

The Suffolk Journal



"The heights by great men reached and kept
Were not attained by sudden flight;

But they, while their companions slept,
Were toiling upward in the night."
—Confucius



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BOSTON, MASSACHUSETTS

October 19, 1937

Suffolk Scribe Views the Sports

WE pulled a sheet of yellow paper into our battered typewriter, and, as a cool September wind chilled the mellowness of the abiding day, we stared out the window at the vari-colored sunset. And the colors we saw in the sunset were thoughts racing through our mind of the steady state of the created foot against the pigskin; the swelling of a triumphant roar as a plunging back shorts the end to race unadvisedly through a broken field for a touchdown; the gas, laughing crowds, their cheeks flushed by the biting wind that sweeps through the stadium, as hands march down the white-striped turf below. Well, that brought us around to writing our monthly column sensitive to sports of the day.

THE green and gold of the sky brought thoughts of the Fighting Irish of Notre Dame, a team not quite potent enough for the schedule they are playing this year. Other teams always left for Notre Dame, for honor and glory with the conquest of the Southlanders. This year, Calumet, Elmer Layden's "Irish" face Calumet Tech, Milwaukee, Southern California, Northwestern, Illinois, Pittsburgh and Navy, with only the opener, Drake, apparently claimed as a "breather." If on paper, Notre Dame were stronger, no hesitation would be shown in pre-seasonally predicting a national championship for the lineal descendants of the Four Horsemen and the Seven Mules. But they aren't. Notre Dame is a kind of a bug but when you come to think of it—of Notre Dame starts fast, they can't miss. If they don't, all honor and glory to the team that is tackling a schedule like that.

THE sun is sinking deeper and its reflection softens the blue of the darkening sky—and red and blue means the Trojans of Southern California. The upward swing of Howard Jones here from the rock of three years ago has been slow but sure. And this year, they're about ready. The chance, Notre Dame, traditional foe, may stop the Trojans and that should be a battle, for on its outcome may rest the championship hopes of two great teams. Southern California was our choice for the Pacific Coast Conference title last fall semester. They didn't win it, but this year's another year. So they'll don the guise of Rose Bowl Red, we feel sure, around Turkey time and start seeking somebody to help them pollute the dead old California weather. We hope it doesn't rain. That goes for the weather and Southern California's chances, as well. (P. S. Forget about that Washington defeat.)

BACK a few columns or so, we chuckled with glee as we learned that we picked the winner of the Rose Bowl. We didn't see how Pitt could have missed, and that goes for this year. Outstanding team in the East, last year, the starting Pitt Panther will be the outstanding team in the Nation this year. Only three regulars are lost from the team that humbled Washington's Huskies last New Year's. We picked Bill Daddio as the outstanding player in that class. This year, we extend our glances to the whole season. The Pitt team is a bunch of seniors, now, hardened football-wise seniors who need but little in acquiring new laurels. And so don't think they'll get amnesia—that disease that makes players think they know it all—either. Jack Sutherland has a mighty machine waiting to meet Notre Dame. On this game depends Pitt's success as a winner of Rose Bowl Red, at this moment.

THE sun had already set, and the glow of the evening had settled over the outside. So we turned from the window and thought some more about writing this column. Oh, the national scene we are most interested in the fortunes of the triumvirate of Notre Dame, Pitt and So. Cal. Other teams will spring up, may even eclipse these three, but for show drama and human interest these teams bear watching.

NEW England can present no such candidate for national honors. Eastern honors may be snatched by the class of the high flying Eagle of Boston College. Here we intercept a word to the wise and trust it's sufficient. B. C. is a team to be watched as the Fall football panorama unfolds before you. B. C. is a vastly improved team with a vastly improved schedule before it. And here lies the key to the Eagles' success or failure. Will that schedule be too tough? One thing is certain. B. C. is well on its way to becoming one of the football powers of the East. And personally, we favor their chances more in '38 or '39. For the answer look at the fresh teams of this year and last. When they get seasoned, watch out for the Eagles. . . . And now for the other team.

Yale face the lion of Larry Kelly, with little reputation because of the team he left behind. Good fortunes should favor Eli this year. Harvard, from across the Charles, has a veteran team, molded in sound Hallowell, that is bound to give satisfaction to even the most critical alumnus. The Cross from Worcester is slightly undermanned and lacks the power of yore. The backfield needs that 'in line to duplicate its success. Harvard, at the very least, must have a few more players. They're suffering badly from last June's graduation. The Green will be a team of potentialities. Time must march on before further win, place, or show predictions can be made.

Sincerely yours,

Yr. Suffolk Scribe.

COMMANDER!



DANIEL J. DOHERTY, JR.

Former Michigan and Minnesota Instructor Begins

Lecture Course at S. C. J.

Dr. Robert W. Desmond as Principal Teacher

Both students and faculty of the College of Journalism are extending a genuine welcome these days to Dr. Robert W. Desmond, who has recently been appointed to the teaching staff.

Dr. Desmond is giving the course in History of Journalism, and a glance at his record will reveal at once his admirable fitness for his task.

He received his A.B. from the University of Wisconsin in 1922, having majored in journalism. During the summer of 1929 he attended the Geneva School of International Studies at Geneva, Switzerland. The University of Minnesota awarded him the degree of A.M. in political science in 1930. Last year he received his Ph.D. in economics from the University of London School of Economics and Political Science.

Dr. Desmond began his career as a newspaperman back in 1922, his first position being on the staff of the Milwaukee Journal. For a time

LAW SCHOOL MAN COMMANDS LEGION

Woburn Graduate Had Fine Record As Law Student

History has always been kind to fighting little men like Dan Doherty of Woburn. And this man who was elected National Commander of the American Legion has had his share of the honors of this world but he has had to fight for them.

That he received his J.L.B. degree from Suffolk Law School in 1932 is but an indication of the fighting spirit that has carried him to the heights not only in the Legion but in the legal circles as well.

He is only five feet, three, this man who will lead the veterans of the World War for the next twelve months, but he has that rare quality of leadership that makes men flock around him. When you look at his pictures, even those taken at the time when he graduated from Woburn High school, that fighting law of his shows up prominently as a visual indication that here is a fellow who is willing to fight for the things he wants.

When he campaigned for State Department Commander of the Legion in 1932 and failed, he came right back again in 1933. And this time, the men of the Legion, many of them Suffolk Law School graduates, recognized the value of this fighting little Woburnite and unanimously elected him.

Again in 1935 when he failed to be elected National Commander of the Legion in St. Louis, he did not quit. Instead he came right back for more and with his own state, twenty-five thousand strong campaigning for him. Dan Doherty came through in 1937!

He has always been a fighter, back in his home town of Woburn, they remember him as the boy whose paper route got too big for him. He had his first taste of the hard way—house to house soliciting. And when his new dealer wanted to lift some of the burden from his small shoulders, Dan had the answer right away. He divided up the route among his younger brothers.

When he graduated from Woburn High, his goal was already before him. He wanted to be a lawyer. But fate decreed that he should shape his life so that he should become a lawyer. When he graduated from high school, he was placed in the ranks of a prominent part in the shaping of the school magazine. But he needed a career to hold off the years before he would become lawyer of Woburn. So off he went to Boston to enter a business school.

ATTENTION—

YE

FOOTLIGHTERS!

Sitting at the library desk (information quarters) has brought to light, through many inquiries, the tremendous, almost unbroken interest in the University Dramatic Club. It appears that a great percentage of the student body are so anxious to stick in the new found "Suffolk Players" club that they can scarcely wait the interim, which they are to meet, must elapse between the present time and the first meeting of the dramatic group.

So to all those, anxious to know, and to the entire student

body, Mr. Robert W. Desmond, the principal teacher, extends an invitation to attend the first meeting of the "Suffolk Players" club, for that meeting, to be held by members of the '36-'37 group, as well as other delightful entertainment. In all, the evening promises to be a gala affair, combining the first meeting of new dramatic enthusiasts with the building, strengthened by the advent of Halloween. The all-important time, place, and date: OCTOBER 27, 1937 WHE ALUMNAE BUILDING (71 Hancock St.) 7:30

THE EVENING UNIVERSITY-AND OUR AMERICA

An Interview Between Prof. Rogers and President Archer as it was Broadcast on the Minute Men Program over the Yankee Network at 6:15 P. M., October 2nd, 1937

Prof. Rogers: Good evening, Dean Archer, or perhaps I should say President Archer, now that you are President of Suffolk University. It is a pleasure to have you on my program again.

Dean Archer: It is a pleasure to be here, I assure you. When pedagogues get together, even before the microphone, there is always some topical mutual interest in discuss. I suppose you have some questions to ask.

Prof. Rogers: Yes, indeed. We will talk about good old New England and its educational advantages. How does New England compare with the rest of the country in this respect?

Dean Archer: In the more densely populated section of New England, particularly in Massachusetts, I believe that we clearly lead the nation. In the backwoods sections, however, educational facilities have been very limited. This condition is being corrected by means of motor transportation of school children. Twenty-five or thirty years ago, high-school education was virtually out of the question for children who were too far away to walk or to drive by horse and buggy, if the family could afford such luxury. Today, motor buses call at their doors and transport youngsters to grammar schools and high schools. Because of the doing away with the little red schoolhouse and the building of centralized school buildings, country children of today have school advantages greatly superior to those of a generation ago.

Prof. Rogers: Then you think the educational level is distinctly higher than when we were school children?

Dean Archer: Yes, Professor Rogers—the level, on average, is certainly higher, but I am not sure that high-school education of today is greatly superior to that of thirty years ago. In those days there was a limited range of subjects. The so-called classical education with the study of Latin and Greek was the accepted standard. Today, there is a much or less bewildering array of subjects open to high-school students. It seems to me that there is a tendency to become slightly acquainted with a variety of topics rather than read mastery of any. In the old days, however, high-school, and grammar school studies for this motive were obliged to devote enough attention to a few subjects to really accomplish lasting results.

Prof. Rogers: Then I take it that you believe that a few subjects well digested mean more in an educational way than a variety of subjects not thoroughly mastered?

Dean Archer: Yes, indeed. Education is a training of the mind rather than a hasty accumulation of knowledge that may fade away or become obsolete with advance in science or in social progress. The chief virtue of a study of the classics in my judgment is that it involves a rigorous mental discipline that makes for thoroughness and painstaking exactitude of thought on the part of the student. The habit of mind thus cultivated may be applied to any of the problems of adult life. A person thus trained is equipped for scholarly research in any field of learning.

Prof. Rogers: Dean Archer, do you advocate a return to the three R's in grammar school and to Latin and Greek in high school?

Dean Archer: Not exactly, but I do believe the three R's should be stressed and that the classics should not entirely be discarded. My point is that thoroughness in a few subjects is superior in its educational effect to a mere smattering of knowledge in many subjects. Whether the subjects be English, or modern languages, mathematics, history, and the like, let it be thorough. Why, I find college graduates who cannot spell common words correctly, and who write English as though they had never studied English grammar. I find high-school graduates who made acceptable grades in ancient history in school, yet a few years later are unable to give any facts concerning Alexander the Great, Hannibal, or Julius Caesar, for example, or even to give the nationalities of these men. That is the fault I find with modern education. Students are exposed to education but without the relaxing of parental and school discipline, they follow the lines of least resistance and fail to derive the advantage from schools that is possible to the really studious pupil.

Prof. Rogers: Do you think that persons after they leave school realize what they have missed?

Dean Archer: Many of them do. That is why our University Extension Courses are popular and why adult education is becoming more or less of a fad among social workers. But the existence of evening professional schools such as Franklin Union, Wentworth Institute, Y. M. C. A. technical schools, and institutions such as Northeastern and Suffolk Universities prove beyond question that evening education is playing an important part in modern life in New England.

Prof. Rogers: Dean Archer, you have been engaged in the education of evening students for thirty-one years and I think have pretty well established yourself as a leader in the field. Tell me, what is your impression of the future of evening or part-time education in the United States?

Dean Archer: Well, Professor Rogers, I have witnessed a great change in the attitude of the public toward evening professional schools in the past thirty years. In the pioneer days of the movement, we who were engaged in the work of training evening students were more or less frowned upon in academic circles. I well remember back in 1906 or 1913 when one of the intellectuals from across the country told me very harshly that my work was harmful to the community because I was trying to train cart horses to be bachelors—an ideal contrary to nature. What the learned gentleman did not realize was that some of the finest intelligences in the land are to be found among young men who are obliged by economic necessity to go to work before studying for a profession. They may be college trained or they may never have attended college. For them, evening schools are a necessity.

Prof. Rogers: I can understand that, Dean Archer, but how can a man or a woman who works all day long get an education in evening study. Isn't that the lag end of the day for such a student?

Dean Archer: Yes, indeed, and if he were, to continue the same type of energy-consuming toil that has occupied the day it would be unduly taxing. Fortunately, for students who work with their hands for example, the change from physical to mental exertion is usually a relaxation—a tapping of a new source of energy that "peps them up" amazingly. Frequently students have exclaimed over the fact of having reached the classroom physically spent only to forget their weariness and actually to become more alert mentally at the end of the lecture than at the beginning.

Prof. Rogers: But doesn't that wear a student down after a time? Don't they grow less able to tap this reserve of strength?

Dean Archer: Not at all. It is a curious fact but the evening student who is a natural scholar seems to thrive on it. After the first two or three weeks of school they get into their stride, so to speak, and function admirably. They are able to concentrate on their work and to accomplish an amazing amount in a given period of time. This is probably due to the fact that a change of work is restful. Have you never had this experience that you may have become too weary at a given task to continue longer but have turned to some other task, later to find that the change of mental concentration had rested you and made it possible to return to the first task and finish it?

Prof. Rogers: Yes, I have had that experience, Dean Archer. I wonder if it isn't due to the fact that certain cells of the brain are employed at one task, whereas if we turn to a task of a different nature, other cells come into action while the first set rest.

Dean Archer: I agree with that explanation. After all, the human brain is a complicated mechanism and we are only beginning to discover its possibilities. One of them is evening education of employed men and women.

Prof. Rogers: Now, Dean Archer, you have made a good case for the chap who works with his hands, but how about the man or woman who does mental work?

Dean Archer: A great deal depends of course upon the individual, but my experience indicates that the person who works with his brain all day is nevertheless a good student in the evening. Following out your suggestion of a moment ago, he no doubt taps a new source of mental energy—new brain cells are turned on so to speak and he is not conscious of undue weariness.

Prof. Rogers: Then I take it, you believe that there are no occupational barriers to evening education. Suppose a man is a teacher—works in the classroom all day—does he make good as a student?

Dean Archer: In our new College of Liberal Arts at Suffolk University we had one group of nineteen or twenty who graduated last June—everyone of them school teachers who had entered with advanced standing. We had worked them very hard for two years, but they performed splendidly. Of course it is a bit hard for pedagogues to get adjusted to the idea of being treated as ordinary students—who be tossed around and "bused out" if they don't perform their tasks properly, but it is a wholesome discipline. We have had hundreds of teachers and even many college professors as students in our classes during the past thirty years.

NEW INSTRUCTOR



Ralph L. Harlow

Ralph Leroy Harlow, for many years a leader among Boston's business men, is conducting the course in the history of radio advertising now being given in Suffolk College of Journalism.

Professor Harlow has for the past nine years been associated with John Shepard, Inc., in the now internationally famous Yankee Network. He has the knowledge of radio management that comes only through years of actual experience in the exacting detail work of a leading radio corporation, Suffolk College of Journalism.

Before assuming his duties as assistant to the president of the Yankee Network, Inc., Professor Harlow had served as president and treasurer of the Nelson, Dunham, and Harlow Advertising Agency. He had had valuable experience in theatrical production with Cohen and Harris. For fifteen years he was a member of the board of directors of Wm. Fildes' Sons. In the field of education, he is known in private-school circles as a successful teacher of music.

C.B.A. Professor To Receive Harvard Doctorate

Professor Austin Grimshaw's lectures in the new College of Business Administration are proving among the most popular of all the attractive offerings of this year's greatly enriched university curriculum. His course in Fundamentals of Business Organization and Management.

Professor Grimshaw is a Harvard man; his bachelor's degree is an S.B. in Civil Engineering from Harvard Engineering School. He received the M.B.A. from the Harvard Business School in 1908. He has completed his work for the degree of Doctor of Commercial Science, the doctorate to be conferred in February, 1938, at Harvard University.

In the business world, Professor Grimshaw was formerly associated with Parsons, Klapp, Brinkhoff, and Douglas, consulting engineers. He is the vice-president and director of the Commodity Corporation. In addition, he acts as consultant for various business houses of both local and national prominence.

Alumni Notes

John F. Fenton, 24, chief justice of the Land Court of Massachusetts, took time off recently to visit Dean Archer and he piloted through the maze of stairways and scaffolding to the roof of Suffolk University's new building. The Judge is a devoted fan of the Alma Mater. He was president of his class when he graduated from Suffolk in 1924, and for that matter, so was his younger brother Eugene, who completed the law school course with the class of 1925. Eugene Fenton by the way is now back at Suffolk, studying for the graduate degree of LL.M.

John V. Mahoney '22, the newly appointed Judge of Probate for Suffolk County, was a very popular student at Suffolk. That he failed to attain the high eminence of class president is accounted for by the fact that he was a classmate of Dan Doherty, National Commander of the American Legion, who was even then an unstable vote getter.

Dr. Delbert M. Staley, 28, president of Staley College, is a most enthusiastic member of the Ancient and Honorable Artillery Company. If the Ancient goes to London to induct King George they take the honor-guard Staley along to give the Londoners an opportunity to hear English enunciated as it should be enunciated. Dr. Delbert is one of Suffolk's most enthusiastic alumni and may always be counted upon as a cheer leader at Suffolk functions.

Leo J. Ganong, '28, of Cambridge was recently appointed assistant district attorney as the successor to Jaquette C. Chisholm of Waltham. The appointment was announced by District Attorney Warren Bishop of Middlesex County.

Attorney Ganong, who was born here in Cambridge, is a graduate of Suffolk Law School and has recently been working in the Cambridge City Law Department.

The Graduate School in the Law Department has announced two new courses. The first is "Public Utilities," the second "Trial Technique."

Professor Hurley will teach the new course "Trial Technique."

Judge Frankland W. Miles has been recently assigned to the course "Criminal Law," the Freshman year.

Professor Mark V. Crockett will lecture in "Agency" to the Freshmen, in addition to his class in "Scales."

On September 24th, the *Index* of Stoughton, Massachusetts, published an interesting item concerning Frederick F. Hanford, Suffolk Law School '22.

It seems that Mr. Hanford is very interested in Moving Picture and has made the his hobby. He also is interested in writing short pieces, some of which have been produced by his parish church.

In between his activities as a prominent lawyer and his hobby of moving, he has time for tennis, golf and swimming, and when the fall rolls around he is usually found at the more popular football games. Mr. Hanford is also interested in politics, having been made a member of the Board of Selectmen of the town of Stoughton in 1935.

*Reverend Crockett might well be called the Robert Taylor of Suffolk University owing to his success in the

recent Movie Talent Contest. He competed with a number of very talented people, some of them much older and more experienced. He deserves credit, and we sincerely hope that he will prove successful in the profession in the event that he follows it. Mr. Crockett plays the piano and has had considerable dramatic stage experience.

From the Athol papers we glean the information that Attorney A. William Plarkin, Law School, '28, has been elected to the Athol School Committee.

Mr. Plarkin is also Town Solicitor and a Director of the First National Bank. He is also a member of the Athol Exchange Club.

Daniel J. Doherty of Woburn, the newly elected National Commander of the American Legion, made a distinguished record in Suffolk Law School. He was in the first group of graduates to return from the World War. He won his LL.B. degree in June, 1922. Mr. Doherty was very popular with his classmates, being elected president of his class. He was a class day speaker at Commencement three years ago. He has been a member of the Suffolk Law Alumni Association many years and enjoys the esteem of thousands of Suffolk graduates.

It is interesting to note that among his classmates were John V. Mahoney, Secretary to Governor Hurley; William D. Collins, Clerk of the Boston Municipal Court; Professor Arthur V. Getchell of the Law School faculty; John W. Newcomb, President of the Democratic City Committee of Boston; Representative Arthur J. Burgess of Quincy and Representative Fred H. Remond of Haverhill.

Mr. Doherty's brother, Dr. James A. Doherty, is a member of the class of 1929, College of Liberal Arts, the Massachusetts Jurisprudence Company. Houghton Mifflin presented the following books:

An Orientation Course in Education, by Cullerly and Siegel, Principles and Methods of Statistics, An Introduction to the Study of Education, The History of Education, The Study of Literature, American Poetry and Prose, An Introduction to Mathematical Analysis, A Modern Instance, Comparative Education, The Social Sciences and Their Interrelations, The Psychology of Adjustment, English Prose and Poetry 1600-1800, Types of Prose Writing.

The Massachusetts Jurisprudence Company presented five unbound volumes, supplements to the Law Society Journal.

The University Library will certainly be a joy and pride to every Suffolk man and woman. But what a headache it has been to all concerned during the stages of construction! For twelve weeks it was open to the sky because of the lack of steel. When eventually closed in it resembled a steel and brick apartment that had to be sledgehammered and drilled by frenzied shoveling mechanical woodworkers. Every day quantities of wreckage were dislodged, and every night untold midnight trucks in Billerica Lane received noisy contributions that caused long suffering neighbors.

Mr. Jones had registered for his Junior year this year in Suffolk University Law School but for him that he is entitled to practice law, he has resigned and will have no share in his home city of Patsyshare, Mississippi. The great number of Suffolk University graduates who have been admitted to the bar in recent years.

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President Gleason L. Archer of Suffolk University was an Honorary Aide to Chief Marshal Cole during the Constitution Day Parade. This further attests to President Archer's prominent place in public affairs, and again gives Suffolk students an outstanding example.

Suffolk Bookstore
Is At Your Service

Dr. Archer Gets a Double-Barreled Surprise On Meeting Up with the Law

Driving License Declared Invalid

It was a dark night—one of those nights that the State Police usually select for setting traps for unwary motorists. The President of Suffolk University was at the wheel of his Packard observing every speed law known to man yet he was stopped by an imperious gentleman with a flash light. "State Police—give me a check-up. License and registration!" Suffolk's executive cheerfully fished out his pocket book and extracted the demanded documents. The man studied them intently under his flashlight—taking an unusually long time.

Library Lines

"Night and Day" is the new Library theme song. From 8:30 a.m. to 10:30 p.m., life is just one round of waiting books, shelacking books, accessioning books, pasting labels, and stamping books. Then, of course, there are little white numbers to be put on the backs of most of them, to say nothing of keeping them dusted with the new Electro.

The Library staff has been enlarged. New Law school associates are William Kenney, Joseph Yelle, Rebecca Currell, and Robert McLaughlin. Richard Hapkins of the Journalism school, is helping to build the Journalism morgue, and requests that all clippings relating to Suffolk or Suffolk people, no matter what the date, be sent in for the files, or morgue, as the Journalism people say.

Library gifts were received from Houghton Mifflin, publishers, and the Massachusetts Jurisprudence Company. Houghton Mifflin presented the following books:

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Legal Innuendoes

Back again for another year of hard concentrated study... we have it. That is, we hope it's concentrated. Rumor has it that the balconies in the new library will have to be raised a few more inches from the floor in order to accommodate the tall lanky figure of Bill Kenney of the law library staff. We notice that Joe Yelle is also working in the law library... Joe started the ball rolling the first day by bringing to various members of the office staff a huge red apple. Smart work Joe!... Almost any evening at five o'clock one might notice John "The Zerk of Youth" Furber yacking down Park St. with the beautiful new assistant librarian, Miss Louise Weinblatt... Many of the seniors are none too pleased with the prospect of re-repeating bankruptcy... You know... after spending a delightful summer studying the more intricate sections of the act. Speaking of bankruptcy, we notice that Professor Thomas J. Finnegan has no trouble keeping the evening freshmen class awake. Did you ever see a man with more pep than Jack "Hose Horse" O'Rourke?... The "grapevine" has it that Rexford "Barrymore" Parson will no longer participate in any dramatic club plays. This is rather unfortunate in that a number of persons really think he was the best actor on our stage. We ourselves are not experts as dramatic critics, but are guilty of holding the same opinion... Was that Jackie O'Rourke we saw at the Concord Grove bar not so many Wednesday nights ago?... If so, he was deeply engrossed in the performance given by the girl with the balloon... Carlion Gooding and the Connolly are familiarly known as "The Vanishing Americans"... We wonder why?... Speaking of Gooding, it has been reported that he was the victim of a dizzy spell on Hanover Street Saturday afternoon... The popular Jack Donovan of the Law School service staff, is running for city council... In order to secure votes, we hear that he is courting his friends into eating Italian dinners in the North End. What is it Jack, a vote per customer?

Judge Miles

Appointed to Law Faculty

Will Teach Criminal Law Succeeding Professor Fielding

Judge Frankland W. L. Miles of the Roxbury Court has been appointed to teach Criminal Law at Suffolk University Law School to take the place recently vacated by Professor Roger A. Stinefield, former Assistant Attorney General Henry P. Fielding, who has resigned because of pressure of professional duties.

Judge Miles is a graduate of Suffolk Law School in the Class of 1925 and has long been prominent in the Suffolk Law Alumni Association. He will be associated in the department of Criminal Law with Professor Roger A. Stinefield, Deputy Clerk of the United States Circuit Court of Appeals.

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We invite you to join us in Publishing the Journal

EDITORIAL

HAIL TO THE CHIEF!

The American Legion displayed rare wisdom when it elected Daniel J. Doherty, Suffolk '22, National Commander. Modest, unassuming, level-headed, and wise, he typifies not only the best in the ranks of the legionnaires but also the best in American citizenship. He drinks our smokes, virtues rare in these days of vintage living. He has never lost the common touch, sympathy with the ideals and aspirations of the humble and underprivileged. He has climbed the ladder of success, bearing the burden of life while climbing it, a self-made man in the truest sense. He was a night student throughout the decade following his return from the war, for after graduating from Suffolk Law School he studied accountancy.

When Daniel J. Doherty was attending Suffolk Law School, he was by no means the most prominent member of his class. To be sure, he was just back from the World War with the coloring experience of the conflict still upon him, yet he was only one of many such youthful ex-soldiers. A collector of Internal Revenue was a classmate. A labor leader with a record of success as a vote getter was another of the notable group.

It is well known that keen rivalry for the presidency of a class always develops as men approach the senior year at Suffolk. Yet Dan Doherty, in a class that has since proved to have contained an unusual number of actual or potential leaders, was really the victor in the race for class president. It was perhaps the first great victory of his life. We rejoice that Suffolk was privileged to educate and set on the road of destiny, National Commander Daniel J. Doherty.

We all know that Professor Gitchell, now Doctor Gitchell (L.H. D.), was really exceptional, but when he went and cracked a good joke without even thinking, that proved it beyond all doubt. He was talking about charitable institutions in a class last year and just happened to mention that "if you are in a hospital and the nurse gives you injections of mercury instead of opium salts, YOU CAN'T REMOVE."

— S. L. S. —

And Dean Archer (now President Archer) had a good one in History of Law, also. Speaking ofabolished in Virginia having been a man's business, he remarked that a good look around any downtown restaurant would show that women now had the industry "pretty well in hand!"

— S. L. S. —

Of course, no set of Law School jokes would be complete without one of T. J. P.'s. His hope was that those taking the bar examinations this past summer would be lucky enough to meet Dame Fortune, instead of her daughter Miss Fortune.

— S. L. S. —

We heard that all the boys were saying "Well, well!" to Larry Doyle (L. S. '38) last spring. wonder why?

— S. L. S. —

Seen at the Myrtle Lanch. Two of the College beauties going halves on cream puff. Just another case of the girls trying to preserve their sylph-like figures. Or something.

— S. L. S. —

Finals come in June, we know. But that's hardly an excuse for any freshman to call a bride path a BRIDAL path. Maybe he thought the trips on the bride path could bring him more law business than those on any bride path. Or perhaps it was just the spring air that got him!

— S. L. S. —

The Suffolk men living in Lowell and vicinity are organizing a "Suffolk Club." The club's first meeting was held Thursday evening, October 21st, at the Lowell Y. M. C. A. at the corner of Merrimack and Cotton Streets. All Suffolk men are welcome and should get in touch with Ray Kenney, John Hickson or Jack Fraser. There's no better way to help your school than by participating in student and alumni activities. Let's go!

— S. L. S. —

From "way down where" the cotton grove comes news that W. Arlington (Bibi) Jones, well known in the "class of '29" as a member of the Star of the State of Mississippi. If you're ever in the South, don't forget to look him up.

FRESHMEN IMPRESSIONS

by R. D.

And, wondrous, Virginia; has United States and is the center of our, Boston, Suffolk, are are here" the first paper trade of the country. The tide just left us high and dry, as we heaved on Beacon Hill.

It's a great old place — this Boston town. We decided that when we heard about the first day we were here, "The Star" East blew in off the water 'til we thought it must be winter.

Finally the wind subsided, but the next day we were wishing "Spring would come; we each had a role in 'to be'."

Our hearts were soon warmed by Bostonians themselves. Their warm, sophisticated, the largest town quickly dispelled any of our had about down Yankee being one word! Famous Southern hospitality never exceeded that which we have seen and enjoyed during the past few weeks.

One of our first acts was to climb the famous spire of Suffolk University and there command a magnificent view of this great and quaint old city. There with the aid of a man we were able to locate M. I. T., Longfellow Bridge, Bunbury Hall Monument, the Custom House, Navy Yard, Airport, Old North Church, and the State House.

It might be interesting to note at this point how some of us happened to be at Suffolk. It was President Archer's radio broadcast given in 1930 and entitled "Law that Safeguard Society" that prompted our first inquiry. Now, seven years later, we found ourselves on top of the building that Faith alone had built.

We descended the stairs, we mounted the Hill, and recommended the Common Law to the Public Library, one of Greater Boston's two hundred, whose 1,000,000 volumes have an annual circulation of more than 200,000, we are told. Since the city boasts a population slightly in excess of 2,000,000 that is equivalent to two books per capita per annum.

An additional proof of the intellectual trend in the 20th century, colleges, normal and technical schools, schools of art and music, private and public schools. These schools help to make Boston a great textbook manufacturing center. It has two of the largest general publishing houses in the

Metropolitan Boston has 5,700 manufacturing plants with an invested capital of over \$1,000,000 which turn out annually \$1,400,000 worth of goods that are sold largely through her 27,000 retail stores.

Little wonder, then that Boston is the shop of the leather center of the world, the largest wool market in the United States, the center of the second largest cotton manufacturing plant in the Western Hemisphere, and the third largest center of wholesale trade in the United States.

The 30,000 acres of magnificent harbor with 40 miles of berthing space, sophisticated, the largest ships afloat and make this one of the leading cities in the United States in foreign trade and second only to New York in volume of ocean-borne traffic and in the volume of imports.

Boston's 800 churches, which house 150 denominations, and show that the best not duffed as far as the might have from her strength and her foundation.

The Museum of Fine Arts, the Isabella Stewart Gardner Museum, the Fogg Art Museum, and the Harvard University Museum which contains the world famous Black-Black flowers are all places where one might spend some pleasant and profitable hours.

The student of history could visit any of a 1001 places where history, personalities, "lived, moved, and had their being," — places like Faneuil Hall, the South Meeting House, Paul Revere House, Longfellow's House, Adams' House, Plymouth, Provincetown, Concord, Lexington, Salem, Gloucester, and Marblehead.

These are the things that we have seen or hope to see, and the facts and angles we have gathered in requiring a few of Boston's 128 daily and weekly newspapers, by rushing up on history before we arrive, and by conversing with the owners since our arrival.

But say, fellow, your selection will not be complete until you exert a Boston belle to shake her head at the Parker House and with her home via the Esplanade under a Black Bay Moon.

A LAW FRESHMAN'S NIGHTMARE

Let's be realistic and admit all right!

But you'll never make Platonius think that you're right!

You can even expand what the Dean has to say!

But you'll never make Platonius see it that way!

And when the guy asks, "Now what would you do?"

You're still got to say what he wants you to.

You'll confuse any being — head or man.

If you ever ask your law Platonius!

If you ever ask your law Platonius!

The devil couldn't tell him — but Platonius could.

He can make him cough and he might think he's cough.

But under it all the guy's soft enough.

And he's a nice, nice fellow. I'll bet you all know it.

That Platonius never lets us open a page!

A WORD FROM DEAN MILLER

By Dean Miller

Dean Miller

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THE LAW AND THE LAWYER

NEW STATE LAW APPLYING TO CONDITIONAL SALES A BIG HELP

By ALB. R. SMITH, LL.B.
Professor of Law,
Suffolk University Law School

Some of the difficulties mortgagors of real estate have been experiencing regarding the operation of the statute relative to conditional sales of personal property will be eliminated as to such sales made after September 1, 1932, by Acts of 1932, chapter 245, applying to conditional sales made on and after that date, amending the present statute (G.L. (Ter. Ed.) chapter 184, section 13) by requiring that the notice to be filed in the registry of deeds shall include the date on which the final payment will become due and that no conditional sale of which notice is recorded shall be valid as against any mortgage, purchase or grant for more than ninety days after the date of final payment unless within that period a statement of the amount due is recorded in the registry of deeds.

History

The course this legislation has taken is as follows:

The first legislation regarding this matter was Act of 1912, chapter 271. It provided for recording in the city or town clerk's office within ten days after the making of the contract. While one looks for chattel mortgages in the city or town clerk's office, one does not ordinarily look for liens on real estate there, and by General Laws, chapter 184, section 13, this was corrected by providing for recording in the registry not later than ten days after the delivery of the personal property on the real estate and certain formalities regarding the form of the notice were straightened out. It so decided in *Little v. Spaulding Corporation v. Rosen*, 250 Mass. 419, that the recording must be within ten days of the first delivery of goods on the premises, and *Weymouth v. Gardner Trust Co.*, 258 Mass. 385, it was decided that a notice recorded after the making of the contract but before the delivery of the goods on the property was valid.

In *Babcock Drive Corporation v. Pater*, 246 Mass. 438, it was decided that the words "other articles of personal property" meant others of the same kind or general description, and as non-stationary ranges were not similar to heating apparatus, plumbing goods and ranges, the kinds then specifically enumerated in the statute, the statute did not apply. There have been other decisions with reference to "other articles of personal property." With regard to "other articles of personal property" the following articles are not within the scope of the statute:

Boiling alloys, *J. H. Gerlock Co. v. Noyes*, 241 Mass. 491;

Portable steel garage (amendment hereinafter referred to)

Moffatt Trust Co. v. Peiggen Steel Garage Co., 273 Mass. 349.

In *Amesbury Soda Fountain Co. v. Parsons*, 32 Fed. 2d 237, it was decided that a soda fountain containing pipes, frigid air coils, sink and other articles of a character similar to plumbing goods, was "other articles of personal property" within the meaning of the statute.

By Acts of 1929, chapter 261, "portable or sectional buildings" were added to the kinds specifically enumerated, and by Acts of 1932, chapter 112, "elevator apparatus or machinery" was added.

But the change made by Acts of 1932, chapter 245, which was effective September 1, 1932, is going to prove very helpful.

Notices are frequently filed after a mortgage is taken. The conveyancer does not find them until he examines the title for a transfer or release. (If they are quite old.) Sometimes the goods have been paid for and no discharge has been given, or a discharge given at the time of final payment has been lost without being recorded. Sometimes the vendor of the property cannot be found, and the vendor, who may have been a subcontractor, is missing also. In such cases no claim for the goods is likely to be made, but the conveyancer wonders whether, if he passes the title, the next conveyancer will do so.

Under this amendment many of these notices will be automatically discharged by the lapse of time after the date of final payment. In other words, they will cause as little trouble as do notices of non-payment.

Confusion of Decisions.

Of course, the mortgagee's troubles with respect to goods and chattels in conditional sale will not be eliminated. For in *Weymouth v. Gardner Trust Co.*, 258 Mass. 385, it was decided that the statute did not apply to the mortgage of an underlying mortgage, and that if the mortgage is recorded before the notice is recorded, this statute has no effect on the rights of the mortgagee and those of the conditional vendor with respect to the right of the latter to remove the goods if they are not paid for. The rights of the parties depend upon the common law of fixtures. Also, it was decided in *Gardner v. Buckley & Scott, Inc.*, 260 Mass. 146, where an oil burner was installed in such a manner that it was very slightly attached to anything else, that it was not necessary to file the notice with respect to a subsequent mortgage. The burner remained, more personal property.

In *Mohr v. Parsons*, 272 Mass. 60, a defective notice was recorded with respect to gas ranges. It seems that, if no notice had been filed, the ranges might have been removed by the conditional vendor, but the court commented that, as the notice admitted they would be "brought into or attached to the real estate" within the meaning of the statute, the conditional vendor could retain title to them as against a mortgagee only by recording a proper notice.

The conditional vendors have been quick to see the danger involved in recording a notice if there is any chance that the goods may be ruled to be *non personal property*. And in many instances they are trying to arrange matters so that the goods may be used without being brought into or attached to the real estate within the meaning of the statute. There are many substantially fewer notices being filed presently as the conditional vendors would rather take their chances under the common law if it is not certain that they have to rely upon the statute.

Needed Precautions.

(1) Every mortgage should contain a fixture clause carefully drawn so as to avoid making a chattel mortgage of it. Then, as was intimated in *Weymouth v. Gardner Trust Co.*, 258 Mass. 385, as between the mortgagee and the mortgagee it is practically certain the Article enumerated in the fixture clause will become part of the real estate.

(2) In construction loans it should be provided in the application for the loan or otherwise that no goods shall be used in the construction of the building which are not the property of the owner, the contractor or the subcontractor supplying them.

(3) Before such construction payment is made the records in the registry should be run to see that no notices have been put on.

(4) It should be accepted as possible that articles such as those enumerated in the statute are not furnished on conditional sale. This may be difficult, but it will prove worth while. It is surprising to find that most architects do not understand the pitfalls they and their clients may get into over the class of property. If a contract is made for construction, it should provide that no goods be furnished on conditional sale, and could provide that evidence be produced by the contractor that no goods of this character are furnished on conditional sale.

(5) If litigation results, the mortgagee should employ all of the weapons, offensive or defensive, available to him. This article cannot be expanded sufficiently more than to suggest one matter which seems to be often neglected:

One of the tests which determine whether or not an article can be removed is "the nature and adaptability of the fixture." Generally, if the goods are of stock pattern and not made for the particular building, it is assumed that it is so far as this test is concerned. But it is submitted that, while the goods may be of stock pattern, if they are essential to the building to make it complete for the purposes for which it is designed, this may determine the matter otherwise. At any rate, it was one of the decisive factors in *Commercial Credit Corporation v. Commonwealth Mortgage & Loan Co., Inc.*, 276 Mass. 331.

Commercial Credit Corporation v. Gould, 275 Mass. 146, decided that the refrigeration and compressors of a refrigeration system in a large apartment house could be removed by the conditional vendor, the right to take out the pipes

running through the walls having been spared. Then in *Stebel v. Broadbent & Graham Co.*, 275 Mass. 108, it was decided that not only the refrigerators and the compressors could be removed, but also the connecting pipes. But in *Commonwealth Mortgage & Loan Co., Inc. v. Gould*, 276 Mass. 331, the court decided that the equipment, which it says was substantial, the same as in the two previous cases, had become real estate and could not be removed. None of these cases will show this, since other differences, only see that in the latter case some evidence was submitted to the effect that the refrigerating equipment is economically essential in a building of the type in question, that apartments without such equipment are not readily rentable. In *Murphy Drive Co. v. New England Trust Co.*, 276 Mass. 79, it was decided that "Machinery in a building" installed in an apartment house designed for the permanent retention and use of the beds had become fixtures and could not be removed as against a subsequent mortgagee whose mortgage specifically included "Fixtures of whatever kind or nature at present contemplated by the building."

CHAPTER 245. ACTS OF 1932.

An Act relative to the validity of conditional sales of certain personal property used in connection with real estate as against mortgages, purchases or grants of such real estate.

Enacted, etc., as follows:

SECTION 1. Chapter one hundred and eighty-four of the General Laws is hereby amended by striking out section thirteen (as amended by chapter one hundred and twelve of the acts of the current year, and inserting in place thereof the following: SECTION 13. No conditional sale of heating apparatus, plumbing goods, ranges, buildings of wood or metal construction of the class commonly known as portable or sectional buildings, elevator apparatus or machinery, or other articles of personal property, which are afterward wrought into or attached to real estate, whether they are fixtures at common law or not, shall be valid as against any mortgage, purchase or grant of such real estate, unless not later than ten days after the

delivery thereof of such personal property a notice such as is herein prescribed is recorded in the registry of deeds for the county or district where the real estate lies. The notice shall be signed by the vendor or a person claiming under him and shall contain the names of the contracting parties, the name of the record owner of the real estate at the time of recording the notice, the fact that it is agreed that title to such personal property shall remain in the vendor until the purchase price is paid, the terms of payment, including the date on which the final payment will be due, and the amount of such purchase price remaining unpaid, and descriptions, sufficiently accurate for identification, of such real estate and the personal property delivered or to be delivered thereon. If the sale is of several articles for a lump sum greater than the value of the personal property delivered or to be delivered on the real estate the notice shall also state such lump sum and such value.

No conditional sale of which notice is recorded under this section shall be valid as against any mortgage, purchase or grant of such real estate for more than ninety days after the date on which the final payment will become due as set forth in said notice, unless the vendor or some person claiming under him shall, within said ninety day period, cause to be recorded in the registry of deeds for the county or district where the real estate lies a statement signed and sworn to by him or by some person in his behalf, giving a just and true account of the amount due him, with all just credits, the names of the contracting parties, the names of the record owner of the real estate as given in said notice.

Both the original notice and any subsequent statement of account hereinbefore provided for shall be indexed in the registry of deeds under the name of the record owner of such real estate as appearing in said notice, and a release of title in any such article of personal property may be recorded at any time.

SECTION 2. This act shall apply only in case of conditional sales made on or after September first in the current year.

Approved April 29, 1932.

SUFFOLK UNIVERSITY BOOKSTORE

suggests

A Preparedness Crusade
Law Dictionaries

KING OF THE CAMPUS

You'll recall beginning this thrilling bring the surly athlete out of his Larry glanced appealingly at his

Dan Doherty has been fighting all his forty-three years for things he wants. And Dan Doherty has got and will get the things he wants.

ly, but Larry, his heart sick by rotten treatment accorded him by his friends, and especially by his wife, was in no mood to talk to

Mar. I can't help it, if I lose a tooth, even if it was my first, I expect to lose some day. It had to come.

the lights of the arena blinder for an instant. Recovering sight, he glanced curiously-

(Continued on Page 7)

1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 26

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RADIO BROADCAST

(Continued from Page 2)

Prof. Rogers: What about age of students in evening schools, Dean Archer?

Dean Archer: Ages run anywhere from 17 to 60. The oldest man ever to graduate from our institution was seventy years old at the time of graduation—and he practiced law in Boston for ten years after that. Another lively old boy that I remember was a retired Rear Admiral—64 years old when he came to us. He had been with Dewey at Manila Bay—he had been a teacher at the United States Naval Academy—a real character was Admiral Ransom. He made an excellent record at Suffolk. That has been our experience through the years. Only the other day I registered a man whose name I had known for thirty-five years as that of a member of my college fraternity but a man whom I had never met. He had left college in June, 1902, whereas I had entered the same college in September of that year.

Prof. Rogers: Do you find that age makes a person less able to study—to retain knowledge?

Dean Archer: That depends. So far as rote memory is concerned, yes, but so far as grasping ideas—decisively, no. In the study of languages, for example, where it is necessary to rely upon memory for the meaning of words, the youth, having a more retentive memory, would naturally have the edge on the older person, but in the field of law the grasping of ideas—of legal concepts—rather than of words or combinations of words, the older man has an advantage that seems to offset the inferior aptitude of the younger man. Life experience illustrates so many phases of law that the man of middle age understands from the personal angle what is mere academic theory to the youth.

Prof. Rogers: Dean Archer, what do you think will be the future of this movement for collegiate and professional training in evening colleges and universities?

Dean Archer: I look for a very great development in this field. Prof. Rogers: It seems to me inevitable. The whole trend of modern life in America, as I see it, is to level off society—to reduce every family to comparative poverty. We shall soon be divided into two main classes: those definitely dependent upon the public treasury either for salaries, pseudo-employment or outright dole, and a second class who are obliged to pay heavy tribute to the public treasury to support the first class. We are already painfully aware that family fortunes—investments, rentals and other revenue sources—are rapidly vanishing with the former wealth of the nation. This means that a much larger percentage of youth of the land is now finding expensive day colleges and universities out of reach. These young people have to work for a living during the day. They must turn to evening colleges and universities for education if they are to be educated. When you add this new and more intellectual group to the great multitude from homes of poverty who are already seeking education in evening and part-time schools we have what I believe to be one of the major problems of the future.

Prof. Rogers: Why do you call it a major problem? Isn't the evening school movement vigorous and well able to provide for all comers?

Dean Archer: It is vigorous enough but except in the fields of law, accountancy, and the like, cannot hope to be self-sustaining. An evening college of liberal arts or a graduate school, a technical school, and the like, all of which are essential in the new order, require endowment. That is where the major problem arises. The wealthy people of this nation have been most generous to the old type universities but as yet have not glimpsed the need of providing endowment for evening colleges and universities. If this Republic of ours is to endure, we must provide educated leadership to the masses. Now, John I. Lewis and others of his kind made their way upward by sheer ambition and natural ability. All the endowed universities in the land would have been powerless to educate John I. Lewis because he has been obliged to work for a living all his days.

Prof. Rogers: You think evening colleges and universities can reach men like that?

Dean Archer: Reach them? Why those men are so ambitious to succeed that if evening schools are within halting distance they will work half the night—every night—in order to educate themselves. Statistics over the nation prove that. Our experience at Suffolk proves it locally. The great popularity of the evening school—when real education is offered is proof that the evening collegiate and professional schools are destined to play a great part in the future of America.

This an' That

This corner has been asked, in view of our old age and experience, what is wrong with this country. After profound deliberation I have at last found the answer. It is the destruction of the harmonious family life.

I remember, not so many years ago, when the family was in perfect harmony. Everything that Dad said, provided Mother approved of it, was right. Dad used to sit in his big easy chair smoking his pipe or a good flowery cigar, listening to the click of mother's knitting needles. Little sister Susan sat at mother's dinner table, reading the latest edition of the Bohemian tales. Junior and Johnny were always to be seen doing their home lessons. The family life of our little homestead on Main street was peaceful and quiet.

But now our household is disturbed. I might even go so far and say that it is rocking on its foundations for a great peril is reaching its black shadow over us. To be brief and to the point, the problem which faces us is the radio.

It sits in the corner, a tall artistically designed contraption of glass, wood, and metal. From it come programs in all shapes and manners. Our family is kind to it, for we're a kind lot. But to be vulgar, it's doing us dirt.

Our maid used to be the kind you read about in books—you know, the kindly old sort that never complains. But now she has been forward with a complaint that to me looks entirely justified. She actually has to do some work. You know, mother hired Old Maudy—we call her that as sort of a silent tribute—because Mrs. Wellman across the street, just keeping up with the Joneses, I guess. Mother never gave her much work to do. But now it's different. Mother makes Old Maudy earn her pay.

You see, Mother's life is entirely run by radio programs. She gets up by Arthur Brisbane's daily dozen program. She eats her breakfast with Chevin and seasons her luncheon with the Voice of Experience. All through the day she goes by the radio.

But except for the noise of the radio, our home is comparatively quiet during the day. It's in the evening that our little home is transferred into a place of disunion. You see, each of us has his own ideas on what radio program the family should listen to. And generally each has his own way by the simple process of turning the dial to his own program when the others' backs are turned.

My brother, Johnny, bright young lad that he was, was driven into marriage because of this problem. You see, he liked Anne and Andy, while for once, the family united on one program. Mutt and Marge, one night, the poor lad, driven to distraction by the sweet voice of the backstage mother and daughter, fled from the house. Walking along the street he heard the troubles of Anne and Andy seeping into the summer air. He glanced upward. There on the porch of a nearby house sat a beautiful girl listening with soulful expression to the radio, Johnny

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It is an awful thing that you must admit the admission of acts of such perfidy that even the Devil would find shame to own. Perhaps you think I have sealed my doom through want of arguments by which I might persuade you from such an awful road and set me a spurs, my name shall be blasted down to hell by a criminal that is how dear I repeat my life, not by me sitting in my judgment. You an eloquent plea for freedom, not say I am not innocent; I say that I by tears of frustration as cries of hold, they are yet not hold enough, you stripped of every armament excepting the gleaming shield of liberty which reflects your own soul for you hold the candle of my life in your grasp with the power of extinguishing it at will; every fibre and action from my breast as you of my being is pitted against your look upon me. It may be in a future combined might in a feeble effort as age as other men look back with an archaic eye to this present scene, will that I must die. It must never taken and nurtured well in your hearts as a token of my fervent plea of truth; it may never be written, hands of steel. To deny each and having died unburied within your bodies, turned dust with your dust, be indeed a folly—may, my end and blown across the threshold could come no sooner, but you waste of time with the wind moaning in a forgotten language.

was a woman later but she was nothing he could do about it. So he introduced himself, listened to the radio and then departed. But from that day onward his doom was sealed. They were married six months later.

Now the rest of the family settled about the house and town to listen to their favorite programs. Mother and Dad got along pretty well together except that in Friday night Mother goes to her Saturday Afternoon Bridge Club meeting. "To play bridge," she says. But if the truth were known, she goes there to hear the True

Story Court of Human Relations while Dad still sticks stubbornly to his Hollywood Hotel.

So take my advice and if you would have a happy family, do not allow this vicious means, the radio, to creep into your home.

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