MIAMI LAW QUARTER

VOLUME 8

FALL, 1953



CONTENTS

LEADING ARTICLES

A Eulogy of Jurors • William A. Herin	1
FOREIGN SEAMAN UNDER THE JONES ACT	
Stanley Donald Morrison	16
THE UNAUTHORIZED PRACTICE OF LAW BY REALTORS IN FLORIDA — THE ST.	
Petersburg Suits • Leonard W. Cooperman	41
DEAN'S LETTER	50
COMMENTS	
Admiralty Seaman Under the Lay Plan	53
Anticipatory Breach of Contract — Effects of Repudation	68
ESCROW AGREEMENTS	75
VANDALISM UNDER AUTOMOBILE INSURANCE	83
QUARTERLY SYNOPSIS OF FLORIDA CASES	90
SUMMARY OF THE OPINIONS OF THE	
ATTORNEY GENERAL	111
HIGHLIGHTS OF THE 1953 FLORIDA	
LEGISLATIVE SESSION	125
CASES NOTED	
BANKRUPTCY ARRANGEMENTS — PRIORITY OF RECEIVERS' LOANS (In to Delaware Hosiery Mills, 202 F.2d 951).	132
CRIMINAL LAW — CERTIORARI — EFFECT OF DENIAL (Brown v. Allen, 344 U.S. 443)	-134

The Miami Law Quarterly is published four times a year, Fall, Winter, Spring and Summer, by the Students of the Law School of the University of Miami, Miami (University Branch), Florida. All material, with the exception of Leading Articles and Book Reviews, have been written by the student members. Subscription price \$4.00 per annum, \$1.50 per regular issue, \$2.00 per symposium issue. Reprints of many leading articles are available. Entered as second-class matter at the post office at Miami, Florida, December 21, 1948, under the Act of March 3, 1879.

Procedure — Federal Rules — Voluntary Dismissal (Harvey Aluminum, Inc. v. American Cyanamid Co., 203 F.2d 105)	135
Real Property — Eminent Domain — Apportionment of Award Between Lessor and Lessee (Raleigh Operating Co. v. Naglo Corp., 3 Fla. Supp. 111)	137
Torts — Federal Tort Claims Act — Discretionary Function Exception (Dalehite v. United States, 73 S. Ct. 956)	139
BOOK REVIEWS	
Charles Kramer: The Medical Aspects of Negligence Cases • Franklin J. Evans	143
David Baumgardt: Bentham and the Ethics of Today • Edward L. Forer	145
William W. Bishop, Jr.: International Law, Cases and Materials • S. A. Bayitch	146
BOOKS RECEIVED	149

TEMEROTECA 2

MIAMI LAW 37 QUARTERLY



A EULOGY OF JURORS
FOREIGN SEAMAN UNDER THE JONES ACT

WILLIAM A. HERIN
STANLEY DONALD MORRISON

THE UNAUTHORIZED PRACTICE OF LAW
BY REALTORS IN FLORIDA — THE
ST. PETERSBURG SUITS

LEONARD W. COOPERMAN

ADMIRALTY -- SEAMEN UNDER THE LAY PLAN

ANTICIPATORY BREACH OF CONTRACT-EFFECTS OF REPUDIATION

ESCROW AGREEMENTS

VANDALISM UNDER AUTOMOBILE INSURÂNCE

FALL 1953

VOL. VIII

NO. 1