American Bar Foundation JOUITIA

Volume 1981 Winter Number 1

The Lawyer's Pro Bono Publico Responsibility

Barlow F. Christensen

Legal Aid in Mental Hospitals

Samuel Jan Brakel

Practice and Privilege: Social Change and the Structure of Large Law Firms
Robert L. Nelson

Influence and Issues in the Legal Community: The Role of a Legal Elite Jeffrey S. Slovak

Mixed Court and Jury Court: Could the Continental Alternative Fill the American Need?

John H. Langbein

Sex Discrimination as "Actuarial Equality": A Rejoinder to Kimball Douglas Laycock and Teresa A. Sullivan

Review Articles

Lawyers as Philosophers: Ackerman and Others

Richard A. Posner

Taking Care of the Doctor-Patient Relationship: A Review of Robert Burt's Taking Care of Strangers

Lori B. Andrews

Social Science Hubris? A Review of Lindblom and Cohen's Usable Knowledge

Hans Zeisel

Book Reviews by Jerome H. Skolnick and Kurt L. Hanslowe
Published online by Cambridge University Press



Three important aids for research on . . .

(1) how the American public tries to solve its legal problems, (2) how it utilizes the services of lawyers and in what areas, and (3) how satisfied (or dissatisfied) it is with the delivery of legal services.

The Legal Needs of the Public: The Final Report of a National Survey

by Barbara A. Curran

This first comprehensive survey of legal needs addresses the questions: To what extent do people have problems for which legal services may be useful? What is the extent of use and nonuse of lawyers? What is the nature of the use? What kinds of lawyers are sought? How are they chosen? What is the public's reaction to legal costs? What are the attitudes of the public toward lawyers and toward the legal system generally? These and many other questions are examined not only for the public at large but also for various demographic subgroups based on age, race, sex, education, income, occupation, and combinations of these factors. The results reported are based on statistical analyses of data obtained in one-to-two-hour personal interviews with each of 2,064 Americans scientifically sampled to represent the experiences and opinions of the adult population.

xxxvi + 382 pp. 1977

\$25.00

Data Manual for the Survey of the Legal Needs of the Public

by Barbara A. Curran and Katherine J. Rosich

The Data Manual provides complete information about the nature of the answers of the 2,064 respondents to the survey of the legal needs of the public. Each answer to the survey was coded and transferred from the questionnaires to magnetic computer tape. The Data Manual will be of particular interest to individuals and groups who are interested in conducting further analysis of these data.

xvii + 381 pp. 1980

\$100.00*

*The normal discounts to academic and public libraries, faculty members, and students are not applicable.

The Data Tape for the Survey of the Legal Needs of the Public

The Data Tape contains all the data files derived from the survey of the legal needs of the public. To obtain a copy of the tape together with appropriate documentation, write to the ABF Technical Services Department, 1155 East 60th Street, Chicago, IL 60637. Please include data tape specifications that you require.

\$100.00



Order from:

American Bar Foundation Publications Department 1155 East 60th Street Chicago, IL 60637

American Bar Foundation Tesearch Journal

Volume 1981 Winter Number 1

The Lawyer's Pro Bono Publico Responsibility

Barlow F. Christensen

Legal Aid in Mental Hospitals 21

Samuel Jan Brakel

Practice and Privilege: Social Change and the Structure of

Large Law Firms 95

Robert L. Nelson

Influence and Issues in the Legal Community:

The Role of a Legal Elite 141

Jeffrey S. Slovak

Mixed Court and Jury Court: Could the Continental Alternative

Fill the American Need? 195

John H. Langbein

Sex Discrimination as "Actuarial Equality":

A Rejoinder to Kimball 221

Douglas Laycock and Teresa A. Sullivan

Review Articles and Book Reviews 229

Review Articles 231

Lawyers as Philosophers: Ackerman and Others 231

Richard A. Posner

Taking Care of the Doctor-Patient Relationship:

A Review of Robert Burt's Taking Care of Strangers 251

Lori B. Andrews

Social Science Hubris? A Review of Lindblom and Cohen's Usable Knowledge 273

Hans Zeisel

Book Reviews 283

Feeley, The Process Is the Punishment: Handling Cases in a Lower Criminal Court 283

Reviewed by Jerome H. Skolnick

Vining, Legal Identity: The Coming of Age of Public Law 287

Reviewed by Kurt L. Hanslowe



(ISSN 0361-9486)

Spencer L. Kimball, Editor James Lindgren, Book Review Editor Bette H. Sikes, Managing Editor

EDITORIAL ADVISORY BOARD

CARL A. AUERBACH Professor and Dean University of Minnesota Law School

WALTER J. BLUM Wilson-Dickinson Professor University of Chicago Law School

DAVID F. CAVERS Fessenden Professor Emeritus Harvard Law School

BARLOW F. CHRISTENSEN Research Attorney American Bar Foundation ALFRED F. CONARD
Henry M. Butzel Professor
University of Michigan Law School
BARBARA A. CURRAN
Associate Executive Director and
Research Attorney
American Bar Foundation
WILLARD HURST
Vilas Professor
University of Wisconsin Law School
CHARLES J. MEYERS
Richard E. Lang Professor and Dean

Stanford Law School

Publication of articles by the American Bar Foundation signifies that the works are regarded as valuable and responsible. The analyses, conclusions, and opinions expressed are those of the authors and not those of the American Bar Foundation, its officers and directors, or other persons or institutions associated with its work.

Second-class postage paid at Chicago, Illinois.

The American Bar Foundation Research Journal (ISSN: 0361-9486) is published quarterly—in winter, spring, summer, and fall. The annual subscription rate is \$20.00; two years, \$38.00; three years, \$53.00. Overseas subscribers add \$6.00 per year. Single copies, \$5.50. Reprints of single articles are available (with quantity discounts available for orders of 10 or more): \$2.00 for an article up to 49 pages; \$2.50 for an article from 50 to 99 pages; \$3.25 for an article over 100 pages.

All notifications of change of address should include old and new address and be directed to: Foundation Publications, American Bar Foundation, 1155 East 60th Street, Chicago, Illinois 60637.

Editorial communications should be addressed to: The Editor, American Bar Foundation Research Journal, 1155 East 60th Street, Chicago, Illinois 60637.

Cite as 1981 A.B.F. Res. J. 000

American Bar Foundation

BOARD OF DIRECTORS

1980-81

John J. Creedon, President, of the New York Bar

Seth M. Hufstedler, Vice-President, of the California Bar

Francis A. Allen, Secretary, University of Michigan Law School

Arthur W. Leibold, Jr., Treasurer, of the District of Columbia Bar

H. William Allen, of the Arkansas Bar

Gerhard Casper, University of Chicago Law School

Hon. Ruth Bader Ginsburg, United States Court of Appeals, District of Columbia

F. Wm. McCalpin, of the Missouri Bar

Hon. Vincent L. McKusick, Supreme Judicial Court, Portland, Maine

Robert W. Meserve, of the Massachusetts Bar

Randolph W. Thrower, of the Georgia Bar

Mark H. Tuohey III, of the District of Columbia Bar

ex officio:

Wm. Reece Smith, Jr., President, American Bar Association

David R. Brink, President-Elect, American Bar Association

Eugene C. Thomas, Chairman, House of Delegates, American Bar Association

Arthur W. Leibold, Jr., Treasurer, American Bar Association

Hon. Walter E. Craig, President, American Bar Endowment

L. Stanley Chauvin, Jr., Chairman, The Fellows of the American Bar Foundation Sharp Whitmore, Vice-Chairman, The Fellows of the American Bar Foundation

ADMINISTRATION

Spencer L. Kimball, Executive Director

Barbara A. Curran, Associate Executive Director

Donald M. McIntyre, Associate Executive Director

Louis B. Potter, Assistant Executive Director

Benjamin S. Jones, Accounting Officer

Bette H. Sikes, Director of Publications

Olavi Maru, Librarian