# university of miami law review

VOLUME 24

WINTER 1970

NUMBER 2

### NINTH SURVEY OF FLORIDA LAW

### Part One

CRIMINAL LAW AND PROCEDURE Thomas A. Wills and Steven Wisotsky	215
EVIDENCE Ira Zager	264
TRUSTS AND SUCCESSION	280
FAMILY LAW Daniel E. Murray	296
NEGOTIABLE INSTRUMENTS AND BANKING Daniel E. Murray	330
LEADING ARTICLE	
WORLD HABEAS CORPUS: OMBUDSMAN FOR MANKIND Luis Kutner	352
CASES NOTED	
ADAM CLAYTON POWELL'S EXCLUSION FROM CONGRESS: INCREASED JUDICIAL REVIEW OF LEGISLATIVE ACTION	389
Another Jurisdictional Limitation Placed on Courts-Martial  O'Callahan v. Parker, 395 U.S. 258 (1969).	399
IMPLIED CONTRACTUAL DUTY OF BANKS NOT TO DISCLOSE INFORMATION TO THIRD PARTIES CONCERNING ITS DEPOSITORS' ACCOUNTS  Milohnich v. First National Bank, 224 So.2d 759 (Fla. 3d Dist. 1969).	405
LIABILITY OF HARMLESS COMPONENT MANUFACTURER TO THIRD PARTY E.I. DuPont de Nemours and Co. v. McCain, 414 F.2d 369 (5th Cir. 1969).	409
BIBLIOTECA DE LA CORTE SUPREMA	

61349

De ORDEM

NUPTIAL CONCEPTION, AND THE LORD MANSFIELD RULE  B.S.B. v. B.S.F., 217 So.2d 599 (Fla. 2d Dist. 1969).	414
Taxation of Professional Service Corporations—Regulation Discriminatory and Legislative and Therefore Invalid  Kurzner v. United States, F.2d 97 (5th Cir. 1969).	424

The Editorial Board invites the submission of articles of substantial legal merit.

Subscription price \$6.00 per annum

Per number \$2.00

8th Survey of Florida Law (1965-67)—\$4.00 (2 parts) Back numbers (Vols. 1-21) and Previous surveys (1-7) are now available through:

Dennis & Co., Inc. 251 Main Street Buffalo, N.Y. 14203

Subscription price includes Symposium issues and Survey of Florida Law. Subscriptions are renewable in the Fall.

The University of Miami Law Review is published four times a year, Fall, Winter, Spring and Summer, by the Students of the Law School of the University of Miami. Entered as second class matter at the post office at Miami, Florida, December 21, 1948, under the Act of March 3, 1879.

Address all correspondence to:

University of Miami Law Review
University of Miami
Coral Gables, Florida 33124

[Note: The University of Miami Law Review generally follows the forms suggested by A Uniform System of Citation, published by The Harvard Law Review Association.]

Copyright 1970, by University of Miami Law Review Member, National Conference of Law Reviews Member, Southern Law Review Conference

## university of miami law review

VOLUME 24

WINTER 1970

NUMBER 2

### WINTER ISSUE

### **EXECUTIVE BOARD**

George R. Harper Editor-in-Chief

SUSAN LEE LYTLE Executive Editor

JONATHAN P. ROSE
Associate Editor

Steven Wisotsky
Associate Editor

CAROL MACMILLAN STANLEY
Associate Editor

#### **EDITORIAL BOARD**

RONALD C. DRESNICK
Research & Digest Editor

SHERRYLL MARTENS DUNAJ Footnote Editor

CHARLES C. KLINE
Printing Chairman

MARTIN ENGELS
ALLEN D. FULLER
PHILIP GERSON
MICHELLE HOLTZMAN
GARY D. KATZ
GEORGE A. KOKUS
STEPHEN J. KOLSKI
RODNEY MANDELSTAM

IRA ZAGER

ROBERT FREEMAN
Assistant Digest Editor

JOHN PECK
Footnote Editor

F. LAWRENCE MATTHEWS
OLIVER C. MURRAY, JR.
ALAN J. POLLOCK
PETER C. RAY
BEVERLY A. ROWAN
JUDITH R. SCHMUKLER
MICHAEL BRUCE SOLOMON
EDWARD I. STERNLIEB

Dr. Daniel E. Murray Faculty Advisor

PATRICIA M. WHIPPLE Administrative Assistant