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FEDERAL RULE OF CIVIL PROCEDURE 11 FILES, 1991-1998, Bulk 1991-1993

Inventory

Date printed:

FEDERAL RULE OF CIVIL PROCEDURE 11 FILES

Inventory

Extent: 2.5 linear ft. (2 cartons, 1 pamphlet box).

Frank, John P., 1917-2002- John P. Frank, a noted attorney and constitutional scholar, was born in 1917. He received his LL.B. at the University of Wisconsin, and his J.S.D. from Yale University. He was law clerk to Justice Hugo L. Black at the October, 1942 term, among other prominent positions. He taught law from 1946 to 1954 at Indiana and Yale Universities. He has authored 12 books on the Supreme Court, the Constitution and constitutional law. A senior partner with the Phoenix firm of Lewis and Roca, which he joined in 1954, Frank was lead counsel on the ground-breaking *Miranda v. Arizona* case, and served as counsel to Anita Hill during the Clarence Thomas confirmation hearings. While serving on the Committee on Rules of Civil Procedure, Frank led a group that worked on drafting revisions to Rule 11 attorney sanctions. Frank also served from 1960 to 1970 on the Advisory Committee of Civil Procedure of the Judicial Conference of the United States.

Scope and Content: The collection consists of files relating to Federal Rule of Civil Procedure 11 and revisions to the attorney sanctions provisions. BOX 1: Rule 11 - Correspondence, drafts, research, position papers, 1991-1998; BOX 2: Rule 11 - Correspondence, publications; BOX 3: Rule 11 - Publications.

Box/Folder

Project Documentation

G139/1	Correspondence, 1989
G139/2	Correspondence, Oct.-Dec. 1990
G139/3	Correspondence, Jan.-May 1991
G139/4	Correspondence, June 1991
G139/5	Correspondence, July 1991
G139/6	Correspondence (1 of 2), August 1991
G139/7	Correspondence (2 of 2), August 1991
G139/8	Correspondence (1 of 2), Sept. 1991
G139/9	Correspondence (2 of 2), Sept. 1991
G139/10	Correspondence, Oct. 1991
G140/1	Correspondence, Nov.-Dec. 1991
G140/2	Correspondence, Jan.-Apr. 1992
G140/3	Correspondence, May 1992
G140/4	Correspondence, June 1992
G140/5	Correspondence, July 1992
G140/6	Correspondence, Aug.-Dec. 1992
G140/7	Correspondence, Jan.-July 1993
G140/8	Correspondence, Aug.-Dec. 1993

- G140/9 Correspondence, 1994
- G141/1 Correspondence, 1995-1998
- G144/1 Statements of Legal Organizations (1 of 2), 1990-1992
partially thumb-indexed
- G144/2 Statements of Legal Organizations (2 of 2), 1990-1992
partially thumb-indexed
- G144/3 John P. Frank: 'The New Rule 11' (1992), Remarks before the 10th Circuit
Judicial Conference, Durango, CO; 'The Need to Start Over' (1992),
Remarks at the University of Wisconsin Law School, Madison, WI., 1992
- G144/4 John P. Frank: 'Bench-Bar Proposal to Revise Civil Procedure Rule 11',
typescript and published versions, 1991
- G144/5 John P. Frank: 'Proposal to Revise Civil Procedure Rule 11', drafts , 1991
- G144/6 Handwritten notes, John P. Frank, Undated

Research -- Articles

- G141/2 Sanctions and Guidelines for Practice under Rule 11 (1988) / ABA
Section on Litigation; Sanctions under Amended Federal Rule 11 (1986) /
Melissa L. Nelken; The Dynamics of Rule 11 (1986) / Elihu Root;
Sanctions under the New Federal Rule 11 (1985) / William W. Schwarzer;
A Study of Sanctions for Discovery Abuse (1979) / C. Ronald Ellington,
1979-1988
- G141/3 The Scribes Journal of Legal Writing v.1; Rule 11 in the Real World /
Mark S. Stein, 1990
- G141/4 Merit Selection: The Arizona Experience / Judge John M. Roll, 1990
- G141/5 FJC Directions, No.2, Special Issue on Rule 11; Reversing the Trend in
Rule 11 Sanctions / Judge Sam D. Johnson, et al; Who is Signing Your
Documents? / Jerold S. Solovy, et al; Rule 11: The Road to Amendment /
George C. Cochran; Mississippi Law Journal v. 61, no. 1, 1991
- G141/6 Of Impure Hearts and Empty Heads / Mark S. Stein; Rule 11 Sanctions in
Securities Litigation / Jerold S. Solovy, et al; Rule 11 Recalibrated in Civil
Rights Cases / Carl Tobias; Certification and Civil Rights / Carl Tobias;
The Politics of Sanctions / Leonard W. Schroeter, 1991
- G141/7 Rule 11 Practice in Federal and State Court / George F. Hess; Civil Rights
Plaintiffs and the Proposed Revision of Rule 11 / Carl Tobias; Reform the
Federal Rules Reformers / Laura A. Kaster & Kenneth A. Wittenberg;
Reconsidering Rule 11 / Carl Tobias; The Use and Impact of Rule 11 /
Lawrence C. Marshall, et al, 1992
- G141/8 The 1993 Revision of Federal Rule 11 / Carl Tobias; Rule 11: Entering a
New Era / William W. Schwarzer; Rule 11: Retooled for the Nineties /
Jerold S. Solovy, et al, 1994

G141/9 Clippings, 1990-1992

Research -- Hearings, Court Records, Government Documents

- G143/3 Report compiled for John P. Frank by Deborah M. Fine, including reviews of cases and statistics to support Rule 11 revision, compiled 1990
- G143/4 Includes House Documents, and cases from the U.S. Supreme Court, the 5th, 9th, and 11th Circuit Court of Appeals, and U.S. District Court for Northern District of Texas, 1990-1993
- G143/5 Transcript of hearing: Committee on Rules of Practice and Procedure of the Judicial Conference of the United States, Advisory Committee on Civil Rules; Oral Statement of John P. Frank to the Standing Committee on Rules of Practice and Procedure, Advisory Committee on Civil Rules (1991), Los Angeles, Feb. 1991

Research -- Reports & Books

- G/ Rule 11: Final Report to the Advisory Committee on Civil Rules of the Judicial Conference of the United States / Federal Judicial Center, 1990
SEPARATED and cataloged for stacks
- G/ Sanctions Under Federal Rule of Civil Procedure 11 / Jerold Solovy, et al., Jan. 1998, June 1994, Feb. 1994, Sept. 1993, Sept. 1992, Dec. 1991, Sept. 1991
SEPARATED and cataloged for stacks
- G142/1 Labor Arbitration: A Dissenting View / Paul R. Hays, 1966
- G142/2 Sanctions, Rule 11, and Other Powers / ABA Section of Litigation, 1988
- G142/3 The Rule 11 Sanctioning Process / Federal Judicial Center, 1988
- G142/4 Report of Special Committee to Consider Sanctions for Frivolous Litigation in New York State Courts / New York State Bar Association, 1990
- G142/5 A Century of Service: A Centennial History of the National Conferences of Commissioners on Uniform State Laws / Walter P. Armstrong, Jr. , 1991
- G142/6 Interim Report of the Committee on Civility of the Seventh Federal Judicial Circuit / Hon. Marvin E. Aspen, Chairman, Apr. 1991
- G142/7 Federal Litigation Guide, Chapter 8A: Sanctions / Robert L. Haig, et al, 1991, 1994 (rev. ed.)
- G142/8 Legal Education and Professional Development: An Educational Continuum / A Report of the Task Force on Law Schools and the Profession: Narrowing the Gap, ABA Section of Legal Education and Admissions to the Bar, 1992

- G143/1 Awarding Attorneys' Fees and Managing Fee Litigation / Alan Hirsch & Diane Sheehey, Federal Judicial Center, 1994
- G143/2 Proposed Long Range Plan for the Federal Courts, Draft for Public Comment / Committee on Long Range Planning, Judicial Conference of the United States, Nov. 1994