# SUBJECT INDEX

A	PAGE
ACCOUNTING  See: Dividends & Stocks  Proper treatment of expenses connected with the issuance of shares (par and nonpar) in various fact situations—the views of accountants and legislators  Rules for determining the amount of surplus per	Uniform Commercial Code makes it possible to have negotiable instruments that do not fall within any stat- ute governing negotiable papers
share to be transferred to stated capital when there has been a stock dividend 43	CONFILICIT OF LAWG
Split or stock dividend—the	CONFLICT OF LAWS See: Corporations
views of accountants, the SEC, and the New York	•
Stock Exchange 42	CONGRESS
AGENCY	See: Taxation
See: Fraud	CONSTITUTIONAL LAW
ASSAULT AND BATTERY See: Workmen's Compensation  B	See: Contracts Evidence Fraud Home Rule Labor Legislation Licenses Torts
2	Assertion of state authority
BANKRUPTCY Interrpetation of Section 29 (e) of the Bankruptcy Act 324	to prevent entry into or to require departure from a state probably does not come within any criminal
BILLS AND NOTES	statute for the protection or regulation of interstate
Legal ramifications of the new negotiability approach of the Uniform Commercial Code	commerce283  Award of damages for breach or racial restrictive covenant is state action in violation of equal protection clause of Fourteenth Amendment439  Compulsory Service Statutes held unconstitutional160  Constitutionality of semimonthly payday laws209  Educators, invoking privilege against self-incrimination 381-383

PAGE	PAGE
Equal protection clause of Fourteenth Amendment as applied to the Mexican as	Election of Remedies Jury Torts
a juror212  Equal protection clause as applied to the Negro as a	Compulsory Service Con- tracts held unconstitutional 161
juror213 Fourteenth Amendment in re- lation to licensing of mo-	Implied contract in malpractice, breach of413  No allegation of negligence
tion pictures206 Freedom to migrate for employment is not separately	need be made in action for breach of express medical contract417
protected but is only part of the general freedom of locomotion273	Overruling of a statute upon which a contract has been based217
Imprisonment under filiation statute, not imprisonment	Patient expressly asumes the risks of treatment420, 421
for debt 97 Interpretation of Fifth Amendment316	Protection of practitioner in action based on warranty of cure422
Involuntary attendance of ac- cused at trial for violation of semi-monthly payday law considered imprison-	Public policy and contracts to cure418, 419 Warranty of success in medi-
ment for debt and is un- constitutional209	cal treatment416, 417
Limitation upon ingress to a state by its laws has extended primarily to the ex-	Ad interim copryright protec-
clusion of persons who have violated some other law, persons who are suffering	that publication with no- tice is a condition prece- dent to a valid copyright 67
from dangerous, conta- gious diseases, and persons	International copyright commitments of the United States
who are dependent upon the public for support or assistance286	Publication with notice of copyright as a condition precedent to the securing
Privileges and immunities of citizens in the several states are by national authority	of a copyright, statutory
extended to citizens of a state while in another state 272	Reciprocal conditions for copyright established by Presidential Proclamation 80
Restrictions imposed by states upon movement of persons into their territories held	Relations between United States and Pan American countries, exception to the
unconstitutional by virtue of the federal power over	rule that publication with notice is a condition pre- cedent to a valid United
foreign commerce281 State interpretation of the Fifteenth Amendment172	States Copyright 82 Securing a United States
Taxation of interstate com- merce by the states248	copyright by registration alone64
CONTRACTS	CORPORATIONS
See: Constitutional Law	See: Accounting
Courts Damages	Dividends Stocks

PAGE	PAGE
Citizenship of a multi-state corporation220  Earned surplus of constituent companies in mergers and consolidations, accounting problems51  Stock dividends as income of the recipient, various rules as to45-50  Stock dividends received by parent corporation from controlled subsidiaries, accounting problems concerning45	Collateral source doctrine in Missouri
COURTS	Suggested rule of damage for
See: Contracts	medical contracts428
Home Rule Actual power of courts to make laws217 Contract exception to retro- active overruling217	Tort rule of damages applied where action based on breach of medical contract425
Declaratory theory of juris-	DEFAMATION
prudence216	Affidavits held a part of a
CRIMINAL LAW	judicial proceeding there- fore privileged224
See: Constitutional Law Parent and Child Taxation Bookmaking, deductions for tax purposes134 Employment contracts of	Court interpretation of the term "judicial proceeding" when concerned with the privilege to report such proceedings
Employment contracts of racketeers138	DIVIDENDS
Enforcing of contracts by criminal sanctions held unconstitutional 162 Filiation statutes considered	See: Accounting & Stocks Difference between a stock- split and a stock dividend 38
not criminal in nature 97 Illegal businesses	Provisions of the Missouri (and other states') statutes relating to stock dividends
Mail fraud148	Uses and abuses of a stock-
CUSTOMS AND TARIFFS	split or a stock dividend 39
See: Taxation	E
D	EDUCATION, LEGAL
DAMAGES	See: Constitutional Law
See: Employer-Employee IncomeTax	Absolutes, their effect and
Insurance	change in the law379, 380
Workmen's Compensa- tion	Burden of legal education is on the lawyer368, 369
"Benefit-or-bargain" rule applied to medical contracts 426	General legal education in undergraduate division, why

History of law, lessons to be learned as compared with those to be learned from history of science	Conflicting policies on wire- tapping
ETHICS	See: $Ethics$
Attorney, appointed trustee by will and rendering legal services to the executrix, is not representing con- flicting interests	FRAUD  Failure to comply with semimonthly payday law constituting fraud
Advantages of absolute pro- hibition of wire-tapping350 Burden of proof in alleged violation of equal protec- tion clause by excluding Negroes from juries214	H HOME RULE Applicability of earnings tax to non-residents397, 398 Constitutional grant385

PAGE	PAGE <sup>-</sup>
Discretion of municipality	LEGISLATION  See: Constitutional Law Home Rule  Examination of proposed immunity statutes
τ	LIBEL AND SLANDER
INCOME TAX  Damages in personal injury case should not include allowance for taxes	Communism tended to be treated as a crime
JUDGMENT	before exhibit to the public200
See: Pleading	LIMITATIONS, STATUTE OF
L LABOR Anti-Peonage Act	See: Contracts Torts  Majority rule for malpractice actions429  Running of the statute in malpractice cases430
States150	${f M}$
Freedom of migration of labor151  Regulation of migration of labor150	MASTER - SERVANT See: Labor
LAW ENFORCEMENT	MUNICIPALITIES
See: Criminal Law	See: Home Rule

PAGE	PAGE
N	General negligence petition in a case other than res ipsa
NEGLIGENCE	loquitur474
See: Pleading Torts	Phrase "claim for relief" equivalent to "cause of ac-
Conclusions in the law of res ipsa loquitur in Missouri 476, 477	tion"101
Effect of the introduction of	POLICE POWER
evidence in a res ipsa loqui- tur case in Missouri (ex-	See: Home Rule
amples)471-474 Instructions in a res ipsa	PRINCIPAL AND SURETY
loquitur case in Missouri 473, 474	Statutory Bonds in Missouri182
No liability to parent for	PROCEDURE
physical injuries induced by fear for child's safety105	Amount of discretion that the
Problems in pleading res ipsa loquitur in Missouri—gen-	court has in determining whether a proper interroga- tory must be answered 23
eral or specific pleadings 469,470	Answers to written interroga-
Requirements for a res ipsa loquitur case in Missouri	tories as evidence
464-466	equitable rule323 Attitude concerning the re-
Res ipsa loquitur in Missouri —a presumption or an in-	striction of discovery and
ference	striction of discovery and interrogatories and the present (fed. rules) liberalization tendency
O	Constitutional rights and
ORDINANCES	written interrogatories 28
See: Home Rule	Courts where written inter- rogatories are available 4
P	Difference between an individ- ual and a corporate person
PARENT AND CHILD	answering written interrogatories
See: Negligence	Form necessary and the num-
Duty of parents to support illegitimate children 98	ber of questions allowed in a written interrogatory 5
Father not criminally liable for non-support of illegiti-	Form of answers to written interrogatories 22
mate child 94	General nature of interroga- tories2
PLEADING	Hearsay and written interrog-
See: Procedure Torts	atories (especially where there are corporate defend-
Amended petition as asserting new or additional "claim	ants)
for relief" 99	does not bar interrogatories 11
Effect of failure to move for	Objections to written inter- rogatories 27
or an untimely motion to make more definite and cer-	Opinion evidence and written
tain470, 471	interrogatories 13

PAGE	PAGE
Penalties for failure and re-	Т
fusal to answer a written	TAXATION
interrogatory found to be	See: Constitutional Law
proper by the court 25	Criminal Law
Permissible scope of questions in written interroga-	Home Rule
tories as compared with the	Constitutional question in-
federal view 9	volved in taxing interstate
The power or right to control	commerce by states248
of material facts by the	Corporate franchise tax and the commerce clause247
person interrogated is suffi- cient basis for written in-	Custom duties and tariffs124
terrogatory 12	Federal taxes authorized by
Privileged matters and writ-	Congress125
ten interrogatories 17	Fifth Amendment131
Purpose of concurrent federal	Fiscal policy involved in Con-
jurisdiction in diversity of citizenship cases325	gress establishing a new tax policy on interstate
The right to file written inter-	commerce262
rogatories 3	Judicial history of the com-
Time to file written interrog-	merce clause in its limiting
atories 4	the power of the states to tax233
Trade secrets and written interrogatories	The legal position of expenses
The use of written interroga-	and losses of an illegal
tories to gain the produc-	business under the Internal
tion of documents 12	Revenue Code137
Who must answer the written	Limits on the power of Con-
interrogatory and to what extent 21	gress to regulate through taxation130
V-100110	"Local" events related to in-
R	terstate commerce taxable
	by states244 Possible solution to the taxa-
RES IPSA LOQUITUR	tion problem of legislation
See: Negligence	by Congress256
_	Present methods of treating
S	the expenses and losses of illegal enterprises132
SALES	Problem of drafting a"local"
See: Torts	event tax on interstate com-
Warranty	merce249
SEARCH AND SEIZURE	Realistic interpretation of "lo- cal" event taxation on in-
See: Evidence	terstate commerce250
	Recent interpretation of "lo-
STOCKS	cal" event taxation of in-
See: Accounting Dividends	terstate commerce253 Regulatory aspect of taxation
The difference between the	123
use of the spread or dis-	States' powers to regulate in-
count basis and the compen-	terstate commerce but not
sation basis in the issuance	tax such commerce238
of corporate shares (ex- amples)	Taxation as a means of revenue123

Taxes involving gross receipts from interstate commerce245 Varied judicial interpretations of state taxation of interstate commerce241	TRADE SECRETS See: Torts TRUSTS See: Ethics
See: Contracts Defamation Negligence  Basis of duty of physician to patient	WARRANTY  Basis of retailer's liability329 Implied warranty of merchantability in case of sale by description
Violation of right of privacy by publication concerning deceased relative109	Employer's right to be reimbursed by their third tortfeasor for payments to employee458