

January 1931

Dictaphun

Dicta Editorial Board

Follow this and additional works at: <https://digitalcommons.du.edu/dlr>

Recommended Citation

Dictaphun, 8 Dicta 22 (1931).

This Article is brought to you for free and open access by the Denver Law Review at Digital Commons @ DU. It has been accepted for inclusion in Denver Law Review by an authorized editor of Digital Commons @ DU. For more information, please contact jennifer.cox@du.edu, dig-commons@du.edu.

DICTAPHUN

THE STRANGE CASE OF MISTER MILLER; OR, THE WICKERSHAM REPORT VINDICATED.

The vicious attacks made upon the Wickersham report by the friends of the saloon and the enemies of good government, good morals, good judgment, good times and the Republican party have, through research instituted, sponsored, subsidized and carried on by the Editors, brought to light a great deal of interesting and useless information. It's like this: It appears that the enemies aforesaid have pointed out and have in fact insisted that the Wickersham report is more in consonance with the last syllable of the chairman's name than anything else they can think of, and in support of their unfounded assertions they say that it is contrary to all precedent and a violation of judicial ethics for a commission of eleven members to hand down a unanimous opinion and eleven dissenting ones. At first blush and no doubt to lawyers less learned and astute than the Editors this proposition seems to have merit. *It has none.* The mere fact that more judges are for you than against you is far from meaning you will win. Witness the strange case of Mister Miller who in three courts had eight underpaid judges in his favor while Monsieur O'Brien, his opponent, could muster only five hungry jurists. To wit: 27 Colo. App. 511; 64 Colo. 43.

BOX SCORE

For Monsieur O'Brien

District Judge

Burke

Supreme Court Justices

Teller

Hill

Scott

Allen

For Mister Miller

Court of Appeals Judges

Cunningham

King

Hurlburt

Morgan

Bell

Supreme Court Justices

Bailey

Garrigues

White

For Monsieur O'Brien, five. For Mister Miller, eight. O'Brien wins!

SECOND WARNING

The Grand Jury is in session.

MILK IS A NATURAL PRODUCT

Any one who doesn't believe that Chief Justice Adams believes that milk is not artificially prepared has two ready sources of information. 1. He may apply to any regular and well governed cow. 2. He may examine

Climax Dairy Company v. Mulder, 78 Colo. 407, 414. Yes, and he can do both for all we care.

A second reference to this celebrated example of fearless and independent judicial courage is made necessary through the careless failure of the people who have to print this stuff to give the foregoing citation in 8 Dicta (4) 24, (q. v.).

IS THE MOFFAT TUNNEL A NATURAL PRODUCT?

The answer to this question depends upon whether the Federal courts have the proper respect.

Also, whether you would rather be a tunnel commissioner or a jail bird or both.

For an exhausting account of the entire transaction consult Sweet on *Holing In*, DICTA for February, 1931.

IS DICTA ENTITLED TO YOUR SUPPORT?

An open letter to Messrs. Ray M. Beebe, Foster Cline, E. P. Hudson, A. D. Quaintance, Carle Whitehead and Albert L. Vogl.

Gents: Is the well being of the telephone company more to you than the well being of the chaste pages of this family journal and magazine of uplift? Do you know that for Dictaphun alone we pay \$2.50 per word with semi-colons counted as overtime?

Yours truly,
DICTA, 828 Symes Bldg., Denver.

THE LAWYERS GET THE FEATHERS

"In the ornithology of litigation this case is a tomtit, furnished with a garb of feathers ample enough for a turkey. . . . It seems to us that a more contracted plumage might serve for so small a bird. . . . In every forensic season, we have a considerable flock of such cases, to be stripped and dissected for the cabinets of jurisprudence. We endeavor to pick our overfledged poultry with judicial assiduity and patience." *Lukens v. Ford*, 87 Ga. 542.

TRUE, BROTHER, TRUE

Eugene H. Angert of the St. Louis Bar: "The careers of certain judges are a demonstration that in law as in baseball, when a man fails to make a hit they send him to the bench."

GRANT, ELLIS, SHAFROTH AND TOLL (q. v.)