

INDEX

- Acheson, David Campion, 74, 92
Acheson, Dean Gooderham, 10-12, 26, 65, 67, 111
Air Coordinating Committee, 35-38
Air Transport Association, 25-33, 38-39
Air Transport Command, 32-33
Airlines and antitrust, 28-31
Allen, James S., 11-12
Allen, William H., 74, 77
American Airlines, 39-43
American Bar Association, 83, 91, 93, 95
American Civil Liberties Union, 72, 85-86
American Overseas Airlines, 42-43
Austern, H. Thomas (Tommy), 9-10, 28, 114
Baker, Newton Diehl, 23-24
Black, Hugo L., 63
Brandeis, Louis D., 15
Brown, John Robert, 61-62
Burling, Edward B., 13, 21-22, 102, 110-111, 113, 128
 see also Covington & Burling
Burning Tree Country Club, 93, 104, 106, 107
Cardozo, Benjamin N., 5-7
Cedar Falls, Iowa, 1
Civil Aeronautics Safety Regulation Act, June 23, 1938, c. 601, 52 Stat. 973, 29-31
Civil Aeronautics Board, 31, 35-36, 37, 40-42
Civil War, U.S., 109, 118-125
 see also under Westwood, Howard C.
Civil War History, 125
Civil War Times, 125
Columbia Law Review, 1933, Booknote on *Congress as Santa Claus; or National Donations and the General Welfare Clause of the Constitution*, by Charles Warren, 18
Columbia University Law School, 3-5, 11
Commerce Department, U.S., 35-36
Congress as Santa Claus; or National Donations and the General Welfare Clause of the Constitution, by Charles Warren, 18
Corporation Counsel, District of Columbia, 86-88

Covington, J. Harry, 13-14, 16, 27, 101-102, 111, 128
see also Covington & Burling

Covington & Burling:
Covington & Burling, 1919-1984 (1986), 12, 126
History of the firm, 12-13, 27-28
Management of the firm:
 attorney workload, 88
 Executive Committee, 111-113
 Management Committee, 113-116
Philosophy of the firm, 126-127
“Washington lawyer,” concept of, 27-28
see also under Westwood, Howard C., Legal career

Dalehite v. United States, 346 U.S. 15 (1953) (*Texas City disaster case*):
background, 58-59
issues in, 61, 64-65
petition for cert in U.S. Supreme Court:
 preparation of brief, 60-62
 oral argument, 62-63
 decision, 63-64
tactical mistakes, 64-65
Texas lawyers, 58, 60-62, 64-65

Davis, John W., 45-46, 54-55, 57-58

District of Columbia, Office of the Corporation Counsel, 86-88

District of Columbia Bar, 91-94, 97
 HCW on board of, 91-92

District of Columbia Police Court:
 Franco picketing case, 84-88

Eastern Airlines, 40

Eisenhower, Dwight D., 44, 78

Ellison, Newell W., 110-114, 128

Ehrlichman, John D., 105

Forhees, 95

Franco picketing case, 84-88

Frankfurter, Felix, 63

Goldberg, Arthur J., 56-57, 77-80

Gordon, Spencer, 16-19, 21, 111

Gorrell, Edgar S., 25-30, 35, 38

Grace Lines, 40

Grant, Ulysses S., 118

Haldeman, Harry R. (Bob), 105

Hominy cases (Alabama Power Co. v. Ickes, 302 U.S. 464 (1938)):

- background, 16-18
- decision, 24-25
- injunction pending appeal, 21-23
- spending power of Federal government, limitations on, 18-20
- in U.S. Court of Appeals for the District of Columbia Circuit, 21-22
- in U.S. Supreme Court, 23

Howard University, 97

Hughes, Charles E., 6-7

Ickes, Harold L., 17-18

Interstate and Foreign Commerce Committee, U.S. Congress, 29

Interstate Commerce Act, February 4, 1887, c. 104, 24 Stat. 379, 30, 31

Interstate Commerce Commission, 31

Iowa, 1

Jackson, Thomas Jonathan (Stonewall), 118

John Burroughs School, Saint Louis, 2

Johnson, Lyndon Baines, 96, 102-103

Judicial Conference of the District of Columbia Circuit, 93-94, 96

Justice Department, U.S.:

- Solicitor General's Office, 14-15, 18-19

- Reed, Stanley, 15

Kennedy, John F., 78-79, 94-96

Laird, Melvin R., 106-107

Lea, Clarence Frederick, 29-31

Legal Aid Society, 89-102

Legal principles:

- Spending power of Federal government, limitations on, 18-20

- Extradition, relationship between the Courts and the U.S. State Department, 79

Legal Services Corporation, 105-108

Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963)

(*Perez Jimenez case*):

- Background (extradition request from Venezuelan Ambassador), 65-67, 76, 82

- Burden of proof, 75

- Extradition:

- relationship between Courts and U.S. State Department, 79

- requirements for, 68-69

- treaty requirements, 76

- Fame of case, 76-77

- Length of case, 70-71, 80

- Outcome of case in Venezuela, 80-81

Secrecy, need for, 67, 68-69
Significance of case, 82
State Department, involvement of, 78-79
Translating, need for, 68-69, 71-73
in U.S. Court of Appeals for the Fifth Circuit, 77
in U.S. District Court for the Southern District of Florida:
 decision, 75, 77
 extradition papers, filing of, 67-69
 hearings, at multiple locations, 74-75
in U.S. Supreme Court:
 decision, 80
 petition for certiorari, 77
 restraining order, 77-78
Marine Corps, U.S., 34-35
Miami, Florida, 65-82
Milwaukee, Wisconsin, 9, 11
Minnesota, 1
National Lawyers Guild, 11-12
National Lawyers Guild Quarterly, 11-12
National Legal Aid and Defender Association (NLADA), 102-105
Navy Department, U.S., 35-36
Nebraska, 1-2
Neighborhood Legal Services Project, 96-102
New Orleans, Louisiana, 74
New York, New York, 45, 47, 54-55, 57-58, 74
Nixon, Richard Milhous, 102-103, 104-108
O'Brian, John Lord, 59-63
Oliver, Bob, 40
Pan American Airlines, 25, 39, 42, 43
Parris Island, South Carolina, 34-35
Penagra Airlines, 40
Perez Jimenez case, 44, 65-82
 see also Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963)
Perez Jimenez, Marcos, 44, 65-82
 see also Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963)
Pershing, John Joseph, 26
Peru, 81
Pogue, L. Welch, 40
Police Court, District of Columbia:
 Franco picketing case, 84-88

Post Office, U.S., 35-36
Prettyman, E. Barrett, 93-94
Public Works Administration, U.S., 16-25, 29, 31, 83, 88
Reconstruction: The Battle for Democracy, 1865-1876, by James S. Allen, 11-12
Reed, Stanley, 15
Rhyne, Charles S., 91-93
Roberts, Owen J., 63
Saint Louis, Missouri, 2
Saint Petersburg, Florida, 74
Shipping Act, Sept. 7, 1916, c. 451, 39 Stat. 728, 29-30
Shorb, Paul E., 110-111
Skidmore College, 89
Smith, Cyrus Rowlett, 42-43
Socialism, 9, 11-12, 20, 34, 54
Solicitor General's Office, 14-15, 18-19
 Reed, Stanley, 15
South Carolina Magazine, 125
State Department, U.S., 35-36
 Acheson, Dean Gooderham, 10-12, 26, 65, 67, 111
State Journal of Illinois, 125
Steel Seizure case (Youngstown Sheet and Tube Co. v. Sawyer, 343 U.S. 579 (1952)), 44-57
Sterling, Nebraska, 1-2
Stone, Harlan F., 4-9, 26
Superior Court of the District of Columbia, 14
Supreme Court of the District of Columbia, 14
 Hominy cases (Alabama Power Co. v. Ickes, 302 U.S. 464 (1938)), 16-25
 Covington, J. Harry, 13-14, 16, 27, 101-102, 111, 128
Supreme Court, U.S.:
 Dalehite v. United States, 346 U.S. 15 (1953) (Texas City disaster case), 44, 58-65
 Hominy cases (Alabama Power Co. v. Ickes, 302 U.S. 464 (1938)), 16-25
 Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); cert. den., 373 U.S. 914 (1963)
 (*Perez Jimenez case*), 44, 65-82
 Justice Cardozo and Justice Stone, relationship between, 6-7
Justices:
 Black, Hugo L., 63
 Brandeis, Louis D., 15
 Cardozo, Benjamin N., 5-7
 Frankfurter, Felix, 63
 Goldberg, Arthur J., 56-57, 77-80
 Hughes, Charles E., 6-7

Roberts, Owen J., 63
Stone, Harlan F., 4-9, 26
Yarborough v. Yarborough, 290 U.S. 202 (1933), 7-8
Youngstown Sheet and Tube Co. v. Sawyer, 343 U.S. 579 (1952) (*Steel Seizure case*), 44-57
Swarthmore College, 2-3
Tecumseh, Nebraska, 1-2
Tempko, Stanley L., 48, 52, 54
Texas City disaster case (Dalehite v. United States), 346 U.S. 15 (1953)), 44, 58-65
Tipton, Stuart Guy, 38
Truman, Harry S., 43-45, 56
Tuttle, Charles H., 54
U.S. Army, 26, 33
U.S. Court of Appeals for the District of Columbia Circuit:
 Hominy cases (Alabama Power Co. v. Ickes), 302 U.S. 464 (1938)), 16-25
 Youngstown Sheet and Tube Co. v. Sawyer, 343 U.S. 579 (1952) (*Steel Seizure case*), 44-57
U.S. Court of Appeals for the Fifth Circuit:
 Brown, John Robert, 61-62
 Dalehite v. United States, 346 U.S. 15 (1953) (*Texas City disaster case*), 44, 58-65
 Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963)
 (*Perez Jimenez case*), 44, 65-82
U.S. District Court for the District of Columbia, 14
 Youngstown Sheet and Tube Co. v. Sawyer, 343 U.S. 579 (1952) (*Steel Seizure case*), 44-57
U.S. District Court for the Southern District of Florida:
 Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963)
 (*Perez Jimenez case*), 44, 65-82
U.S. Steel, 57-58
 see also Youngstown Sheet and Tube Co. v. Sawyer, 343 U.S. 579 (1952) (*Steel Seizure case*)
Venezuela, 65-82
 see also Jimenez v. Aristeguieta, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963)
 (*Perez Jimenez case*)
War Department, 35-37
Warnke, Paul C., 48, 52
Warren, Charles, 18
“Washington lawyer,” concept of, 27-28
Westinghouse, 116

Westwood, Howard C.

Civil War, U.S.:

- black soldiers in, 123-125
- Civil War Roundtable, 119-123
- development of interest in, 109, 118-119
- published articles, 125

Early life and education:

- Columbia University Law School, 3-4
- decides on legal career, 3
- early childhood and family background, 1-2
- secondary education, 2
- Swarthmore College, 2-3

Family, 11-12, 33, 89

Legal career:

clerk to Justice Harlan F. Stone, U.S. Supreme Court:

- Justice Cardozo, relationship with, 6
- office space, 5-7
- role as, 7-9
- salary, 10
- selected as, 4-5
- Yarborough v. Yarborough*, 290 U.S. 202 (1933), 7-8

at Covington & Burling, post-war:

- Dalehite v. United States*, 346 U.S. 15 (1953) (*Texas City disaster case*), 58-65

firm management:

- Executive Committee, 111-113
- Management Committee, 113-116
 - creation of, 113-115
 - service on, 115-116

legal aid, commitment to:

- District of Columbia Bar, 91-94, 97
 - on board of, 91-92
- federal legislation for legal aid, 94-96
- firm and client reaction to pro bono work, 99-102
- Legal Aid Society, 89-98, 99, 100
 - American Bar Association report on, 92-93
 - on board of, 89-98
 - branch offices, 97
 - conflict of interest with Neighborhood Legal Services Project, 97-98
 - funding for, 93-94
 - Judicial Conference of the District of Columbia Circuit, support for, 93-96

- Legal Services Corporation, 105-108
 - lobbying for creation of, 105-109
- National Legal Aid and Defender Association (NLADA):
 - on board of, 102
 - lobbyist for, 102-105
- need for, 103
- Neighborhood Legal Services Project, 96-102
 - on board of, 97-99, 102
 - development of, 98-99
 - “retirement” from, 108-109, 116
- Jimenez v. Aristeguieta*, 311 F.2d 547 (5th Cir. 1962); *cert. den.*, 373 U.S. 914 (1963) (*Perez Jimenez case*), 44, 65-82
- represents American Airlines, 39-43
- retirement from practice of law, 116-118
- returns to firm, 39
- role in firm after leaving legal aid, 109-110
- Youngstown Sheet and Tube Co. v. Sawyer*, 343 U.S. 579 (1952) (*Steel Seizure case*), 44-57
- at Covington & Burling, pre-war:
 - Air Transport Association, counsel to, 28-33, 38-39
 - Air Transport Command, creation of, 32-33
 - Civil Aeronautics Safety Regulation Act, June 23, 1938, c. 601, 52 Stat. 973:
 - drafting of, 29-31
 - legislative history, 31
 - Civil Aeronautics Board, 31, 37, 40
- early experience, 14
- hired, 9-12
- Hominy cases (Alabama Power Co. v. Ickes*, 302 U.S. 464 (1938)), 16-25
- pro bono work:
 - American Civil Liberties Union, work with, 85-86
 - court-appointed, 83-88
 - Franco* picketing case, 84-88
 - winning argument, 87
- Solicitor General's office, offer from, 14-15, 18-19
- Political views, 9, 11, 20
- Practice of law, reflections on, 20, 128-129
 - greatest achievement, 128

Publications:

Columbia Law Review, 1933, Booknote on *Congress as Santa Claus; or National Donations and the General Welfare Clause of the Constitution*, by Charles Warren, 18
ABA Journal, Volume 51, April 1965, "Legal Aid on the March in the Nation's Capital," 91, 95

Civil War, miscellaneous articles on, 125

Covington & Burling, 1919-1984 (1986), 12, 126

National Lawyers Guild Quarterly, book review of *Reconstruction: The Battle for Democracy, 1865-1876*, by James S. Allen, 11-12

World War II military service:

Air Coordinating Committee, Secretary to, 35-38

draft deferment, 32-34

in Marines, 34-35

Wisconsin, 9, 11

Yarborough v. Yarborough, 290 U.S. 202 (1933), 7-8

Youngstown Sheet and Tube Co. v. Sawyer, 343 U.S. 579 (1952) (*Steel Seizure case*):

background, 44-46

constitutional issues, 56

motion for injunction:

in U.S. Court of Appeals for the District of Columbia Circuit, 47-51

further proceedings, 51

in U.S. District Court for the District of Columbia, 46-47

in U.S. Supreme Court:

restraining order, 52-53

preparing brief, 54-55, 57