

December 2019

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Wyoming State Bar

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Recommended Citation

Wyoming State Bar, *Minutes of the Annual Meeting of the Wyoming State Bar*, 10 Wyo. L.J. 46 (1955)
Available at: <https://scholarship.law.uwyo.edu/wlj/vol10/iss1/5>

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MINUTES OF THE ANNUAL MEETING
OF THE
WYOMING STATE BAR

Cody, Wyoming
September 1, 2 and 3, 1955

Pursuant to Rule 10, the annual meeting of the Wyoming State Bar was held in the Cody Auditorium basement meeting room at Cody, Wyoming on September 1, 2 and 3, 1955, due notice of such meeting having been sent to all members. The meeting was called to order by President J. O. Spangler at 10 a.m. on September 1, 1955. The President announced that the attendance drawing awards would be conducted by Henry T. Jones and Margie Millhone of Cody, and that one award would be presented at the beginning of each meeting and another at the end of each session.

Attendance drawing awards at the beginning of the morning session were donated by the West Publishing Company: The Hornbook, *McCormick on Evidence*, was won by John Callahan of Lovell, and *Planning and Trying Cases* by Frick was won by Marvin L. Bishop of Casper.

The President then appointed a Resolutions Committee composed of:

Marvin L. Bishop, Chairman
Paul Godfrey
Gene Lonabaugh
C. R. Holland
Jerry Housel

The President called upon Melvin Fillerup, President of the Park County Bar Association, who welcomed the members to the meeting. The President then recognized Dean Robert R. Hamilton of the University of Wyoming Law School, who responded to the welcoming address. President Spangler then extended a special welcome to the law students who were present at the meeting.

On Motion regularly made, seconded, and carried, the reading of the minutes of the last annual and subsequent legislative meeting was dispensed with.

President Spangler then called upon Vice-President Oliver W. Steadman of Cody to preside and presented the address and report of the President. Upon motion regularly made, seconded, and carried, the address and report of the President was accepted and approved.

The Secretary-Treasurer gave the Financial Report covering the fiscal year ending July 31st, 1955. The Report of the Auditing Committee was read, and upon motion regularly made, seconded, and carried, the Auditing Committee's Report was adopted and the Financial Report was approved and accepted.

The Secretary then read a copy of a letter from the Secretary to the President of the United States, addressed to Senator Frank A. Barrett, Senator Joseph C. O'Mahoney and Congressman E. Keith Thomson, expressing the regrets of President Eisenhower that he could not be present at our 1955 annual meeting.

The Secretary then read a telegram from Governor Milward L. Simpson expressing the Governor's regrets at not being able to attend the 1955 annual meeting.

President Spangler then called upon Meyer Rankin of Cody, who gave a very inspiring address concerning the John Marshall Bi-Centennial.

The Secretary then read letters from John Riner, Chief Justice of the Wyoming Supreme Court, and Fred S. Fobes, Clerk of the Wyoming Supreme Court, who expressed their regrets in not being able to attend the 1955 annual meeting. The Secretary also read the new rule concerning appointment of members of standing committees of the Wyoming State Bar on a three-year basis.

The attendance drawing award at the end of the morning session was a copy of a *Cowdry's Forms* in three volumes published by Bender-Moss and Lawyers Co-op and was won by Jack Lewis of Powell.

The hour of 12 noon having arrived, the President recessed the meeting until 2 p.m.

During the noon hour of September 1, 1955, there was held a lawyers luncheon at the Cody Inn.

President Spangler recovered the meeting at 2 p.m. The attendance drawing, a copy of Mathew-Bender's *Federal Practice Manual*, was won by A. G. McClintock of Cheyenne.

President Spangler then called upon Edward E. Murane, Wyoming State Bar Representative to the American Bar Association House of Delegates, who introduced David F. Maxwell of Philadelphia, who conducted an Institute on the Report of Hoover Commission on Legal Services and Representation.

Following Mr. Maxwell's institute, the American Bar Association film entitled "Dedication to Justice" was shown.

President Spangler then called upon L. A. Bowman of Lovell, who gave his response to the film.

The attendance drawing award at the close of the afternoon session was a copy of the West Publishing Company's *Planning and Trying Cases* by Frick, won by John Lawyer of Denver, and a copy of West Publishing Company's Hornbook, *McCormick on Evidence* won by Elmer Winters of Sheridan.

The meeting was then recessed until 10 a.m. September 2, 1955.

On the evening of September 1, 1955 the members and their ladies were entertained at a social hour, dinner, entertainment and dancing at the Buaffalo Bill Scout Camp in the mountains 40 miles west of Cody.

The meeting was reconvened at 10 a.m. on September 2, 1955. The attendance drawing awards were West Publishing Company's *Planning and Trying Cases* by Frick, won by John Raper, Jr. of Sheridan and Cheyenne, and the West Publishing Company's Hornbook, *McCormick on Evidence*, won by Dean Robert R. Hamilton of the University of Wyoming Law School, who donated the book to the Park County Law Library.

President Spangler then opened discussion concerning the matter of Social Security for lawyers, and after considerable discussion, it was regularly moved, seconded, and carried that this bar association go on record as opposing compulsory social security for lawyers but approving the idea of voluntary social security for lawyers.

President Spangler then called upon Dean Robert R. Hamilton who reported on the activities of the University of Wyoming Law School. The Dean reported that it was the desire of the law school to keep the school small and of high quality rather than to undertake a larger enrollment and reduce the quality of students. He indicated that such a small law school had a considerable problem getting and keeping quality instructors and informed the Bar that now that Joseph R. Geraud had joined the University of Wyoming Law School faculty, it was the first time that a graduate of this law school had become a member of the faculty staff on a permanent full time basis.

The Institute concerning the Report of the Hoover Commission on Legal Services and Representation presented by Mr. David F. Maxwell was continued.

President Spangler then called upon Morris E. Smith of Cody, who gave a very informative report concerning the Park County Law Library.

President Spangler then recognized George Guy, who introduced to the members his friend, Ted Hunt, Solicitor, from Sidney, New South Wales, Australia, who was attending our meeting as a guest of George Guy, and who made a very fine and humorous address before our group.

President Spangler then appointed Judge Kennedy, Justice Blume, and the Wyoming District Court Judges to escort the Honorable E. Smythe Gambrell, President of the American Bar Association, to the rostrum. After a very fine introduction by President Spangler, Mr. Gambrell gave a very informative and inspiring address concerning the American Bar Association, and informed us that this was his first official appearance as President of the American Bar Association.

The attendance drawing award in the form of *Cowdry's Forms* in three

volumes, published by Bender-Moss & Company and Lawyers Co-op, was won by W. P. Farthing of Laramie.

The hour of 12 noon having arrived, the meeting was recessed until 2 p.m.

During the noon recess, a very fine luncheon was provided for the lawyers and their ladies in the Cody Auditorium. President Gambrell of the American Bar Association spoke to the lawyers and their ladies concerning the American Bar Association and urged the ladies to persuade their husbands to attend the 1956 annual meeting of the American Bar Association at Dallas, Texas, August 27-31, 1956 and the 1957 A.B.A. meeting in New York City and London commencing in New York City the week of July 8, 1957, and continuing in London, England, July 24-30, 1957.

The meeting was reconvened at 2 p.m. The attendance drawing award of a Commerce Clearing House *Federal Tax Course* was won by Dan Rogers of Casper.

Wilbur O. Henderson presented the report of the Necrology Committee and moved its adoption. The motion was regularly seconded and carried. The entire meeting stood in reverent silence in memory of the deceased members:

Elwood Anderson
Senator Harry H. Schwartz
Clyde M. Watts

President Spangler then introduced Mr. Melvin M. Belli of San Francisco, internationally famous trial lawyer, and author of the three-volume works entitled *Modern Trials*, and other publications, who conducted an Institute on Demonstrative Evidence in the Trial of Personal Injury Cases.

President Spangler then announced that the next order of business would be the election of officers, and upon written ballot, the following officers were elected:

President-Elect—Oliver W. Steadman, Cody
Vice-President—Thomas O. Miller, Lusk
Secretary-Treasurer—Daniel C. Rogers, Jr., Casper

President Spangler then recognized Alfred M. Pence of Laramie, who reported on the Uniform Law Commission in the absence of H. Glenn Kinsley of Sheridan, and on the Interstate Bar Council. Mr. Pence being the Representative of the Wyoming State Bar on the Interstate Bar Council.

President Spangler recognized R. G. Diefenderfer, who extended a very cordial invitation on behalf of the Sheridan County Bar for the Wyoming State Bar to hold their 1956 meeting in Sheridan.

President Spangler recognized Eph U. Johnson, who extended a very cordial invitation on behalf of the Carbon County Bar for the Wyoming State Bar to hold their 1956 annual meeting in Rawlins.

President Spangler then requested that the Secretary read a letter from the Cheyenne Chamber of Commerce inviting the Wyoming State Bar to hold its 1956 annual meeting in Cheyenne.

President Spangler then called upon Vice-President Steadman, who extended a very cordial welcome on behalf of the Wyoming State Bar to the members who had been admitted to practice in the State of Wyoming during the past year.

The Secretary read a telegram from immediate past President R. Dwight Wallace, of Evanston, expressing his regrets at being unable to attend this meeting.

President Spangler called upon Jerry Housel of Cody to introduce G. Allan Julin, Jr. of the Chicago Title & Trust Company, who conducted an Institute on the Lawyer and Title Insurance.

The attendance drawing award was Pomroy's *Equity Jurisprudence* published by Bancroft-Whitney, and was won by William V. Dolezal of Basin.

The hour of 5 p.m. having arrived, the meeting was recessed until 9:30 a.m. Saturday morning.

On the evening of September 2nd, 1955, the members and their ladies were entertained at a social hour and banquet at the Cody Auditorium with Harry B. Henderson of Cheyenne acting as Toastmaster, followed by an evening of dancing at the American Legion Hall.

The meeting was reconvened at 9:30 a.m. The attendance drawing award was a set of *Modern Trials* by Melvin M. Belli, published by Bobbs-Merrill & Company, won by Joseph E. C. Conrace of Cheyenne, and the certificate entitling Mr. Conrace to this set was presented to him by Mr. Belli.

President Spangler called upon the Honorable Judge T. Blake Kennedy, who spoke on the Wyoming Federal Court and stated that he favors the idea of a second Federal Judge for Wyoming, but is opposed to division of the State into two Federal Judicial Districts. It was regularly moved, seconded, and carried that the State Bar adopt a Resolution urging that a second Federal Judge be appointed to serve within the District of Wyoming. The motion was made by George Guy and seconded by James Wilson, both of Cheyenne.

RESOLUTION OF THE WYOMING STATE BAR

WHEREAS, the Honorable T. Blake Kennedy has stated his intention of resigning from the Federal Bench as District Judge for the United States District Court for the District of Wyoming, when a successor has been appointed to succeed him, and

WHEREAS, matters to be heard and adjudicated by the Federal Court have greatly increased in the past few years in Wyoming, and

WHEREAS, Wyoming is the only State west of the eastern seaboard which does not have more than one Federal Judge.

NOW BE IT RESOLVED by the Wyoming State Bar in convention assembled at Cody, Wyoming, September 3, 1955, that the Wyoming State Bar go on record as favoring and requesting that a second Federal Judge be appointed to serve the United States District Court within the District of Wyoming.

BE IT FURTHER RESOLVED that a copy of this Resolution be transmitted to the Honorable Senator Frank A. Barrett, the Honorable Senator Joseph C. O'Mahoney, and the Honorable Congressman E. Keith Thomson, all of Wyoming, and other persons and agencies as the President and Secretary of the State Bar shall deem advisable.

PASSED, ADOPTED AND APPROVED this 3rd day of September, 1955.

ATTEST:
Daniel C. Rogers, Jr.
Secretary-Treasurer

WYOMING STATE BAR
By *J. O. Spangler*
President

It was regularly moved by Oliver W. Steadman and seconded by Melvin Fillerup, both of Cody, that a Resolution be prepared requesting the Federal Court to designate a term of Court to be held in the Big Horn Basin at the time and place to be agreed upon between the Federal District Court and the members of the Fifth Judicial District Bar. This Resolution was unanimously carried.

RESOLUTION OF THE WYOMING STATE BAR

WHEREAS, matters to be heard and tried before the United States District Court by residents of the area in the State of Wyoming known as the Big Horn Basin have greatly increased in the past few years, and

WHEREAS, there is not presently held, nor has there ever been held a term of the United States District Court in the area of the State of Wyoming known as the Big Horn Basin.

NOW THEREFORE, BE IT RESOLVED by the Wyoming State Bar in convention assembled at Cody, Wyoming, September 3, 1955 that the United States District Court for the District of Wyoming be requested to hold a regular term of Court somewhere in that area of the State of Wyoming known as the Big Horn Basin, at a time and place to be agreed upon by the United States District Court for the District of Wyoming and the members of the Bar of the Fifth Judicial District of Wyoming.

PASSED, ADOPTED AND APPROVED this 3rd day of September, 1955.

ATTEST:
Daniel C. Rogers, Jr.
Secretary-Treasurer

WYOMING STATE BAR
By *J. O. Spangler*
President

President Spangler called upon William N. Brimmer of Rawlins, who reported on the Procedures to be used in submitting proposed legislation to the Bar and to the Legislative Committee of the Bar for consideration.

President Spangler then called upon Marvin L. Bishop of Casper for

the Report of the Resolutions Committee. Upon motions made, seconded, and carried, the following Resolutions were adopted:

RESOLUTION No. 1

WHEREAS, the member of the Park County Bar and business firms of Cody assisted in making this Convention an outstanding one.

NOW THEREFORE BE IT RESOLVED, by the Wyoming State Bar that the Park County Bar be thanked and highly commended for their work in providing for this meeting, and

BE IT FURTHER RESOLVED, that all law book publishers and Cody merchants and business firms be thanked for their assistance and cooperation in connection with the State Bar meeting.

RESOLUTION No. 2

WHEREAS, the State Bar has been most fortunate in having the following outstanding men from outside the Wyoming State Bar speak to the Bar at its various meetings, to-wit: E. Smythe Gambrell, President, American Bar Association; G. Allan Julin, Jr., Assistant Vice President of the Chicago Title and Trust Company; Melvin M. Belli of the California Bar and David F. Maxwell, of the Pennsylvania Bar.

NOW THEREFORE BE IT RESOLVED that the Wyoming State Bar extend its thanks and appreciation to these distinguished gentlemen for their contribution and participation in this meeting.

RESOLUTION No. 3

WHEREAS, we deem it desirable, and in the interest of the organized Bar of the State of Wyoming that new members of the Bar be familiar with the purposes and functions of the Bar organization.

NOW THEREFORE BE IT RESOLVED, that this Association invite the junior and senior law students at the University of Wyoming to all State Bar meetings.

RESOLUTION No. 4

WHEREAS, it is understood by the Wyoming State Bar that the Honorable T. Blake Kennedy, Judge of the United States District Court for the District of Wyoming has announced his retirement; and

WHEREAS, Judge Kennedy as the Dean of the United States District Judges has an impeccable record of 34 years of sound and impartial justice while on said bench; and

WHEREAS, Judge Kennedy has a distinguished record of 23 years of practice of the law prior to the time he so ably took over the judgeship; and

WHEREAS, we, the members of the Wyoming State Bar wish to express our appreciation for the long and faithful service and our high regard for the able administration of justice rendered by Judge Kennedy.

NOW THEREFORE BE IT RESOLVED, that we hereby express our sincere appreciation and high regard for Judge T. Blake Kennedy, and pay tribute to and honor him.

President Spangler next called upon Edward E. Murane of Casper for the report of the Public Relations Committee and his report as Delegate from the Wyoming State Bar to the House of Delegates of the American Bar Association.

President Spangler again introduced Mr. Melvin M. Belli of San Francisco who conducted an Institute on Modern Trials and Personal Injury Cases.

President Spangler then called upon Ewing T. Kerr of Cheyenne who gave the reports on the Legislative Committee and the *Wyoming Digest* Committee.

President Spangler then presented a gavel to the new President, Edwin V. Magagna and turned the meeting over to him.

It was regularly moved and seconded that the appreciation and thanks of every member of the Wyoming State Bar be extended to J. O. Spangler, the retiring President, for the excellent job that he has done as President.

Attendance drawing award of one year's subscription to *Sheperd's Citations* for either the *Pacific* or *Wyoming Reporter*, was won by Meyer Rankin of Cody.

Following a few remarks by President Edwin V. Magagna, who emphasized the need for a standardization of printed forms used throughout the State, and the advisability of an increased Public Relations Program in the form of informative pamphlets to be distributed to the public, there being no further business, the 1955 annual meeting of the Wyoming State Bar was adjourned.

Respectfully submitted,
Daniel C. Rogers, Jr.
Secretary-Treasurer.

APPENDIX TO THE MINUTES
IN THE SUPREME COURT, STATE OF WYOMING

In the Matter of the Amendment of Section 1 of
Article I of the By-Laws of Wyoming State Bar.

In accordance with the Resolution adopted by the Wyoming State Bar, it is ordered that Section 1 of Article I of the By-Laws of the Wyoming State Bar, be, and the same is hereby, amended to read as follows, to-wit:

Section 1. There shall be the following standing committees of the Wyoming State Bar:

1. Legislative and Law Reform, to consist of 7 members.
2. Necrology, to consist of three members.
3. Legal Education and Admission to the Bar.
4. Committee to Co-operate with American Law Institute.
5. Bill of Rights.
6. Corporation Law.
7. Advisory Committee to Co-operate with American Bar Association.

At the next annual meeting of the Wyoming State Bar at Cody, Wyoming, on September 1, 2, and 3, 1955, the President of said State Bar with the advice and consent of the Commissioners, shall appoint the members of said committees in such a manner that the term of one-third of the members thereof shall be for one year, one-third of the members thereof for two years, and one-third of the members thereof for three years, and that thereafter on the expiration of each term, the appointment shall be for three years. Provided, however, that no person shall be permitted to serve on any of said committees for two consecutive terms.