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Book Reviews

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Book Reviews

TRICKETT ON THE LAW OF LANDLORD AND TENANT IN PENNSYLVANIA

Second Edition, By Maurice Stern. Clark Boardman Co., Ltd., New York, 1929.

As stated by Mr. Justice Sylvester B. Sadler in a Foreword to this Edition, more than twenty five years have elapsed since Dean Trickett presented this work originally to the public. The first Edition was dedicated to the Honorable Lewis S. Sadler for whom the author entertained "an enduring affection and a profound regard." An acknowledgement was made for aid rendered by Paul Willis, LL. B.

In the passage of years these friends, together with the distinguished author, have passed into the great beyond.

Furthermore, in the years that have passed there have been many cases as well as some important statute law added to the wealth of learning gathered by Dr. Trickett in the original work. It has, therefore, been deemed desirable to bring the Dean's book down to date by a Second Edition and the task has been well performed by the learned editor. Some departures have been made in the arrangement and substance of the text, but it is believed that these changes will be acceptable to the profession in the further usefulness of this treatise on the law of Landlord and Tenant in Pennsylvania. Not only has the text been refreshed with later cases illustrating the principles of the subject but a commendable departure has been made in the elimination of foot notes by the embodying of all citations and quotations in the text itself. A set of valuable forms has been appended which feature was absent in the original work. This combination of text and forms should render this Second Edition very useful as a handy reference book for the practitioner. The book is comprehensive and yet concise, the entire matter, including an excellent Table of Cases and a searching Index, being embraced in a trifle over 1050 pages. A valuable adjunct to the Index will be found in a chronological arrangement, apparently complete, of the Acts of Assembly pertaining to the subject.

The paper, print and binding are fit exemplars of the publisher's art and generally this Edition is commended to the profession as a worthy production by the Editor. Lastly, it worthily presents a continuous and fitting memorial to one of Pennsylvania's most distinguished juris consults.

A. J. White Hutton

STARE DECISIS, RES JUDICATA AND OTHER SELECTED
ESSAYS

By Robert von Moschzisker, Philadelphia, Cyrus M. Dixon, 1929.

How irksome it must be at times for an independent thinker to deliver his opinion on disputed questions and feel that his words are freighted and burdened with the necessity of careful observance of the principles of other opinions extending back for hundreds of years. To one whose daily portion it is to deal in such responsibilities, it must be a profound relief to speak his mind, freed of the restricting yoke of the principle that binds his utterances to the voices of the past; to speak, not *ex cathedra*, but *ultra cathedra*, as it were.

That is what Mr. Chief Justice Von Moschzisker of the Supreme Court of Pennsylvania has done in a book recently published, which contains a dozen selected essays and addresses. It is interesting if not significant to note that the first essay in the book deals with the very principle just mentioned.

While such subjects as "Stare Decisis", "Res Judicata", "Presumptions as to Foreign Law", and the like, may be considered as of especial interest to the legal profession, yet the Author treats of them in a simple, readable way which should make them both interesting and instructive to men in any walk of life.

The material selected shows great care in preparation, the logic is clear and persuasive, and the thorough manner in which each subject is covered, reveals the mind which attacks the problems of the law as a scientist attacks a new species. Some intimate glimpses are given of the circumstances behind the decisions, and the informal style permits a freedom of expression not possible in an opinion.

This book "needs no bush", for it has its own appeal irrespective of the position or title of its Author, and deserves a place in the library of every student of public affairs.

Jos. F. Ingham