

Guide to the Geoffrey Cornell Hazard Papers

MS 1346



compiled by David Zonderman

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Collection Overview

REPOSITORY: Manuscripts and Archives
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CALL NUMBER: MS 1346

CREATOR: Hazard, Geoffrey C., Jr., 1929-2018

TITLE: Geoffrey Cornell Hazard Papers

DATES: 1947-1978

PHYSICAL DESCRIPTION: 3 linear feet (7 boxes)

LANGUAGE: English

SUMMARY: Correspondence, notes, drafts, clippings of cases from court reporters, all relating to Hazard's work as principal writer of Restatement of the Law: Second Judgements (St. Paul, American Law Institute Publishers, 1982).

ONLINE FINDING AID: To cite or bookmark this finding aid, please use the following link: <https://hdl.handle.net/10079/fa/mssa.ms.1346>

Requesting Instructions

To request items from this collection for use in the Manuscripts and Archives reading room, please use the request links in the HTML version of this finding aid, available at <https://hdl.handle.net/10079/fa/mssa.ms.1346>.

To order reproductions from this collection, please go to http://www.library.yale.edu/mssa/ifr_copy_order.html. The information you will need to submit an order includes: the collection call number, collection title, series or accession number, box number, and folder number or name.

Key to the container abbreviations used in the PDF finding aid:

b. box
f. folder

Administrative Information

Immediate Source of Acquisition

Gift of Geoffrey C. Hazard, 1982.

Conditions Governing Access

The materials are open for research.

Conditions Governing Use

Copyright status for collection materials is unknown. Transmission or reproduction of materials protected by U.S. Copyright Law (Title 17, U.S.C.) beyond that allowed by fair use requires the written permission of the copyright owners. Works not in the public domain cannot be commercially exploited without permission of the copyright owners. Responsibility for any use rests exclusively with the user.

Preferred Citation

Geoffrey Cornell Hazard Papers (MS 1346). Manuscripts and Archives, Yale University Library.

Biographical / Historical

Geoffrey C. Hazard Jr. was born in 1929, received his B.A. from Swarthmore College in 1953, and his LL.B. from Columbia Law School in 1954, where he was an editor of the Law Review.

After graduation from law school, Hazard was admitted to the Oregon Bar and practiced law with the firm of Hart, Spencer, McCulloch and Rockwood in Portland. In 1957 he was appointed Executive Secretary of the Oregon Legislative Interim Committee on Judicial Administration. One year later he became an Associate Professor of Law at the University of California, Berkeley. In 1961 he was promoted to Professor, a post which he held for three years before becoming a Professor at the University of Chicago in 1964. Hazard taught for seven years at Chicago, and from 1964 to 1970 he was also Executive Director of the American Bar Foundation.

Hazard first came to Yale as a Visiting Professor for the academic year 1970-1971. The following year (1971) Yale appointed him as a Professor of Law, and in 1979 he was named the John A. Garver Professor, and in 1986 was appointed Sterling Professor of Law. He also served as Associate Dean of Yale's School of Organization and Management (SOM) from 1980 to 1981. After leaving Yale in 1994 he served as Trustee Professor of Law at the University of Pennsylvania until 2009, when he joined the faculty at the University of California Hastings College of the Law.

Hazard was also a member and former director (from 1984 to 1999) of the American Law Institute (ALI) and a Fellow of the American Bar Foundation. From 1971 to 1977 he served as a 'reporter' for the American Bar Association's Committee on Standards of Judicial Administration. He also served on the ABA's Committee on Professional Standards, and starting in 1973 was a 'reporter' for the ALI's Judgments Restatement second project. The materials in this collection deal with this project.

Hazard taught administrative law and civil procedure, among other subjects. He published numerous books and articles, including *Challenges to Legal Education*, 1968; *Civil Procedure* (with Fleming James) 1977; *Ethics in the Practice of Law*, 1978; and *Cases and Materials on Pleading and Procedure: State and Federal* (with David W. Louiselle), 1979. Hazard died on January 11, 2018.

Scope and Contents

This collection contains, almost exclusively, materials relating to Hazard's work on the American Law Institute's book, *Restatement of the Law: Second Judgments* (St. Paul: ALI Publishers, 1982), 3 vols. This book is part of an ongoing series of *Restatements* published by ALI, which seek to restate and clarify legal principles and current practice for the benefit of courts and other practitioners. The first series of restatements began in 1932 and comprised 19 volumes. The volumes on Judgments were published in

1942. The second series began in 1953 as a revision and extension of the first series. Starting in 1973 Hazard served as a 'reporter,' or principal writer, of the second restatement of judgments.

The *Restatement on Judgments* concerns the doctrine of *res judicata*, the rule that a judgment may preclude later relitigation of the same or related issues or claims in a different trial. Although this doctrine has some application to criminal law, it is most often applied in civil cases, and therefore this *Restatement* concerns only civil actions. The Restatement is organized into six chapters: (1) an introduction, (2) the validity of a judgment, (3) what sort of binding effect a judgment may have, (4) the effect of a judgment on those who were not parties to it, (5) how to obtain relief from a judgment and (6) what problems arise when a judgment of one type of tribunal, e.g., an administrative agency or arbitration tribunal, is to be applied by a different type of tribunal. This Restatement does not concern the application of the judgments of one state in a different state; these fall into the area of Conflicts of Law. The Law of Judgments therefore generally concerns the validity and legal impact within a state of a legal judgment once it is issued, rather than the process leading up to a judgment.

The files in this collection hold correspondence, hand written notes and drafts, and numerous clippings of cases from court reporters, all pertaining to Hazard's work on *Judgments Restatement, Second*. The numbers on many folders, which are often preceded by the symbol correspond to the sections of the book dealing with specific points of law.

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Selected Search Terms

The following terms have been used to index the description of this collection in the Library's online catalog. They are grouped by name of person or organization, by subject or location, and by occupation and listed alphabetically therein.

Subjects

Judgments
Law
Lawyers

Names

Hazard, Geoffrey C., Jr., 1929-2018

Corporate Body

American Law Institute