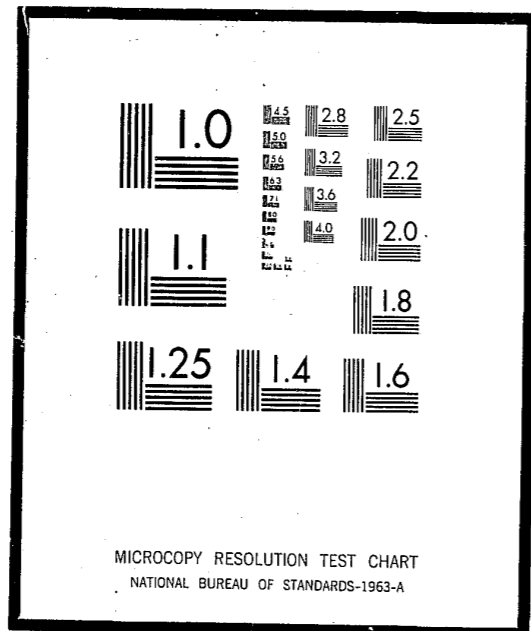


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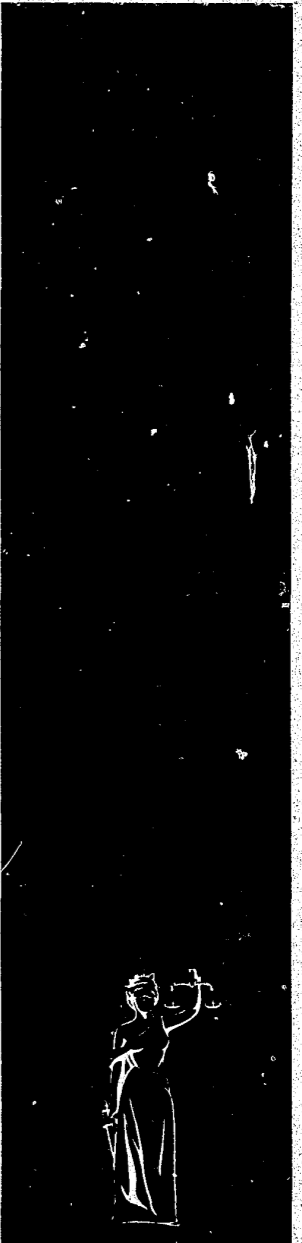
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Report No. 1

THE JURY PROCESS  
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I. GENERAL

- Amandes, R. B. "From Voir Dire to Verdict." 27 Missouri Bar Journal 323-330 (1965).
- Bailey, J. K. "Jury Is No Burden in Louisiana." 25 Journal of the American Judicature Society 52-54 (1941).
- Brand, G. and Wright, G. "The Jury Looks at Trial by Jury." 31 Journal of the American Judicature Society 105-108 (1947).
- Brewster, S. F. Twelve Men in a Box. Chicago: Callaghan & Co., (1934).
- Buckner, E. R. "Trial by Jury." New York Bar Association Reports 334-343 (1931).
- Clark, C. E. and Shulman, H. "Jury Trial in Civil Cases - A Study in Judicial Administration." 43 Yale Law Journal 867-885 (1934).
- Coffin, C. C. "Jury Trial Tragic But Not Entirely Hopeless." 25 Journal of the American Judicature Society 13-17 (1941).
- Desmond, C. S. "Juries in Civil Cases - Yes or No?" 47 Journal of the American Judicature Society 210-220, 235 (1963).
- Galiher, R. W. "Crisis of the Jury System." 37 New York State Bar Journal 439-445 (1965).
- Ganzer, M. "The Jury." 10 Brooklyn Barrister 152-157 (1959).
- Hara, M. "The Streamlined Jury System." 36 Southern California Law Review 89-108 (1962).
- Hogan, H. T. "Some Thoughts on Juries in Civil Cases." 50 American Bar Association Journal 752-753 (1964).
- Joiner, C. W. Civil Justice and the Jury. Englewood Cliffs, New Jersey: Prentice Hall, (1962).

- Jones, F. E. "California Jury Procedure." 13 Hasting's Law Journal 415-505 (1962).
- "Judicial Conference Committee Reports on the Operation of the Federal Jury System." 44 Journal of the American Judicature Society 213-217 (1961).
- Kalven, H. The American Jury. Boston: Little, Brown, & Co., (1966).
- Kanner, A. O. "Florida Jury Process." 15 University of Florida Law Review 1-20 (1962).
- Kaufman, I. R. "A Fair Jury - The Essence of Justice." 51 Judicature 88-92 (1967).
- Kingdon, A. F. "True Verdicts?" 23 Journal of the American Judicature Society 190-198 (1939).
- Nizer, L. "The Art of the Jury Trial." 32 Cornell Law Quarterly 59-72 (1962).
- Nizer, L. The Jury Returns. Garden City: Doubleday & Co., (1966).
- Oglesby, D. "New Trends in Trial by Jury." American Business Law Quarterly 191-202 (1967).
- Otis, M. E. "Qualifications of Jurors." 25 Journal of the American Judicature Society 178-182 (1941).
- Parker, J. J. "Improvement of Jury System Must Come." 26 Journal of the American Judicature Society 71-72 (1942).
- Pope, J. "Judge-Jury Relationship." 18 Southwestern Law Journal 46-49 (1964).
- Pope, J. "Proper Function of Jurors." 14 Baylor Law Review 365-383 (1962).
- Richards, R. "A New Look at Our Jury System." 41 Florida Bar Journal 92-100 (1967).
- Rossman, G. "The Judge-Jury Relationship in the State Courts." 3 Federal Rules Decisions 98-112 (1943).
- Sarpy, L. "Civil Juries, Their Decline and Eventual Fall." 11 Loyola Law Review 243-269 (1962-3).
- Seidman, H. A. "Rule 558 - What the Jury May Take to the Jury Room - Bell v. State." 17 Maryland Law Review 172-176 (1957).

- Short, A. L. "Effective Jury Management." 50 Judicature 265-267 (1967).
- Simon, R. J. The Jury and the Defense of Insanity. Boston: Little, Brown and Company, (1967).
- Staples, B. C., Kasarjian, L., Resnick, E. "The Qualifications and Competence Required for Jury Duty in New England." 41 Boston University Law Review 232-256 (1961).
- Steckler, W. E. "Management of the Jury." 28 Federal Rules Decisions 190-200 (1962).
- Stepp, J. E. "Communications Between Parties and Jurors may be Irrebuttably Prejudicial as a Matter of Law." 4 Houston Law Review 583-588 (1966).
- Vanderbilt, A. T. "Judges and Jurors: Their Functions, Qualifications and Selection." 36 Boston University Law Review 1-76 (1956).
- Volz, M. M. "The Wisconsin Method for Submission of Fact Issues to Juries." 28 University of Kansas City Law Review 206-221 (1955).
- Wolf, R. C. "Trial by Jury: A Sociological Analysis." Wisconsin Law Review 820-830 (1966).
- Wright, C. "The Invasion of Jury: Temperature of the War." 27 Temple Law Quarterly 137-164 (1953).
- Zeisel, Hans. Some Data on Juror Attitudes Towards Capital Punishment. Chicago: Center for Studies in Criminal Justice, University of Chicago Law School, (1968).
- II. EXEMPTIONS FROM JURY DUTY
- Douty, H. "How People Stay Off Juries." 1968 Potomac 20-22, 26-27 (January 28, 1968).
- Rudolph, W. M. "Women on Juries: Voluntary or Compulsory?" 44 Journal of the American Judicature Society 206-210 (1961).
- Smith, H. E. "Jury Service Exemptions: A Plea for Modifications." 124 Justice of the Peace 265 (1960).
- Yockey, D. F. "Courts - Women Jurors - Automatic Exemption." 36 Tulane Law Review 858-862 (1962).
- III. SELECTION OF JURORS
- Blume, W. W. "Jury Selection Analyzed, Proposed Revision of Federal System." 42 Michigan Law Review 831-862 (1944).

- Bodin, H. S. Final Preparation for Trial - Selecting a Jury. New York: Practising Law Institute, (1954).
- Bodin, H. S. Selecting a Jury. American Bar Association, (1946).
- Branson, E. R. Law of Instructions to Juries in Civil and Criminal Cases. New York: Bobbs-Merrill Co., (1936 with supplements to date).
- Brill, N. C. "Voir Dire - Examination of Jurors." 29 Missouri Law Review 259-304 (1964).
- Brody, A. "Selecting a Jury - Art or Blind-Man's Bluff?" 4 Criminal Law Review 67-78 (1957).
- Busch, H. J. "Selecting the Jury." 47 Illinois Bar Journal 238-241 (1958).
- "The Congress, the Court and Jury Selection." 52 Virginia Law Review 1069-1156 (1966).
- Connecticut State Bar Association Section on Practice and Procedure. "Choosing the Twelve - The Selection of Connecticut Jurors Since 1744." 22 Connecticut Bar Journal 316-332 (1948).
- Doherty, J. J. "Selection of Jury in a Criminal Case." 2 Illinois Continuing Legal Education 103-109 (1964).
- Edling, M. J. "Obtaining Jurors." 1 Texas Law and Legislation 68-79 (1947).
- Elam, J. C. "Techniques of Jury Selection from Plaintiff's Viewpoint; from Defendant's Viewpoint." American Bar Association Section of Insurance, Negligence and Compensation Law Proceedings 354-358 (1963).
- "Fair Jury Selection Procedures." 75 Yale Law Journal 322-334 (1965).
- Federal Jury Selection and Service Act of 1968. Public Laws 90-274; 82 Stat. 53 (1968).
- Foley, P. J. "Class Discrimination in Selecting of Jurors." 5 Catholic University Law Review 157-172 (1955).
- Hill, J. L. "Effective Techniques of Jury Selection and Jury Argument in Personal Injury Cases." 21 Texas Bar Journal 221-222, 249-258 (1958).
- "Irregularities in the Selection of Grand Juries." 59 West Virginia Law Review 190-198 (1957).
- "Jury Selection in California." 5 Stanford Law Review 247-273 (1953).

- Kennelly, J. J. "Jury Selection in a Civil Case." Trial Lawyer's Guide 87-152 (1965).
- Kerr, E. T. "Empanelling of a Jury." 28 Federal Rule Decisions 185-189 (1961).
- Knox, J. C. "Jury Selection." 22 New York University Law Quarterly Review 433-444 (1947).
- Knox, J. C. "Selection of Federal Jurors." 31 Journal of the American Judicature Society 9-15 (1947).
- Melone, B. H. "Oklahoma Jury Wheel." 21 Oklahoma Bar Association 268-274 (1950).
- Odom, P. "Jury Selection in Florida." 15 University of Florida Law Review 500-527 (1963).
- Onion, J. F. "Completing the Jury Panel." 11 Southwestern Law Journal 158-168 (1957).
- Plutchik, R. and Schwartz, A. K. "Jury Selection: Folklore or Science?" 1 Criminal Law Bulletin 3-10 (1965).
- "Psychological Tests and Standards of Competence for Selecting Jurors." 65 Yale Law Journal 531-542 (1956).
- Raskin, M. Report of Committee on Jury Selection. Wisconsin, (January 29, 1965).
- Redmont, R. S. "Psychological Tests for Selecting Jurors." 5 University of Kansas Law Review 391-403 (1957).
- Rothblatt, H. B. "Techniques for Jury Selection." 2 Criminal Law Bulletin 14-29 (1966).
- Shapiro, I. "Jury Selection in Criminal Term, Supreme Court." 15 Brooklyn Barrister 235-241 (1964).
- Shepherd, J. C. "Techniques of Jury Selection from Defendant's Viewpoint." ABA Section of Insurance, Negligence and Compensation Proceedings 359-362 (1965).
- Stulberg, E. B. "Pretrial Selection - Suggested Improvements." 56 Michigan Law Review 954-963 (1958).
- Summers, M. R. "Comparative Study of Qualifications of State and Federal Jurors." 34 Wisconsin Bar Bulletin 35, 38-42 (1961).
- Urbom, W. "Picking a Jury and Referring to Evidence." 46 Nebraska Law Review 528-539 (1967).



Vanderbilt, A. T. Minimum Standards of Judicial Administration. New York: The National Conference of Judicial Councils, Ch. 4 (1949).

Wildman, M. E. "Selection and Examination of Jurors." 5 DePaul Law Review 32-39 (1955).

#### IV. PEREMPTORY CHALLENGES AND VOIR DIRE EXAMINATIONS

Broeder, D. W. "Voir Dire Examinations: An Empirical Study." 38 Southern California Law Review 503-528 (1965).

Carr, J. P. "Voir Dire Examination of Jurors: An Appraisal by an Attorney." University of Illinois Law Forum 653-665 (1963).

Crebs, C. A. "Voir Dire Examination of Jurors: An Appraisal by a Judge." University of Illinois Law Forum 644-652 (1963).

"Criminal Procedure -- State Allowed Peremptory Challenge of Previously Accepted Juror After Defense Exhausted Peremptory Challenges." 9 DePaul Law Review 275-281 (1960).

Eddy, J. P. "Challenges to Jurors." 229 Law Times 305-306 (1960).

Field, L. "Voir Dire Examinations -- A Neglected Art." 33 University of Kansas City Law Review 171-187 (1965).

Jones, A. P. "Peremptory Challenges -- Should Rule 233 Be Changed?" 45 Texas Law Review 80-94 (1966).

Oberer, W. E. "Does Disqualification of Jurors for Scruples Against Capital Punishment Constitute Denial of Fair Trial on Issue of Guilt?" 39 Texas Law Review 545-567 (1961).

Rosen, J. "Peremptory Challenges and Change of Venue." 27 University of Cincinnati Law Review 87-92 (1958).

#### V. ON INSTRUCTIONS TO THE JURY

"Availability of Written Instructions to the Jury in Indiana." 33 Indiana Law Journal 96-110 (1957).

Belloni, T. C., Enright, J. B., and Griswold, J. B. "Proposed Uniform Jury Instructions and Interrogatories in Workman's Compensation Cases." 2 Willamette Law Journal 1-15 (1962).

Bowmer, J., Jones, L., and Miller, J. "The Charge in Criminal Cases." 12 Baylor Law Review 261-295 (1960).

Branson, E. R. Instructions to Juries: 1875-1937. Indianapolis: Bobbs-Merrill, (1938).

Chestnut, W. C. "Instructions to Jury." 3 Federal Rules Decisions 113-117 (1942).

Close, G. R. "Theory and Practice of Standardized Jury Instructions." 31 Insurance Counsel Journal 490-497 (1964).

Corboy, P. H. "Illinois System of Instructing Jurors in Civil Cases." 8 DePaul Law Review 141-164 (1959).

Corboy, P. H. "Objections to Jury Instructions: Why, When and How?" 47 Illinois Bar Journal 762-773 (1959).

Corboy, P. H. "Pattern Jury Instructions - Their Function and Effectiveness." 32 Insurance Counsel Journal 57-65 (1965).

"Criminal Law -- Driving Under the Influence of Intoxicating Liquor." 33 Connecticut Bar Journal 343-349 (1959).

"Criminal Law -- Habitual Criminal Statute -- Instructions to Jury." 47 Kentucky Law Journal 570-573 (1959).

Cunningham, T. J. "Instructing Juries." 32 California State Bar Journal 127-136 (1957).

Cunningham, T. J. "Should Instructions Go Into the Jury Room?" 33 California State Bar Journal 278-289 (1958).

"Damages -- Refusal to Instruct Jury to Calculate Loss of Earnings on Basis of Net Income After Taxes." 14 Vanderbilt Law Review 639-646 (1961).

Davidson, L. G. "Pattern Jury Instructions." 45 Illinois Bar Journal 406-413, 416-418 (1957).

Devitt, E. J. "Ten Practical Suggestions About Federal Instructions." 38 Federal Rule Decisions 75 (1960).

Dooley, J. A. "Jury Instructions: An Appraisal by a Plaintiff's Attorney." University of Illinois Law Forum 586-611 (1963).

Drummond, W. "Arkansas Model Jury Instructions." 20 Arkansas Law Review 66-72 (1966).

- Edenfield, N. and Smith, W. E. "Should Exceptions to the Court's Charge Be Made Prior to Verdict? -- Yes." 1 Georgia State Bar Journal 177-190 (1964).
- Farley, R. J. "Instructions to Juries: Their Role in the Judicial Process." 42 Yale Law Journal 194-225 (1922-23).
- Fitzpatrick, P. "Jury Instruction." 44 Illinois Bar Journal 429-435 (1966).
- Fowler, A. L. "Jury Instructions: An Appraisal by a Defendant's Attorney." University of Illinois Law Forum 612-626 (1963).
- Grubb, K. P. "False Fears." 46 Illinois Bar Journal 480-486 (1959).
- Hannah, H. I. "Instructions." 47 Illinois Bar Journal 248-261 (1958).
- Hannah, H. I. "Jury Instructions: An Appraisal by a Trial Judge." University of Illinois Law Forum 627-643 (1963).
- "Jury Instructions on Lesser Included Offenses." 57 Northwestern Law Review 62-75 (1962).
- "The Jury Instruction Process -- Apathy or Agressive Reform." 49 Marquette Law Review 137-148 (1965).
- Kalven, H. "Work of Illinois Supreme Court Committee on Jury Instructions -- The Elimination of Instructions." 9 University of Chicago Law School Record 21, 53-57 (1960).
- Katz, S. N. "Reinstructing the Jury by Tape Recording." 41 Journal of the American Judicature Society 148-150 (1958).
- Leibowitz, S. S. "A Classic Jury Charge." 2 Trial Lawyers Quarterly 18-53 (1965).
- Lessley, W. W. "Montana Jury Instruction Guides." 27 Montana Law Review 125-129 (1966).
- "The Limiting Instructions -- Its Effectiveness and Effect." 51 Minnesota Law Review 264-292 (1966).
- Mathes, W. M. "Jury Instructions and Forms for Federal Criminal Cases." 27 Federal Rule Decisions 105-220 (1961).

- Mathes, W. M. "Jury Instructions and Forms for Federal Civil Cases." 28 Federal Rule Decisions 402-456; 457-577 (1961).
- Mathes, W. M. "Some Suggested Forms for Use in Civil Cases." 20 Federal Rule Decisions 231-295 (1957).
- Mathes, W. M. "Some Suggested Forms for Use in Criminal Cases." 22 Federal Rule Decisions 127-181 (1958).
- McDonnell, J. B. "Failure to Submit Contributory Negligence in Plaintiff's Verdict -- Directing Instructions -- A Change in Missouri Law." 5 St. Louis University Law Journal 599-604 (1959).
- McElroy, T. H. "Procedural Aspects of Motions and Instructions." 30 Mississippi Law Journal 413-427 (1959).
- McKenzie, J. C. "The Court Instructs the Jury. . ." 44 Illinois Bar Journal 672-679 (1956).
- McKenzie, J. C. "Standardized Instructions -- Panacea or Problem?" 45 Illinois Bar Journal 350-354 (1957).
- Morgan, E. M. "Instructing the Jury Upon Presumptions and Burdens of Proof." 47 Harvard Law Review 59-83 (1933).
- Morris, S. C. and Nordstrom, R. J. "Personal Injury Recoveries and Federal Income Tax Law." 46 American Bar Association Journal 274-277 (1960).
- Page, B. "Utah Uniform Jury Instructions." 5 Utah Law Review 149-157 (1956).
- Palmer, W. J. "Patterns for Jury Instructions." 29 Canadian Bar Review 256-265 (1951).
- Palmer, W. J. "Standardized Jury Instructions Succeed." 23 Journal of the American Judicature Society 177-180 (1939).
- Parnell, A. W. "Uniform Jury Instructions." 32 Wisconsin Bar Bulletin 58-64 (1959).
- Pinola, F. L. "Shall We Have Standard Jury Instructions?" 58 Dickinson Law Review 354-362 (1954).
- Pinsky, P. C. "Necessity of Excepting to an Erroneous Charge to the Jury." 11 Syracuse Law Review 234-244 (1960).
- Powers, G. B. "Requests for Instructions." 28 Federal Rule Decisions 239-245 (1961).

- Prettyman, E. B. "Jury Instructions -- First or Last?" 46 American Bar Association Journal 1066 (1960).
- Raymond, W. A. "Merits and Demerits of the Missouri System of Instructing Juries." 5 St. Louis University Law Journal 317-327 (1959).
- Raymond, W. A. "Missouri Practice in Instructing Juries." 23 The University of Kansas City Law Review 184-193 (1955).
- Roetger, N. C. "Cautionary Instructions on Income Taxes in Negligence Actions." 18 Washington & Lee Law Review 1-16 (1960).
- Roller, E. W. "Jury Instructions -- Should There Be a Change in Procedure?" 22 Milwaukee Bar Association Gavel 6-8 (1961).
- Savage, R. H. "The Charge to the Jury." 28 Federal Rules Decisions 236-255 (1961).
- Shibley, N. W. "Special Instructions on Law by Counsel before Argument." 11 Ohio State Law Journal 321-343 (1950).
- Smith, G. P. II. "Orthodoxy vs. Reformation in the Jury System." 51 Judicature (March, 1968).
- Snyder, G. C. "Illinois Pattern Jury Instructions." 49 Illinois Bar Journal 230-242 (1960).
- Snyder, G. C. "Jury Instructions Revolutionized." 42 Chicago Bar Record 105-111 (1960).
- Soisson, W. H. "Comments to the Jury on Defendant's Failure to Testify." 64 Dickinson Law Review 164-172 (1960).
- Stevens, G. N. "Pattern Jury Instructions: Some Suggestions on Use and the Problem of Presumptions." 41 Washington & Lee University Law Review 282-296 (1966).
- Stottle, B. S. "A Step Forward in Jury Instructions." 18 Journal of the Missouri Bar 354-360 (1962).
- Thomas, L. O. "The Use and Effect of Special Questions to the Jury in Connection With the Trial of Civil Jury Cases in Kansas." 23 University of Kansas City Law Review 194-205 (1955).
- Trusty, S. L. "Instructions Under Missouri, California, Federal and Other Systems, Discussed and Compared." 8 Journal of the Missouri Bar 195-206 (1952).

- Trusty, S. L. "Missouri Instruction." 5 St. Louis University Law Journal 329-345 (1959).
- Wehrli, W. J. "Exceptions to the Charge of the Jury." 28 Federal Rules Decisions 256-263 (1961).
- White, W. L. "Some Approaches to the Instruction Problem." 40 Nevada Law Review 105 (1960).
- White, W. L. "Standardized Instructions." 23 The University of Kansas City Law Review 179-183 (1955).
- Wiehl, L. L. "Instructing a Jury in Washington." 36 Washington Law Review 378-406 (1961).
- Winslow, R. L. "The Instruction Ritual." 13 Hastings Law Journal 456-473 (1962).
- Wormwood, K. M. "Instructing the Jury." 15 Defense Law Journal 1-27 (1966).
- Wright, C., Jr. "Adequacy of Instruction to the Jury: I." 53 Michigan Law Review 505-540 (1955).
- Wright, C., Jr. "Adequacy of Instruction to the Jury: II." 53 Michigan Law Review 813-848 (1955).
- Yerkes, M. S. "Standardized Jury Instructions in California." 5 St. Louis Law Journal 347-355 (1959).

## VI. JURY CONDUCT

- Broeder, D. W. "Importance of the Scapegoat in Jury Trial Cases: Some Preliminary Reflections." 4 Dequesne University Law Review 513-525 (1966).
- Broeder, D. W. "Occupational Expertise and Bias as Affecting Juror Behavior." 40 New York University Law Review 1079-1100 (1965).
- Broeder, D. W. "Plaintiff's Family Status as Affecting Juror Behavior: Some Tentative Insights." 14 Journal of Public Law 131-141 (1965).
- Broeder, D. W. "Previous Jury Trial Service Affecting Juror Behavior." Insurance Law Journal 138-143 (1965).

- Edenhofer, L. E. "Impartial Jury -- Twentieth Century Dilemma: Some Solutions to the Conflict Between Free Press and Fair Trial." 51 Cornell Law Quarterly 306-327 (1966).
- Gillmor, D. M. and Barron, J. A. "Free Press v. Fair Trial: A Continuing Dialogue." 41 North Dakota Law Review 156-184 (1965).
- Goggin, T. P. and Hanover, G. M. "Fair Trial v. Free Press: The Psychological Effect of Pre-Trial Publicity on the Juror's Ability to Be Impartial. A Plea for Reform." 38 Southern California Law Review 672-688 (1965).
- Helwig, N. R. "Criminal Jury and Misconduct in Colorado." 36 University of Colorado Law Review 245-256 (1964).
- Kutner, L. "Unfair Comment: A Warning to News Media." 17 University of Miami Law Review 51-74 (1962).
- Owen, R. V. "Misconduct of the Jury." 30 Tennessee Law Review 585-598 (1963).
- Petroff, D. D. "Practice of Jury Note Taking -- Misconduct, Right or Privilege?" 18 Oklahoma Law Review 125-141 (1965).
- Sherlis, E. L. "Note Taking By Jurors." 37 Temple Law Quarterly 332-341 (1964).
- Simon, R. J. "Murder, Juries and the Press." 4 Trans-action, May/June, 1966, 40-42.
- Sobiloff, S. J. "Jury and the Press." 2 Washburn Law Journal 142-157 (1962).
- Stepp, J. E., Jr. "Communications Between Parties and Jurors May Be Irrebuttably Prejudicial as a Matter of Law." 4 Houston Law Review 583-588 (1966).
- Williams, R. P. "Disqualifications by Relationship of Judge or Juror." 28 Alabama Lawyer 244-256 (1967).

## VII. CHALLENGING THE VERDICT

- Austin, P. B. "Criteria Employed by Appellate Courts in Determining Adequacy of Damages." 51 Kentucky Law Journal 762-770 (1963).
- Bertelsman, W. O. "Special Verdicts and Interrogatories." 30 University of Cincinnati Law Review 208-228 (1961).
- Busch, F. X. "Remitturs and Additurs in Personal Injury and Wrongful Death Cases." 12 Defense Law Journal 521-557 (1963).

- Conklin, F. "Appellate Courts and the Quest for Just Compensation Additur and Remittur." 42 North Dakota Law Review 397-407 (1966).
- Edmonds, W. I., Jr. "Use in Oregon of Special Verdicts and General Verdicts with Interrogatories." 4 Willamette Law Journal 86-96 (1966).
- Evans, G. V. "Motion to Set Aside the Verdict: Evidence Deficiencies." 6 William and Mary Law Review 216-226 (1965).
- Hanley, L. B. "Dealing with Excessive Verdicts." 34 Wisconsin Bar Bulletin 25-32 (1961).
- Hermann, P. J. "Demonstrating Prejudicial Error and Excessive Verdicts." 1 Forum 39-44 (1966).
- James, F., Jr. "Remedies for Excessiveness or Inadequacy of Verdicts: New Trial on Some or All Issues, Remittur and Additur." 1 Dequesne University Law Review 143-160 (1963).
- Mason, T. "Con Law: Rule Prohibiting Impeachment of Verdicts by Jurors as Deprivation of Due Process." 14 Oklahoma Law Review 533-536 (1961).
- Milwid, S. A. "Appellate Review of Damages -- Some Current Problems." 1 Forum 50-61 (1965).
- Mooney, W. E. "Additur -- A Court's Power to Increase the Amount of Verdict in a Negligence Case." Insurance Law Journal 389-393 (1966).
- Papuga, J. P. "Civil Procedure -- Juror Impeaching His Own Verdict -- A New Trial Will Be Granted Where It Is Shown by Juror's Post-Trial Declaration that He Was Prejudiced from the Start." 23 University of Pittsburg Law Review 219-221 (1961).
- Shaffer, T. L. "Appellate Courts and Prejudiced Verdicts." 26 University of Pittsburg Law Review 1-63 (1964).

## VIII. LESS THAN UNANIMOUS VERDICTS

- Barow, C. W. "Conflicts in Jury Findings." 26 Texas Bar Journal 23-24, 76-82 (1963).
- Boone, B. and Potts, C. S. "Majority Verdicts for Texas?" 6 Texas Bar Journal 118-119, 137-139 (1943).



- Bouchelle, J. F. "Abolishing Law of Unanimity." 48 West Virginia Law Quarterly 149-155 (1942).
- "Compromise Verdicts in Criminal Cases." 37 Nebraska Law Review 802-819 (1958).
- Frank, H. "Case for Retention of the Unanimous Civil Jury." 15 DePaul Law Review 403-416 (1966).
- Friedman, A. "Less Than Unanimous Verdicts in Civil Actions." 10 St. John's Law Review 373-378 (1936).
- Ginsberg, R. "Special Findings and Jury Unanimity in the Federal Courts." 65 Columbia Law Review 256-271 (1965).
- Grimmell, F. W. "Pending Bill for Majority Verdicts in Civil Cases -- The Nature of the Constitutional Right to a Common Law Jury of Twelve and the Reason for Unanimous Verdicts in Massachusetts." 43 Massachusetts Law Quarterly 8-15 (1958).
- Haralson, W. "Unanimous Jury Verdicts in Criminal Cases." 21 Mississippi Law Journal 185-202 (1960).
- Haralson, W. "Why Veto Jury Verdicts?" 31 Journal of the American Judicature Society 69-75 (1947).
- Icenogle, C. S. "Menace of the 'Hung Jury'." 47 American Bar Association Journal 280-282 (1961).
- Kun, J. L. "Validity of Unanimous Verdict Requirements." 22 Pennsylvania Bar Association Quarterly 15-18 (1950).
- Moonan, J. "Code Practice: Five-sixths Jury Verdict." 27 Marquette Law Review 103-105 (1943).
- Morantz, S. J. "Unanimity Rule for Verdicts in Civil Cases -- Shall We End It?" 70 New Jersey Law Journal 269 (1947).
- "New Trial -- Agreement to Abide by Majority Vote as Determination by Chance." 23 California Law Review 218-220 (1935).
- "Special Verdict -- Majority Verdicts." 26 Washington Law Review 56-57 (1951).
- Simms, J. M. "Civil Procedure -- Less Than Unanimous Jury Verdicts." 27 North Carolina Law Review 539-544 (1949).

- "Use of Majority Verdicts in the United States, Chart." 33 Journal of the American Judicature Society 111 (1949). Information is brought up to date in Joiner, C. W. Civil Justice and the Jury. Englewood Cliffs, New Jersey: Prentice Hall (1962).
- Weinstein, W. H. "Trial by Jury and Unanimous Verdicts." 69 U.S. Law Review 513 (1935).
- Winters, G. R. "Majority Verdicts in the United States." 26 Journal of the American Judicature Society 87-92 (1942).
- IX. JURIES OF FEWER THAN TWELVE PERSONS
- Bond, K. B. "On Six-Person Juries." 26 Boston Bar Bulletin 241 (1955).
- "Courts -- Number of Jurors Required." 10 Indiana Law Journal 259-262 (1935).
- Henchman, P. H. "New South Wales Jury of Four Persons." 33 Australia Law Journal 235 (1959).
- Molique, R. A. "Con Law -- Jury of Less Than Twelve Men." 10 Notre Dame Lawyer 61-66 (1934).
- "Number of Jurors Required." 25 Illinois Bar Journal 114 (1936).
- Phillips, R. H. "Jury of Six in All Cases." 30 Connecticut Bar Journal 354 (1956).
- Pinsley, W. G. "Criminal Law -- Consent to Trial by Jury of Less Than Twelve." 25 Illinois Bar Journal 114-115 (1936).
- "Six-Member Juries Tried in Massachusetts District Court." 42 Journal of the American Judicature Society 136 (1958).
- Tamm, E. A. "Five-Man Civil Jury: A Proposed Constitutional Amendment." 51 Georgetown Law Journal 120-141 (1962).
- Tamm, E. A. "Proposal for Five-Member Civil Juries in the Federal Courts." 50 American Bar Association Journal 162-167 (1964).
- Tuttle, M. H. "Number of Jurors Required." 15 Chicago-Kent Review 65 (1936).

**END**