a week throughout the year.
Crane & Magruder, Cases on Partnership, shorter selection.

Conflict of Laws. Associate Professor Canavan
Three hours a week during the second semester.
Beale, Cases on the Conflict of Laws, De Sloovere's ed.

Constitutional Law. Professor O'Reilly
Two hours a week throughout the year.
Dodd, Cases on Constitutional Law, 3d ed.

Federal Jurisdiction. Professor Ferguson
Two hours a week during the first semester.
Dobie and Ladd, Cases on Federal Jurisdiction.

Labor Law. Professor Sullivan
Two hours a week during the second semester.
Landis, Cases on Labor Law, with Supplement.
DEGREES IN COURSE
CLASS OF 1941

BACHELOR OF LAWS

John Laurence Ahern
Philip Julian Assiran
Stanley Joseph Bednarczyk
Owen Francis Brock
Robert Taylor Capeless
Charles Benedict Carroll
John Joseph Carroll
Donald Anthony Clancy
Edward Benedict Clancy
Arthur Charles Conley
John Joseph Connelly
Edward Francis Connor
Thomas John Connor
John Francis Cremens
Thomas William Crosby
Paul Joseph Donaher
Jeremiah William Doyle
Sidney Dunn, Jr.
James Edmund Flannery
George Washington Flavin
John Cuthbert Ford, S.J.
Thomas Joseph Furlong
Stephen John Graham
Clarke Albert Gravel
Philip Francis Grogan
Martin John Hanley
Francis Eugene Hannon
Torbjorn Einar Holt
Thomas Macken Joyce

Saul Katz
Walter Edward Keady
John E. Keary
Thomas Andrew Kennedy
Anthony Paul Lombardi
Ralph Fumio Matsumura
Francis Clifford McKenna
Reginald Bigelow McShane
Joseph Farrell Mirley
David James Moran, Jr.
Edward Joseph O’Brien
Philip Edward O’Brien
John Michael O’Mara
Michael Joseph O’Neil
Robert Bernard O’Riley
Robert Ducy Power
Francis Richardson
Joseph Francis Rogers
Alfred Harold Rosen
Nathan Saks
Edwin Charles Snow
Francis Gregory Stapleton
Jack Stutman
John Joseph Sullivan
Robert Sullivan
Paul Vincent Toolin
Julius Louis Topol
Edward Wexler
Alan Mercer Winsor
Seymour Yellin

CERTIFICATES IN LAW

William George Lynch
**REGISTER OF STUDENTS**

1941 - 1942

*Symbols: M means Morning Session; E, Evening Session. 1, 2, 3, 4 indicates the class.*

<table>
<thead>
<tr>
<th>Name</th>
<th>Class</th>
<th>Institution</th>
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<tbody>
<tr>
<td>Ahearn, Francis Xavier</td>
<td>M2</td>
<td>A. B., Boston College, 1940</td>
<td>Boston</td>
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<td>Akstens, Constantine</td>
<td>M3</td>
<td>A. B., Holy Cross College, 1938</td>
<td>Worcester</td>
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<td>Apps, William Henry</td>
<td>E1</td>
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<td>Attleboro</td>
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<td>Armstrong, Stephen S.</td>
<td>E1</td>
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<td>Providence, R. I.</td>
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<td>Attridge, Thomas J.</td>
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<td>West Palm Beach Junior College, 1941</td>
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<td>Asen, Joseph Henry</td>
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<td>Barry, Joseph Clement</td>
<td>E2</td>
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<td>Roxbury</td>
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<tr>
<td>Bauer, Paul Sherman</td>
<td>E2</td>
<td>B. S.; M. S., Harvard Engineering School, 1927; 1928</td>
<td>Belmont</td>
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<td>Becker, Mary Butler</td>
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<td>Bliss, Robert J.</td>
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<td>Block, Alec Stanley</td>
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<td>A. B., Dartmouth College, 1935</td>
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<td>Boland, Edward Patrick</td>
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<td>Brady, John J.</td>
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</table>
Broggi, Paul O'Connor E3 Framingham
B. S., Bates College, 1932

Bromage, Edward, Jr. E3 East Providence, R. I.
Ph. B., Brown University, 1927

Burgoynes, John Albert E1 Melrose
A. B., Boston College, 1936

Burke, James P. M1 New Bedford
A. B., Holy Cross College, 1941

Butler, Michael Joseph E2 Boston
A. B., Boston College, 1939

Caffrey, Andrew A. M1 Lawrence
A. B., Holy Cross College, 1941

Callahan, Joseph Gerard M1 Brockton
Boston College, 1939-40

Callahan, Robert Daniel E4 Stoneham
A. B., Boston College, 1938

Carosi, Sylvester Paul M2 Quincy
A. B., Boston College, 1940

Carrick, Barker Cramton E1 Keene, N. H.
A. B., Dartmouth College, 1936

Casey, Richard Francis E2 Cambridge
A. B., Boston College, 1939

Castree, John Fordyce E3 Winchester
B. S., U. S. Naval Academy, 1931

Cater, Leo Henry M3 Somersworth, N. H.
Ph. B., Providence College, 1939

Cerrato, Felix Joseph M3 Greenfield
A. B., Holy Cross College, 1939

Clair, John P. E4 Somerville
B. S., Tufts College, 1934

Clifford, John J. Jr. E1 Brookline
A. B., Boston College, 1939

Comey, Margaret Auditor Dorchester
A. B., Boston College, 1931

Condon, George William E2 Dorchester
A. B., Boston College, 1931

Condon, William Joseph M2 Whitman
A. B., Boston College, 1940

Conley, Kathleen E1 Newton
A. B., Radcliffe College, 1934
B. S., Simmons College, 1935

Connolly, Patrick Joseph E2 Norwood
Boston College, 1933-36

Connolly, Michael Joseph E4 Waltham
A. B., Holy Cross College, 1936
<table>
<thead>
<tr>
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<th>School, Years</th>
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<td>Watertown</td>
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<td>Beverly</td>
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<td>Fitchburg</td>
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<td>Fanning, Arthur Edward</td>
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Fitzpatrick, James Stephen M2 Somerville
Boston College, 1937-40

Fiumara, Angelo John M2 Boston
A.B., Boston College, 1940

Flaherty, Laurence Smith E3 Lowell
A.B., Harvard University, 1938

Flynn, John Joseph M3 Waltham
A.B., Boston College, 1939

Gaffney, John Joseph E1 Auburndale
Boston College, 1940-41

Gallagher, Vincent E2 Esmond, R. I.
B.S., B.Ed., Rhode Island State College, 1932; 1936

Galvin, Francis T. E1 Chestnut Hill
B.S., Georgetown University, 1940

Galvin, Joseph Anthony, Jr. E1 Chestnut Hill
A.B., Georgetown University, 1935
Boston University, 1936-37

Garity, Philip F. E1 Quincy
A.B., Boston College, 1940

Garvey, James Michael E2 Lawrence
A.B., University of New Hampshire, 1940

Gatterer, Herbert Gustav E1 Dorchester
A.B., Bowdoin College, 1940

Gaudreau, Gerard Alfred M3 Indian Orchard
A.B., Assumption College, 1939

George, William John E3 Pawtucket, R. I.
A.B., Brown University, 1936

Gorman, William Edward E3 South Boston
Boston College, 1933-36

Gosselin, John Francis E2 Boston
A.B., Boston College, 1940

Graham, James Matthew, Jr. E2 Jamaica Plain
B.S., Georgetown University, 1940

Graney, John Francis M3 East Walpole
B.S., Boston College, 1938

Grant, Owen, Jr. E3 Boston
Special Student

Griffin, James P. H. E3 Quincy
A.B., Boston College, 1935

Hamrock, Henry P. E1 Dorchester
B.S., Boston College, 1941

Heffernan, John Warren, Jr. E1 South Weymouth
A.B., Boston College, 1941

Henken, Bernard S. M1 Everett
Boston College, 1938-1941
Herlihy, Walter Curtin E1 Cambridge
A.B., Boston College, 1940

Hickey, William B. E3 West Roxbury
A.B., Boston College, 1934
M.Ed., Boston Teachers College, 1935

Hogan, Thomas James E3 Providence, R. I.
A.B., A.M., Brown University 1936; 1939

Holland, Daniel G. E1 Cambridge
A.B., Boston College, 1935

Horne, Joseph Patrick M3 Boston
A.B., Boston College, 1938

Hoy, Edmond James E1 Brighton
Special Student

Hoy, James Murray M2 Milton
A.B., Holy Cross College, 1939

Hunt, James William E3 Boston
A.B., Boston College, 1938

Hurley, John Joseph E4 Lowell
B.B.A., Boston University, 1937

Johnson, Alfred Russell E2 Stoneham
B.S., Massachusetts Institute of Technology, 1935

Johnson, James C., Jr. M1 Brookline
B.S., Holy Cross College, 1939

Johnston, Richard Warren M2 Brookline
Massachusetts Institute of Technology, 1936-39

Joy, William Francis M2 Somerville
A.B., Boston College, 1940

Joyce, Donald Richard E2 Lynn
Boston College, 1938-40

Joyce, Stephen Joseph E4 Dorchester
A.B., Boston College, 1935
M.Ed., Boston Teachers College, 1936

Judge, Oliver James E3 Boston
B.B.A., Boston University, 1939

Keefe, John Edward, Jr. M3 Allston
Boston College, 1935-38

Kelley, Robert Edward E4 Boston
A.B., Harvard University, 1938

Kelly, Richard Arnold M2 Beverly
A.B., Boston College, 1939

Kenny, Edmund Joyce M2 Salem
A.B., Boston College, 1940

Kerr, Peter Aloysius E1 Brookline
A.B., Boston College, 1939
Kickham, Lawrence Francis, Jr. E2 Brookline B.S., Boston College, 1940

Kill Kelly, John Leonard E4 Nashua, N. H. B.S., Dartmouth College, 1928

Kilroy, James Joseph E4 Forest Hills A.B., Boston College, 1934

Kirk, William Johnson E4 Newton B.S., Massachusetts Institute of Technology, 1928 M.B.A., Harvard University, 1930

Kopelman, Manuel Earl E1 Roxbury A.B., University of New Hampshire, 1940 M.A., University of New Hampshire, 1941

Kritzman, Morris E2 Mattapan Special Student

Kumin, Myron Leonard E2 Brockton B.S., University of Pennsylvania, 1940

Kurlansky, Robert J. E4 Manchester, N. H. A.B., Brown University, 1937

Lavelle, Paul P. E1 Clinton A.B., Holy Cross College, 1941

Lawler, William Francis C. E2 Jamaica Plain Boston College, 1937-40

Londergon, Robert Hoy M3 Gloucester Boston College, 1937-39

Long, John Anthony E3 Brighton A.B., Boston College, 1934

Loughran, Francis J. M1 Dorchester A.B., Boston College, 1941

Lucey, John D. E2 Boston B.S., Fordham University, 1940

Luppi, Henry Matthew E2 Somerville Boston College, 1936-39

Lyons, John Daniel E3 Dorchester A.B., Harvard University, 1928

MacGuinness, James Leo E4 East Lynn A.B., St. Anselm's College, 1936

Maciel, John Joseph M2 East Providence, R. I. Ph.B., Providence College, 1940

Magner, Charles Andrew E4 Brighton A.B., Boston College, 1936

Magri, Lucian C. M1 Boston B.S., Boston College, 1941

Mahoney, William Francis M3 South Boston A.B., Boston College, 1938
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Pullman, Leonard E1
A.B., New York University, 1940
New York University Graduate School, 1941
Massachusetts Institute of Technology, 1941

Quincy, Arthur J. E1
A.B., Harvard College, 1938

Quinn, Thomas Francis M3
A.B., Boston College, 1939

Rabinovitz, Myer Isaac E3
Boston College, 1936-39

Rebholz, John Bernard E1
A.B., George Washington University, 1939

Reed, Leo Augustine E3
West Roxbury
Special Student

Reeves, Thomas Martin M3
B.S., University of Vermont, 1935

Regan, Maurice A. E1
Lawrence
A.B., Providence College, 1937

Reilly, Arthur Michael, Jr. M1
A.B., St. Peter’s College, 1941

Revens, John C. E1
Providence, R. I.
Ph.B., Providence College, 1937

Ricciardelli, Frederick W. M1
Chelsea
B.S., Boston College, 1941

Rinaldo, Patrick E1
Revere
B.B.A., Boston University, 1929

Riordan, Irene V. E1
Auditor
Dorchester

Roche, Edward Stephen, Jr. E1
A.B., Boston College, 1941

Romm, George Myron E1
B.S., Columbia University, 1940

Rosenberg, Elliot Edwin E2
Brookline
A.B., Harvard University, 1938

Ryan, John Collins E2
Swampscott
A.B., Holy Cross College, 1930

Ryan, Joseph Curtis E4
Peabody
A.B., Boston College, 1935

Ryan, Lawrence Eugene E2
Dorchester
Boston College, 1937-40

Sadowski, Anthony J. J. E1
Medway
Special Student

Schweitzer, Howard P. M1
New Britain, Conn.
A.B., University of Alabama, 1941
Sheehan, John Joseph, Jr. M2 Concord A.B., Boston College, 1940

Simonian, Kane E3 East Boston A.B., Harvard University, 1933

Slizewski, Emil M1 Dorchester A.B., Boston College, 1941

Small, James Roy E3 Cambridge A.B., Harvard University, 1938

Smith, Anita Biery E1 Andover Special Student

Snow, John Clifford M2 Provincetown Boston University, 1938-40

Solari, Francis V., Jr. E1 Brighton A.B., Boston College, 1938

Solari, Fred Charles, Jr. E4 Brookline Ph.B., University of Notre Dame, 1936

Speliotis, Peter E2 Peabody Boston College, 1938-40

Stuart, Philip Patrick E4 Winthrop A.B., Boston College, 1932

Sullivan, Francis Enright M3 Jamaica Plain A.B., Boston College, 1938

Sullivan, Walter F. E2 Framingham A.B., A.M., Boston College, 1935; 1940

Sullivan, William Joseph E4 Roslindale A.B., Harvard University, 1938

Sutton, Alexander Robert E3 West Roxbury A.B.; A.M., Harvard University, 1934; 1937

Swartz, Joseph E1 Medford Northeastern University, 1938-41

Taylor, Edward Greenleaf E1 Stoneham A.B., Williams College, 1941

Toomey, Edward William M3 Cambridge A.B., Boston College, 1938

Toussaint, Paul Arthur M3 Berlin, N. H. University of New Hampshire, 1936-39

Truden, Virginia M. E1 Brookline A.B., Radcliffe College, 1936

Turner, Frederick G. E2 Brookline Boston University, 1937-40

Tynan, John Carroll M1 Torrington, Conn. University of North Carolina, 1936-39

Vaughan, Benjamin Roy E2 Melrose A.B., Brown University, 1938
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<td>St. Peter's College</td>
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THE RED MASS

The origin of the Red Mass is obscured by its antiquity. It is the Solemn Votive Mass of the Holy Spirit, celebrated at the beginning of the judicial year, and attended by judges and lawyers of all faiths for the purpose of invoking God's blessing and guidance in the administration of justice. Its traditional name, the Red Mass, is probably derived from the color of the vestments worn by the officers of the Mass. The robes of the attending justices were, in ancient days, bright scarlet. Moreover, the prayer of the Mass beseeches the aid of the Holy Spirit, symbolized by the flaming fire of Divine Love and Wisdom.

The tradition of the Red Mass goes back many centuries in Rome, Paris and London. From time immemorial this beautiful ceremony has officially opened the judicial year of the Sacred Roman Rota. During the reign of Louis IX, Saint Louis of France, La Sainte Chappelle was designated as the proper setting for the service. This magnificent edifice, erected in 1246, was used but once during the year and then for the Red Mass. The custom in England began in the Middle Ages and, even during the present war, English judges and lawyers of all faiths attend the Red Mass annually in Westminster Cathedral.

In the United States the tradition was inaugurated in 1928 in New York City, where the Guild of Catholic Lawyers meets annually with judges and members of law faculties for the Votive Mass in old Saint Andrew's Church in the shadow of the towering State and Federal courts. Since then the Red Mass has been celebrated annually in California, Illinois, New York, Pennsylvania, the District of Columbia, and now in Massachusetts, attended by justices of the highest courts in the land and by men of all religious faiths.

THE FIRST RED MASS IN NEW ENGLAND

Under the sponsorship of His Eminence, William Cardinal O'Connell, Archbishop of Boston, the Boston College Law School was honored and privileged to introduce this ancient and colorful ceremony to New
England on Saturday, October 4, 1941. Fifteen hundred distinguished members of the bench and bar filled the beautiful Church of the Immaculate Conception in Boston for the occasion. The Mass was celebrated by the Very Reverend William J. Murphy, S.J., President of Boston College; the address was delivered by the Reverend William J. Kenealy, S.J., Dean of the Boston College Law School. A solemn procession of the guests of honor preceded the ceremony. The order of the procession was as follows:

The Boston College Law Faculty
Representatives of Other Law Schools
Representatives of the Bar Associations
District Attorneys of Massachusetts
The United States Attorney for Massachusetts and Staff
The Attorney General of the Commonwealth and Staff
His Honor, the Mayor of Boston
Justices of the District Courts of Massachusetts
Judges of the Probate and Land Courts of Massachusetts
Justices of the Superior Court of Massachusetts
Judges of the United States District Court
Judges of the United States Court of Appeals
Justices of the Supreme Judicial Court of Massachusetts
His Excellency, the Governor of Massachusetts
The Officers of the Mass

The Second Annual Red Mass in New England will be conducted under the same auspices in the Church of the Immaculate Conception in Boston, Saturday, October 3, 1942.
AMERICAN JESUIT EDUCATIONAL ASSOCIATION

Colleges and Universities in the United States conducted by the Society of Jesus

Boston College, Newton, Massachusetts
Canisius College, Buffalo, New York
Creighton University, Omaha, Nebraska
Fordham University, New York City, New York
Georgetown University, Washington, District of Columbia
Gonzaga University, Spokane, Washington
Holy Cross College, Worcester, Massachusetts
John Carroll University, Cleveland, Ohio
Loyola College, Baltimore, Maryland
Loyola University, Chicago, Illinois
Loyola University, Los Angeles, California
Loyola University, New Orleans, Louisiana
Marquette University, Milwaukee, Wisconsin
Regis College, Denver, Colorado
Rockhurst College, Kansas City, Missouri
St. Joseph's College, Philadelphia, Pennsylvania
St. Louis University, St. Louis, Missouri
St. Peter's College, Jersey City, New Jersey
Santa Clara University, Santa Clara, California
Seattle College, Seattle, Washington
Spring Hill College, Spring Hill, Alabama
University of Detroit, Detroit, Michigan
University of San Francisco, San Francisco, California
Xavier University, Cincinnati, Ohio

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Fordham University School of Law
Georgetown University School of Law
Gonzaga University School of Law
Loyola University (Chicago) School of Law
Loyola University (Los Angeles) School of Law
Loyola University (New Orleans) School of Law
Marquette University Law School
St. Louis University School of Law
University of Detroit School of Law
University of San Francisco School of Law
University of Santa Clara College of Law
BOSTON COLLEGE
GENERAL DIRECTORY
1941 - 1942

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President
University Heights, Chestnut Hill, Mass.

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Concord Road, Weston, Mass.
   DANIEL J. CREEDEN, S.J., Dean