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BOOKS RECEIVED

Verdict According to Conscience: Perspectives on the English Criminal Trial Jury 1200-1800. By Thomas Andrew Greene. Chicago, ILL: University of Chicago Press. 1985. Pp. xx + 409. Hardcover \$34.00.

Today the jury's role is to rule on facts and not law. Thomas Greene analyzes the history of the English criminal trial jury from its origins to the eve of the Victorian reforms in criminal law and shows that the role of the English jury was not always so limited. During that period, the jury exercised a discretion denoted as "jury nullification" that is the focus of Greene's book.

Jury nullification describes the jury's unofficial power to acquit a defendant whom the jury nonetheless believes committed the act of which he or she was charged. The exercise of such mitigation and the jury's decisions of law sometimes arose out of the jury's belief that the act in question was not unlawful, or because the jury believed that the prescribed sanction for the act was too severe, or simply because the jury felt that the prescribed punishment was inappropriate in the instant case.

This analysis shows an interaction between law and society that played a crucial role in the development of modern criminal law. The author concludes that the Victorian reform of felony sanctions reduced the need for "jury nullification," and the jury's role as a purely fact-finding body then took form. This book is a fascinating contribution for legal scholars and historians interested in the jury system.

Concise Trade Mark Law and Practice. By Dr. Peter Meinhardt & Keith Harelock. Brookfield, VT: Gover Publishing Co. 1984. Pp. xv + 206. Hardcover. \$44.50.

Marks have been used to identify goods since classical Greek and Roman times. This book is an excellent introduction to trade mark law in the United Kingdom and the European Economic Community (EEC) trade mark rules.

Ten percent of all trade mark applications in the United Kingdom are made by American corporations, hence this book is useful to a number of businesspeople and attorneys in the United States. In

addition, the trade mark system of the United Kingdom is nearly identical to that of the United States.

The authors provide a readable text that concentrates on points of practical import. The purpose of a trade mark is laid out, as are criteria on how to select a trade mark. The process of registering a mark is explained in detail and the proper use of a trade mark is described. Transactions that infringe another's trade mark are explained. The authors analyze in a practical fashion the appropriate legal actions to take when an infringement has occurred. Misrepresentation of one's goods as another's is also actionable as infringing a right in reputation or goodwill. This cause of action differs from infringement of a registered trade mark and the authors show that it is a more difficult action in which to succeed.

As a member of the EEC, British trade mark law is overridden by EEC rules. The EEC rules are laid out and cases when they were held controlling are explained.

A significant portion of the book is devoted to management of trade marks by companies. The areas covered include the criteria for establishing a trade mark department, the organization and functions of a trade mark department, the liaison between such a department and other departments, and the management of foreign trade marks.

Additional Books Received

The Law of Product Warranties. By Barkley Clark & Christopher Smith. Boston, MA: Warren, Gorham & Lamont, Inc. 1984. Pp. 1056. Hardcover. \$77.00.

Rights & Regulation. By Tubor R. Machan & M. Bruce Johnson. San Francisco, CA: Pacific Institute for Public Policy Research. 1983. Pp. xiii + 309. Hardcover. \$35.00. Softcover. \$11.95.

Litigating Private Antitrust Actions. By Philip C. Jones. Colorado Springs, CO: Shepard's/McGraw-Hill. 1984. Pp. xxxi + 626. Hardcover. \$80.00.

Firearms and Violence: Issues of Public Policy. by Don B. Kates, Jr. San Francisco, CA: Pacific Institute for Public Policy Research. 1984. Pp. xxxi + 571. Hardcover. \$38.00. Softcover. \$15.95.

Women, Sex, and the Law. By Rosemarie Tong. Totowa, N.J.: Rowman & Allanheld. 1984. Pp. vi + 216. Hardcover. \$22.50.

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BOOKS RECEIVED

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Softcover. \$8.95.

Federal Income Taxation of Corporate Liquidations. Colorado Springs, CO: Shepard's/McGraw-Hill. 1984. 2 Vols. Looseleaf. \$150.00.

