

## Table of Contents

Follow this and additional works at: <http://digitalcommons.law.umaryland.edu/mlr>

---

### Recommended Citation

*Table of Contents*, 22 Md. L. Rev. 1 (1962)

Available at: <http://digitalcommons.law.umaryland.edu/mlr/vol22/iss1/2>

This Front Matter is brought to you for free and open access by the Academic Journals at DigitalCommons@UM Carey Law. It has been accepted for inclusion in Maryland Law Review by an authorized administrator of DigitalCommons@UM Carey Law. For more information, please contact [smccarty@law.umaryland.edu](mailto:smccarty@law.umaryland.edu).

# Maryland Law Review

VOLUME XXII

WINTER, 1962

NUMBER 1

© Copyright, Maryland Law Review, Inc., 1962

## CONTENTS

### LEADING ARTICLE

- ASSOCIATION "FOR THE MERETORIOUS PURPOSE OF . . .  
MUTUAL BENEFIT": A CHRONICLE OF THE BUILDING  
AND LOAN INDUSTRY IN MARYLAND FROM 1852-1961  
*John W. Sause, Jr.* 1

### EDITORIAL SECTION

- THE EDITOR'S PAGE..... 31

### COMMENTS AND CASENOTES

- EXPERT OPINION AND THE ULTIMATE ISSUE DOCTRINE —  
*Shivers v. Carnaggio*..... 32
- COMPETENCY OF MEDICAL WITNESSES AS EXPERTS ON  
DISABILITY IN NEGLIGENCE — *Shivers v. Carnaggio* 38
- ADMISSIBILITY OF OPINIONS IN DYING DECLARATIONS —  
*Connor v. State*..... 42
- RECOVERY FOR PHYSICAL INJURY RESULTING FROM  
FRIGHT WITHOUT IMPACT — *Battalla v. State*..... 48
- RAILROAD RIGHTS OF WAY — TYPES OF INTERESTS  
ACQUIRED — *Maryland and Pennsylvania Railroad  
Co. v. Mercantile-Safe Deposit and Trust Co.*..... 57
- EXEMPTION OF LIFE INSURANCE CASH SURRENDER  
VALUES FROM BANKRUPTCY PROCEEDINGS IN MARY-  
LAND — *In re Posin*..... 66

### RECENT DECISIONS

- Admiralty — Helmsman Of Tug — A Proper Lookout?  
*(Anthony v. International Paper Co., 4th Cir., 1961)* 71
- Contracts — Mutual Mistake As To Extent Of Injuries  
Avoids Release Of Claims *(Reed v. Harvey, Iowa,  
1961)* ..... 72
- Criminal Law — Insanity: M'Naghten-Durham Con-  
flict, A Recent Approach *(U.S. v. Currens, 3rd Cir.,  
1961)* ..... 74

Criminal Law — Murder Defendant's Right To Consult Counsel At Pre-Indictment Questioning By State Officers ( <i>People v. Noble, N.Y., 1961</i> ).....	75
Domestic Relations — Conduct Related To Mental Deficiency Not Constructive Desertion ( <i>Stecher v. Stecher, Md., 1961</i> ).....	77
Homicide — Defendant's Unlawful Or Reckless Conduct Must Be Direct Cause Of Death To Constitute Involuntary Manslaughter ( <i>Commonwealth v. Root, Pa., 1961</i> ) .....	78
Interrogatories — Defendant Required To Answer Interrogatories Respecting Existence And Amount Of Liability Insurance ( <i>Johanek v. Aberle, D.C. Mont., 1961</i> ) .....	79
Negligence — Owner Liable For Allowing Building To Become A Fire Hazard Regardless Of Actual Cause Of Fire ( <i>Chicago, Milwaukee, St. Paul and Pacific R. Co. v. Poarch, 9th Cir., 1961</i> ).....	80
Res Judicata — Wrongful Death Suit Bars Beneficiary's Later Suit ( <i>Brinkman v. Baltimore and Ohio Railroad Co., Ohio, 1960</i> ).....	81
Torts — Insurance Broker Liable For Failure To Advise Adequate Coverage ( <i>Hardt v. Brink, W.D. Wash., 1961</i> ) .....	82
Torts — No Recovery Allowed Under Federal Tort Claims Act For Injury Arising In Course Of Military Service Even Though Negligence Occurred During Pre-Induction ( <i>Healy v. U.S., S.D. N.Y., 1961</i> ).....	83
 <u>BOOK REVIEWS</u>	
NIZER, MY LIFE IN COURT..... <i>Robert Whitman</i>	85
SULLIVAN, TRIAL BY NEWSPAPER..... <i>M. Albert Figinski</i>	88

---

Published Winter, Spring, Summer and Fall. Copyright, 1962, by MARYLAND LAW REVIEW, INC.

Subscription rates: Free to members of the co-operating Bar Associations. To others, \$1.00 for individual issues, \$3.00 yearly for current continuing subscriptions.

Communications should be addressed to MARYLAND LAW REVIEW, INC., Redwood and Greene Streets, Baltimore 1, Maryland.

If subscription is to be discontinued at expiration, notice to that effect should be sent; otherwise it will be renewed as usual.

Subscribers who move or change their mailing address should notify the REVIEW promptly.

---