

Washington Law Review

Volume 12 | Number 1

1-1-1937

News of Bench and Bar

anon

Follow this and additional works at: <https://digitalcommons.law.uw.edu/wlr>

Recommended Citation

anon, Bar Association Section, *News of Bench and Bar*, 12 Wash. L. Rev. & St. B.J. 76 (1937).
Available at: <https://digitalcommons.law.uw.edu/wlr/vol12/iss1/11>

This Bar Association Section is brought to you for free and open access by the Law Reviews and Journals at UW Law Digital Commons. It has been accepted for inclusion in Washington Law Review by an authorized editor of UW Law Digital Commons. For more information, please contact cnyberg@uw.edu.

NEWS OF BENCH AND BAR

W. G. McLAREN GETS BAR POST

William G. McLaren, Seattle attorney and president of the Washington State Bar Association, was nominated unanimously at the American Bar Association's national convention, held recently in Columbus, Ohio, to be a member of the Association's Board of Governors, it was announced.

Mr. McLaren, former president of the Seattle Bar Association, was nominated as the board member representing the Ninth United States Court Circuit, comprising Pacific Coast states.

The Seattle attorney will be elected formally this summer at a national Association meeting in Kansas City, Mo. He succeeds Charles A. Beardsley of Oakland, Calif. Nine other governors from nine court circuits and officers of the national organization form the Board of Governors.

DISTINGUISHED MEMBERS OF BAR PASS AWAY

Included in the list of deaths of members of this Association, elsewhere listed in this issue, are the names of three especially distinguished members of the bar, Judge Guy C. Alston of Everett, Judge H. W. B. Hewen of South Bend, and Wickliffe B. Stratton of Seattle.

Judge Alston died at Everett on December 25, 1936. The preceding month he had been elected for the seventh successive term as Superior Court judge for the district composed of Snohomish and Island counties. Born in North Carolina 72 years ago, Guy C. Alston came to the state of Washington in 1901. He engaged in the practice of law in Everett, and, prior to his first election to the bench in 1912, was associated in partnership in that city with Colonel Hathaway under the firm name of Hathaway & Alston. As a practitioner he achieved a high reputation both as counselor and advocate. His popularity with the public is best attested by the regularity with which he was returned to office over a period of 24 years. He was recognized by attorneys throughout the state as a most able and conscientious jurist.

Like Judge Alston, Judge Hewen was a veteran of judicial service, having served a number of successive terms as Superior Court judge for Pacific and Wahkiakum counties. Before going on the bench he was a practicing attorney in South Bend.

It is a rather noteworthy coincidence that Wickliffe B. Stratton, of the Seattle bar, was associated in partnership with Judge Hewen in South Bend about 40 years ago. Mr. Stratton, who recently died in Seattle, held the office of attorney general of the State of Washington at Olympia, after leaving South Bend, and thereafter entered private practice in Seattle, where he soon became recognized as one of the leading attorneys of the city and state. He was for many years associated in partnership in Seattle with the late James Kane, under the firm name of Stratton & Kane.

Following Mr. Kane's death, the firm was reorganized as Stratton, Leader, Little & Stratton, the last named being Irving Stratton, son of the deceased. The death of Mr. Stratton marks the passing of a man whose ability and character reflected the highest honor upon the bar of this state.

RECENT CHANGES ON SUPERIOR COURT BENCH

A number of changes in the personnel of the Superior Court bench have occurred within recent months. Included are the following:

In Whatcom County, Judge Ed. E. Hardin retired to private practice upon the conclusion of his term on January 11, 1937. By reason of his long service as a judge of the district consisting of Whatcom and San Juan counties, Judge Hardin is well known to the bar of the State of Washington. He was born in Kentucky on June 27, 1860, and admitted to the bar of that state in 1887. He served as a member of the Kentucky legislature in 1889, and moved to the state of Washington in 1890, making his home in Whatcom County. He was twice elected justice of the peace of the town of New Whatcom, and three times mayor of the city of Bellingham. He was first elected to the Superior Bench in 1908, and occupied that position continuously until his recent retirement. At the time of his retirement he was the third oldest judge in the state in point of service in office. Judge Hardin's retirement was in substantial part occasioned by a desire to practice law with his son, Boone Hardin, a graduate of the University of Washington Law School of the class of 1934.

Succeeding Judge Hardin is Ralph O. Olson, a graduate of the University of Minnesota Law School in 1924. Since 1925 Judge Olson has been a practicing attorney in Bellingham and has served as police judge there for the past ten years.

In Skagit County, Judge Geo. A. Joiner, who has served continuously as Superior Court judge for the last 31 years, with the exception of the short terms of J. P. Houser and Augustus Brawley, has retired to enter private practice in partnership with Reuben Youngquist, with offices in Mt. Vernon. His successor is W. L. Brickey, of Mt. Vernon.

As successor to the late Guy C. Alston, in the district composed of Snohomish and Island counties, Governor Martin has appointed Lloyd L. Black of Everett. He is the son of the late Judge W. W. Black, who held the same position in Snohomish County for two successive terms, from 1904 to 1912. Lloyd Black is widely known as an attorney, is a graduate of the University of Washington, a one-time prosecuting attorney of Snohomish County, and most recently engaged in the general practice of law as senior partner in the firm of Black & Rucker in Everett. It is understood that his appointment was a most satisfactory one to the attorneys of his district.

In South Bend, John I. O'Phelan succeeds the late Judge Hewen in the district consisting of Pacific and Wahkiakum counties.

Judge O'Phelan has long been a prominent attorney in Pacific County, both in private practice and as prosecuting attorney.

NEW PROFESSIONAL CONNECTIONS

The formation of the following partnerships and new professional connections have been announced recently:

In Seattle, George Donworth, Charles H. Paul, Charles T. Donworth and Lightner Smith announced the formation of a partnership under the firm name of Donworth, Paul & Donworth, with offices at 1212 Hoge Building, Seattle. For the past several years George Donworth and Charles T. Donworth have been engaged in the practice with Mr. Smith, as associate. Judge Paul, a former resident and one-time Superior judge in Seattle, returns from Longview to enter the new firm.

Also in Seattle, Lawrence Bogle, Cassius E. Gates, Ray Dumett and Edward G. Dobrin announce that Claude E. Wakefield, Warren Brown, Jr., Stanley B. Long and George F. Kachlein, Jr., former associates of the law firm of Bogle, Bogle & Gates, with offices in the Central Building, Seattle, Washington, have now been made partners in that firm.

Harold A. Seering, for several years associated with the firm of Whittemore & Truscott in Seattle, has withdrawn from that firm and opened offices for the practice of law at 1103 Northern Life Tower, Seattle.

The formation of a new partnership is announced in Olympia by James P. Neal, H. C. Brodie and J. T. Trullinger, under the name of Neal, Brodie & Trullinger, with offices at 204-207 Capital Park Building. Mr. Neal formerly practiced in the city of Walla Walla, later assumed the position of supervisor of transportation of the Department of Public Works, and has been in private practice for the last seven years. Mr. Brodie, a former Assistant Attorney General under the late John H. Dunbar, was formerly associated in private practice as a member of the firm of Yantis & Brodie, in Olympia. Mr. Trullinger is likewise a former member of the Attorney General's staff, having served under Mr. Dunbar, and for the past four years has been associated with Mr. Neal in private practice in Olympia.

Hance H. Cleland, a former member of the firm of Cleland & Clifford, Olympia, has moved to Chicago, Illinois, to engage in practice there. The remaining partner, Mr. Raymond Clifford, has retained the firm's offices in the Security Building in Olympia. Mr. Ernest Campbell, formerly of the staff of the State Inheritance Tax Division, has become associated with Mr. Clifford.

NEW CONGRESSMEN ALL LAWYERS

At the general election in November, 1936, three new congressmen were elected to represent the State of Washington, all of whom are members of the bar. Elected from the First Congressional District was Warren G. Magnuson, of Seattle, a graduate of the University of Washington Law School of the class of 1929, a former member of the State Legislature and, at the time of his election, prosecuting attorney of King County. B. Gray Warner has been appointed to succeed Mr. Magnuson for the unexpired portion of his term as prosecuting attorney. In the Fifth Congressional District, Judge Charles Leavy, of the Superior Court bench of Spokane County, was elected to fill the position formerly held by Congressman Sam Hill. From the Sixth Congressional District, John M. Coffee, of Tacoma, was elected to succeed Congressman Wesley Lloyd, deceased.

DR. LEVY ADDRESSES SEATTLE BAR

Speaking on historical and contemporary legal systems, Dr. Ernst Levy, Walker-Ames Professor of Roman Law at the University of Washington, was enthusiastically received in a series of lectures given at Guggenheim Hall on the University of Washington campus, January 25, 27 and 29. The lectures dealt with the "Genius of Roman Law", "Continental and Anglo-American Law—a Comparison", and "Legal Trends in Germany Today".

Dr. Levy has had a notable career. A native of Germany, he was awarded the degree of Doctor of Laws by the University of Berlin in 1906. He acted as judge in Oranienburg until 1914, at which time he was appointed to the legal faculty of the University of Berlin. Since that time he has successively acted as Dean of the Law Faculties at Frankfurt, Freiburg, and Heidelberg Universities.

One of Germany's most distinguished educators and legal historians, Dr. Levy has contributed much to continental and comparative juristic thought. His contributions include "Roman Divorce", "West and East in the Post Classical Development of Roman Law", "Capital Punishment in Rome", "The Character of West Roman Vulgar Law" and "Infamia in Roman Criminal Law".

The lectures by Dr. Levy were presented by the Institute of Public Affairs of the University of Washington in cooperation with the Seattle Bar Association.

RESTATEMENT OF PROPERTY BY AMERICAN LAW
INSTITUTE

With the publication of the first two volumes of the *Restatement of Property* by the American Law Institute, the Washington State Bar Association is pleased to announce that the preparation of the Washington Annotations to the *Restatement of Property* has been undertaken by Mr. Frank C. Hackman of the Seattle Bar and a member of the legal department of the Washington Title Insurance Company. The company has agreed to relieve Mr. Hackman of a portion of his duties for a period of two years, that he may devote his time to this work. Mr. Hackman is an outstanding expert on the law of property and has done much scholarly research in this field. The Association is indebted to him for his willingness to undertake this important but onerous task gratuitously, and to the Washington Title Insurance Company for its generosity in permitting Mr. Hackman to spend a substantial portion of his working time upon the Annotations.

The two published volumes of the *Restatement of Property* cover general matters of terminology, the creation and general characteristics of freehold estates, and much of the field of future interests. The three remaining volumes will treat with the balance of the law of future interests, the social restrictions imposed upon the creation of property interests, the rule against perpetuities, and the rules against accumulation, and the law of easements and profits, together with other aspects of the rights and privileges of the owner of land as to physical use.

RULE AMENDED BY SUPREME COURT

The State Supreme Court has amended Rule XIII relating to petitions for rehearing. The amended rule, which became effective January 1, 1937, reads as follows:

"1. Every petition for rehearing shall be filed within thirty days after the opinion in the cause has been filed, unless the Chief Justice shall, before the expiration of such thirty days, by an order filed with the Clerk, extend the time. No more than one petition shall be filed by the same party, and no extension shall be granted for a period longer than twenty days. The filing of a petition for rehearing shall suspend the decision of the court until the cause is finally determined.

"2. The original petition and two copies thereof shall be filed with the Clerk.

"3. When a rehearing is granted, the Clerk shall notify counsel for the respective parties thereof.

"4. When an answer to a petition for rehearing is called for by the court, the Clerk shall mail to the attorney of the party from whom the answer is required, a copy of the original petition, with a request that he file an answer thereto within fifteen days.

"5. Petitions for rehearing shall be printed and of the dimensions and style required by Rule VIII in the case of briefs."

The only change effected by the amendment is the addition of Section 5 requiring petitions for rehearing to be printed.