American Society for Legal History

Eighth Annual Meeting
at
Center for Continuing Education
University of Chicago
on
October 20-21, 1978
Program Registration
Beginning at 8:30 a.m., October 20, 1978
Second Floor Lobby
Friday, October 20

**Historical Aspects of Family Law**

9:45 a.m., Room 2 BC

Presiding: Stanley N. Katz
Princeton University

- *Family and Law in Three Cultures: A Research Prospectus: Adoption in Massachusetts in the Nineteenth Century* (Jamil S. Zainaldin, Case Western Reserve University)

Comment: Elizabeth Pleck
University of Michigan

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**Law and Abortion**

1:45 p.m., Room 2 BC

Presiding: Linda Grant DePauw
George Washington University

- *Abortion and the Law in England and her Colonies, 1558-1800* (Peter C. Hoffer, University of Georgia, Athens)
- *Anti Abortion Law in Nineteenth Century America* (James C. Mohr, University of Maryland, Baltimore County)

Comments: Angus McLaren
University of Victoria

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**The “Democratization” of American Law in the Nineteenth Century**

9:45 a.m., Room 2 EF

Presiding: Kathryn Preyer
Wellesley College

- "You Will Discover how Loosely Business is Transacted in the Courts of this State": The Legal Practice of Andrew Jackson (James W. Ely, Jr., Vanderbilt University School of Law)
- *The Jury Selection Act of 1879: Theory and Practice of Citizen Participation in the Judicial System* (Drew L. Kershon, University of Oklahoma College of Law)

Comment: Andrew J. King
Editor, Papers of Daniel Webster

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**Medieval Legal History**

1:45 p.m., Room 2 EF

Presiding: Frederick H. Russell
Rutgers University, Newark

- *Legal Education and Legal Imagination: The Medieval Papal Experience* (James Muldoon, Rutgers University, Camden)

Comments: Thomas Morrissey
State University of New York, Fredonia
Friday, October 20
Round Table Discussion:
Legal History, Historians, and Lawyers’ Papers
4:00 p.m., Room 2 BC

Presiding: Joseph H. Smith
Columbia University Law School

Participants
Susan Grigg
Department of Manuscripts and Archives,
Yale University Library

William Harbaugh
University of Virginia

Robert D. Williams, Esq.
Warner & Stackpole,
Boston, Massachusetts

Comments and Questions: The Audience

Reception
5:00 p.m., Dining Room B

Friday, October 20
Brief Communications — Research in Progress
8:30 p.m.

1. Presiding: John S. Beckerman
Haverford College
Comparative Perspectives on the Canadian Law of Nuisance and Negligence
Room 2 B
Jennifer Nedelsky
Dalhousie University

2. Presiding: Sue Sheridan Walker
Northeastern Illinois University
Origins of the Elizabethan Perjury Statute of 1563
Room 2 C
Michael D. Gordon
Denison University

3. Presiding: Gerald Fetner
American Bar Association
Judge and Jury in Antebellum Criminal Law
Room 2 E
David J. Bodenhamer, Jr.
University of Southern Mississippi

4. Presiding: Jonathan Lurie
Rutgers University, Newark
The Relationship between the Justice Department and the Texas Bar during the late 19th Century
Room 2 F
Maxwell H. Bloomfield
Catholic University
Saturday, October 21

American War Crimes and the Role of Law
9:00 a.m., Room 2 BC

Presiding: Richard H. Kohn
Rutgers University

On the Causes of War Crimes and on Their Prevention
Peter Karsten
University of Pittsburgh

Enforcement of Laws of War in the American Military from the War of 1812 to the Civil War
Edward F. Sherman
University of Texas School of Law

Comments: Charles F. Bunnell, Jr.
United States Marine Corps (ret.)

Medieval Law and Marriage
9:00 a.m., Room 2 EF

Presiding: Richard H. Helmholz
Washington University School of Law

Women, Marriage, and Patria Potestas in Late Medieval Florence
Thomas Kuehn
Reed College

Seignorial Control of Marriage in Medieval England
Eleanor Searle
University of California at Los Angeles

Maritagia and the Alienability of Property in 13th Century England
William M. McGovern
University of California School of Law, Los Angeles

Comments: The Audience
Saturday, October 21

Nineteenth Century American Judicial Conservatism
1:45 p.m., Room 2 BC

Presiding: Henry J. Bourguignon
University of Toledo College of Law

Law versus Politics: Mr. Justice Story as a Legal Conservative
R. Kent Newmyer
University of Connecticut

Law over Politics: Mr. Justice Field and the Judicial Function
Charles W. McCurdy
University of Virginia

Comments: C. Edward White
University of Virginia Law School

English Legal Theory
1:45 p.m., Room 2 EF

Presiding: W. Hamilton Bryson
University of Richmond School of Law

Adam Smith’s Theories of Law and Society
Peter Stein
Cambridge University, England

The Panoptic Vision of Jeremy Bentham
Calvin Woodward
University of Virginia Law School

Comments: Charles M. Gray
University of Chicago

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Studies in Legal History
Morris S. Arnold, University of Pennsylvania Law School, Editor
The Autobiographical Notes of Charles Evans Hughes, edited by David J. Danielski and Joseph S. Tulchin, 1973
Raoul Berger, Executive Privilege: A Constitutional Myth. 1974
George Dargo, Jefferson’s Louisiana: Politics and the Clash of Legal Traditions. 1975
Maxwell H. Bloomfield, American Lawyers in a Changing Society, 1776-1876. 1976
David Konig, Law and Society in Puritan Massachusetts, Essex County, 1629-1692. (forthcoming, 1979)

American Journal of Legal History
Published by Temple University School of Law for the American Society for Legal History
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