



1-1-1975

## Books Received

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### Recommended Citation

Santa Clara Law Review, Other, *Books Received*, 15 SANTA CLARA LAWYER 529 (1975).

Available at: <http://digitalcommons.law.scu.edu/lawreview/vol15/iss2/11>

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## BOOKS RECEIVED

**LOVE AND EVIL: FROM A PROBATION OFFICER'S CASEBOOK.** By Dan Sakall and Alan Harrington. Boston: Little, Brown & Co. 1974. Pp. x, 372. Cloth. \$8.95.

The book is based on the authentic probation cases handled by author Sakall. Its stark realism will challenge the usual concepts of crime and punishment—of love and evil—traditionally held by most readers. Sakall began his career as a probation officer sharing these traditional views and clearly defined values, but soon found them shaken by the events he observed in his employ. The author reveals some serious misgivings about the manner in which society deals with its criminals, and argues for the adoption of a "new probation," with the paramount objective of avoiding prison sentences and the irreparable harm so often suffered by prison inmates at the hands of the prison system.

**HAZARDOUS PRODUCT LITIGATION.** By Edward M. Swartz. Rochester: Lawyer's Co-Operative Publishing Co. 1973. Pp. 416. Cloth. \$35.00.

This is a one-volume text which offers a complete treatment of hazardous products litigation and products liability. The author utilizes the interesting approach of initially describing one hundred and one representative products liability cases; he then uses these throughout the text as examples to illustrate specific legal principles and techniques. The book analyzes and explains the various theories of liability, then concentrates on trial preparation, damages and settlement, and on the trial itself. Extensive research references are included and contribute greatly to the book's usefulness.

**THE SATURDAY NIGHT SPECIAL.** By Robert Sherrill. New York: Penguin Books. 1975. Pp. xiii, 336. Softbound. \$2.75.

The "Saturday Night Special" is the cheap, easily concealed handgun which plays a part in so many crimes in the United States. The author reviews the role guns play in American life—from the shoot-outs of the Old West to the street violence of today. Of interest to anyone involved in the delicate subject of gun control, this book is also a detailed and disturbing inquiry into our society and its attitudes toward violence. As an indication of its topical relevance, it has already been nominated for a National Book Award.

**MANAGING AN ESTATE PLANNING PRACTICE: CLIENT COMMUNICATION AND AUTOMATIC DRAFTING.** Berkeley: Continuing Education of the Bar. 1974. Pp. xii, 268. Looseleaf. \$21.20.

This notebook is a new and experimental publication in the Continuing Education of the Bar series. Published in 1974, the workbook is a joint attempt by the author and CEB to stimulate the new, as well as the experienced lawyer, to rethink the ordinary routines of law practice. Utilizing a looseleaf format and presenting an orderly and flexible system for the management of the *entire* estate planning process, the author has produced a valuable work, useful not only in estate planning, but also in other areas of the law in which its management principles may be applied. As an aid to efficiency, the author has incorporated "automatic" drafting aids, and the notebook's format permits the use of documents photocopied directly from the book. Another innovative technique used by the author is the estate planning package, designed to aid the attorney in attempts to make technical legal principles and procedures comprehensible to the layman, and to facilitate attorney-client communication.

**THE POLITICS OF CIVIL LIBERTIES.** By Jonathan D. Casper. New York: Harper & Row. 1972. Pp. xi, 322. Softbound.

The author argues that the concept of civil liberties is not founded solely upon legal principles, but is based on political and social underpinnings as well. His major contention is that civil liberties cannot fully be understood without an

appreciation of the social and political context which has given rise to the values on which our notion of civil liberties is based. Within this framework the author analyzes the issues of freedom of expression, the problem of loyalty and security, civil rights, equality (including issues of racial and economic discrimination), and various aspects of the criminal justice system.

**POLITICS AND THE LEGAL PROCESS.** By James Eisenstein. New York: Harper & Row. 1973. Pp. viii, 356. Softbound.

The book provides a reasonably comprehensive and explicit introduction to the operation of the legal process and its impact on the American political system. Written primarily for the layman or student of American government, the book will be of interest to anyone seeking to understand the basic interrelation of the American legal and political systems.

**NONE OF YOUR BUSINESS: GOVERNMENT SECRECY IN AMERICA.** Edited by Norman Dorsen and Stephen Gillers. New York: Penguin Books. 1975. Pp. xx, 362. Softbound. \$2.95.

This is a compilation of intriguing articles by noteworthy historians, journalists, scientists, and other public figures on the topic of governmental secrecy as a means of power. Among the topics discussed are executive privilege, covert intelligence gathering, the secrets of local government, pressure on the press, and the technology of secrecy. The book is particularly timely in view of recent events and should be of great interest to anyone who has ever asked the question: "How does the government, and how *should* the government, make its actions and decisions known to the citizens it represents?"

**HOW TO PREPARE & NEGOTIATE CASES FOR SETTLEMENT.** By Harold Baer and Aaron J. Broder. New York: Law-Arts Publishers, Inc. Revised Edition. 1973. Pp. 291. Cloth. \$17.50.

This book is written both as a guide for the novice and as a refresher for the veteran attorney. It includes chapters on appraising the merits of the case, pre-negotiation investigation, processing and negotiating the claim, and appearing in court. The authors have added three completely new chapters in the revised edition: medical malpractice, no-fault insurance, and plea bargaining in criminal cases. Sample forms have been provided for the reader, further contributing to the book's usefulness.

**AESOP IN THE COURTS.** By Aron Steuer. New York: Law-Arts Publishers, Inc. 1971. Pp. 388. Cloth. \$9.95.

Justice Steuer has written an entertaining and instructive compendium of "legal fables" which aptly illustrate some of the common experiences of the average practitioner. The reader not only will enjoy the humor and wit contained within the stories, but also will delight in the various ways in which Justice Steuer gently exposes the cant and pomposity, the vagaries and paradoxes he has often endured in the courtroom.

**THE VISION AND THE DREAM OF JUSTICE HUGO L. BLACK.** By Howard Ball. University, Alabama: The University of Alabama Press. 1975. Pp. vii, 232. Cloth. \$8.50.

This is a biography of Justice Black, which includes an exhaustive analysis of Black's decisions as well as excerpts from personal interviews with the Justice and his law clerks. According to the author, Black strictly adhered to the philosophy that the courts must not *make* laws, but must limit themselves to interpreting the laws in light of the Constitution. The author explores in detail Black's views on the role of the courts in four areas: the economy, social relations, due process, and first amendment rights.

**MEDICAL MALPRACTICE LAW.** By Angela Roddey Holder. New York: John Wiley & Sons. 1975. Pp. xiv, 561. Cloth. \$22.50.

This one-volume reference work for lawyers, physicians, medical students, and potential plaintiffs discusses many of the areas in which the possibility of medical malpractice exists. The book analyzes the legal implications of the con-

tractual physician-patient relationship and the major problems resulting from that relationship which can give rise to malpractice actions. The author's use of case histories to illustrate the factual basis for suits is particularly useful, as is her discussion of defenses to malpractice actions. She also provides an outline of a typical medical malpractice case and examines such alternatives to litigation as screening panels, arbitration, and no-fault insurance. This book should be extremely useful to both lawyers and physicians alike.

**WATER POLICIES FOR THE FUTURE.** The Final Report to the President and the Congress of the United States by the National Water Commission. Port Washington, New York: Water Information Center. 1973. Pp. xxvii, 579. Cloth. \$17.50.

This report is the culmination of more than four years of work by the members of the National Water Commission, which spent five million dollars compiling the material which now constitutes a thorough examination of the entire range of water resources problems facing the United States. The book also contains 232 specific recommendations on the policies the nation should adopt at this point in its history for a more efficient, equitable, and environmentally responsible management of its resources. The work has become controversial and is vast in scope; it has already been accepted as the authoritative reference on water policies.

**COMMUNES, LAW & COMMONSENSE: A LEGAL MANUAL FOR COMMUNITIES.** By Lee Goldstein. Boston: New Community Projects. 1974. Pp. 125. Softbound. \$2.95.

This manual deals with the law's relationship to the expanding alternative culture and is addressed not only to members of this new culture, but also to members of the legal profession who increasingly find themselves in the role of mediator in conflicts between the traditional legal system and the counter culture. The book covers an expanse of practical and theoretical ground, including discussions of buying property, building and zoning codes, morality laws, incorporation, taxes, dealing with police, communes, and the American Constitution.

**THE LAW, THE SUPREME COURT AND THE PEOPLE'S RIGHTS.** By Ann Fagan Ginger. Woodbury, New York: Barron's Educational Series, Inc. 1974. Pp. xv, 695. Softbound. \$3.95.

The author explains the history of the law relating to human rights and how the right to basic freedoms was interpreted in landmark decisions by the Warren Court from 1953 to 1969. The book deals with the current subjects of freedom, justice and legal capacity, and explains how the law can work both for and against basic human rights.

**HEALTH SERVICES FOR TOMORROW: TRENDS AND ISSUES.** By Eveline M. Burns. New York: Sunellen Publishing Co., Inc. 1973. Pp. xiv, 226. Cloth. \$15.00.

The author initially traces the history and development of the health services system of the past sixty-five years, drawing attention to the impact on health services of the revolutions in medical science and technology, in social attitudes and values, and in the methods of financing these services. After discussing the development of Medicare and Medicaid, the author offers constructive and insightful criticism of proposals now under consideration for removing the financial barrier to the availability of needed health services.

**MADNESS NETWORK NEWS READER.** San Francisco: Glide Press. 1974. Pp. 192. Softbound.

This work is presented as a challenge to the controversial issues surrounding "mental health," psychosis, shock and drug therapy, and the established psychiatric profession. Included in the book are articles, poems and letters which have appeared in the *Madness Network News*, as well as a debate between Thomas S. Szasz and Alexander S. Solzhenitsyn on the internment of Soviet dissenters in mental hospitals. The volume presents powerful arguments for reform within the psychiatric system and in our own attitudes toward "sanity."

**WHAT THE HELL IS JUSTICE? THE LIFE AND TRIALS OF A CRIMINAL LAWYER.** By Paul Hoffman. New York: Playboy Press. 1974. Pp. viii, 247. Cloth. \$8.95.

The author covers the day-to-day life of Jack Evseroff, a criminal lawyer in Brooklyn. He provides an intimate look at the life and trials of a criminal lawyer who is in the courts every day, handling everything from misdemeanors to murder. Evseroff talks candidly about his public trials, his private tribulations, and the wheeling and dealing which takes place behind the public view of courtroom drama.

**ROUGH JUSTICE: PERSPECTIVES ON LOWER CRIMINAL COURTS.** By John A. Robertson. Boston: Little, Brown & Co. 1974. Pp. xxix, 533. Softbound. \$6.95.

The author presents a series of timely essays which probe the history, attitudes and political-economic forces which have blocked significant improvement of our judicial system. His emphasis is on the perplexing contradictions faced by the trial court in carrying out its duties and satisfying the conflicting demands of the higher courts, the local political machinery, the people, and the law. In the attempt by our crowded courts to balance these functions, the accused remains the ultimate victim, with judicial apathy and rubber stamp justice largely to blame.

Reform is necessary, and intelligent analysis is vital if future efforts to improve the situation are to succeed. These essays provide a basis for understanding the enigma of justice in the trial courts.

**PUBLIC INTEREST ADVOCACY: MATERIALS FOR CLINICAL LEGAL EDUCATION.** By Michael Meltsner and Phillip G. Schrag. Boston: Little, Brown & Co. 1974. Pp. xii, 418. \$9.50.

This book puts the individual curious about public interest lawyers and their particular skills into the role of the advocate and instructs him in such skills as interviewing, drafting, counseling, negotiating, and taking depositions. The reader is required, through problems and case settings, to confront the tactical, legal, and ethical decisions which the practicing lawyer must make every day. In addition to providing helpful descriptions of the techniques of advocacy, the book discusses the political, economic, and ethical issues raised by lawyers' attempts to effectuate social change. Integrating publicity with other methods of advocacy is another of the themes of the book, as is the advocate's relationship with his client.

**TRIAL TACTICS AND METHODS.** Second Edition. By Robert E. Keeton. Boston: Little, Brown & Co. 1973. Pp. xxi, 456. \$13.00.

This second edition of Professor Keeton's book includes the Supreme Court's revisions of federal discovery rules and standards of professional responsibility, including those bearing on techniques of advocacy. This edition also adds references to the potential application of the Federal Rules of Evidence promulgated by the Supreme Court in 1972.

The author has adopted a modified case study method by simulating the problems of an actual case, then adding discussion and problems for illustration of the applicable principles of advocacy. The book is primarily an attempt to explore trial tactics. Professor Keeton encourages candid discussion of the tactical implications of trial methods in an effort to increase appreciation and understanding of the dangers inherent in placing tactical expediency above the ethics of advocacy and the goal of justice to all parties to the dispute.

**AUTOMOBILE INSURANCE AND NO-FAULT LAW.** By M.G. Woodroof, John R. Fonseca and Alphonse M. Squillante. Rochester: The Lawyers Co-Operative Publishing Co. 1974. Pp. xlix, 580. Cloth. \$35.00.

This is a one-volume treatise on the subject of automobile insurance law, with special attention devoted to a state-by-state analysis of no-fault provisions. The authors analyze all types of automobile insurance policies, with sample policies provided for illustration. They also discuss coverage for medical payments, property damage, and uninsured motorists; claims adjusting; supplementary coverages; governmental regulation of the insurance industry; automobile insurance reform; and existing public opinion polls on automobile liability reparation systems. An extensive and useful table of ALR annotations relevant to automobile insurance is presented at the beginning of the book.

**MUSCLE AND BLOOD.** By Rachael Scott. New York: E.P. Dutton & Co., Inc. 1974. Pp. xi, 306. Cloth. \$8.95.

This unsettling book indicates that serious industrial accidents resulting in maimings and death are not things of the past. The old dangers have given way to new ones, such as chemicals that poison workers or cause brain damage, and toxic metals and fibers that when ingested or inhaled cause cancer or other fatal diseases. This is a carefully documented study of unsafe industrial working conditions revealing gross abuses even by such giants as Mobil, Bethlehem Steel, 3-M, Ford, and Anaconda. The portraits of decent, helpless, cruelly victimized working people are electrifying, making the book necessary reading for attorneys involved in labor law, and for all people interested in eliminating abusive working conditions in modern America.

**MOTION PICTURE DISTRIBUTION.** By Walter E. Hurst and William Storm Hale. Hollywood: Seven Arts Press, Inc. 1975. Pp. vii, 158. Cloth. \$10.00.

An introduction to some of the practical and legal problems associated with motion picture distribution. The authors consider such related areas as advertising, exhibition contracts, franchises and similar business matters. The book's treatment is superficial, but may be useful to anyone wishing a very general introduction to this business.

**TOWARD A NEW POTENTIAL: A PROGRESS REPORT.** Washington, D.C.: Police Foundation. 1974. Pp. 32. Softbound.

A report of the Police Foundation which catalogues the constructive progress in police management made by various police organizations during the last decade.

**POLICEWOMEN ON PATROL: FINAL REPORT.** By Peter Bloch and Deborah Anderson. Washington, D.C.: Police Foundation. 1974. Pp. vii, 67. Softbound.

An evaluation of the performance of policewomen in patrol environments. The authors' study leads them to conclude that women have performed commendably on police patrol forces. It should help to encourage police departments to eliminate sexual considerations in their hiring practices.

