

**OUTLINES AND PRINCIPLES OF
COMMON LAW PLEADING: WITH
LEADING ILLINOIS CASES, DICEY'S
GENERAL RULES AS TO PARTIES
STEPHEN'S RULES OF PLEADING**

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649031825

Outlines and Principles of Common Law Pleading: With Leading Illinois Cases, Dicey's General Rules as to Parties Stephen's Rules of Pleading by Francis X. Busch

Except for use in any review, the reproduction or utilisation of this work in whole or in part in any form by any electronic, mechanical or other means, now known or hereafter invented, including xerography, photocopying and recording, or in any information storage or retrieval system, is forbidden without the permission of the publisher, Trieste Publishing Pty Ltd, PO Box 1576 Collingwood, Victoria 3066 Australia.

All rights reserved.

Edited by Trieste Publishing Pty Ltd.
Cover @ 2017

This book is sold subject to the condition that it shall not, by way of trade or otherwise, be lent, re-sold, hired out, or otherwise circulated without the publisher's prior consent in any form or binding or cover other than that in which it is published and without a similar condition including this condition being imposed on the subsequent purchaser.

www.triestepublishing.com

FRANCIS X. BUSCH

**OUTLINES AND PRINCIPLES OF
COMMON LAW PLEADING: WITH
LEADING ILLINOIS CASES, DICEY'S
GENERAL RULES AS TO PARTIES
STEPHEN'S RULES OF PLEADING**

OUTLINES AND PRINCIPLES
OF
COMMON LAW PLEADING
WITH LEADING ILLINOIS CASES
DICEY'S GENERAL RULES AS TO PARTIES
STEPHEN'S RULES OF PLEADING

BY
FRANCIS X. BUSCH

OF THE CHICAGO BAR

**DEAN OF THE LAW SCHOOL, AND PROFESSOR OF COMMON
LAW PLEADING IN DEPAUL UNIVERSITY,
CHICAGO, ILLINOIS**

ST. PAUL LIBRARY

CHICAGO
CALLAGHAN AND COMPANY
1913

COPYRIGHT, 1913
BY
CALLAGHAN AND COMPANY

L 6876

DEC 16 1932

STANFORD LIBRARY

PREFACE

The existing very excellent works on Common Law Pleading are too extensive in scope to be adequately covered in the time allotted to elementary pleading and practice in most of the law schools. Particularly is this true of the evening law schools. I have endeavored to outline the subject, and wherever practicable, to supplement the principle announced by pertinent and illustrative cases. It has not been attempted to show the origin or historical development of actions, that work having been already adequately accomplished in the existing more pretentious works upon the subject. The author has quoted liberally from, and acknowledges himself indebted to Andrews-Stephen's Common Law Pleading and Professor R. Ross Perry's Common Law Pleading, either of which works may be profitably used in connection with these outlines and cases.

FRANCIS X. BUSCH.

Chicago, December, 1913.



TO

HON. OSCAR M. TORRISON

FOR WHOSE ENCOURAGEMENT AND ASSISTANCE I HAVE EVER BEEN
PROFOUNDLY GRATEFUL, THIS BOOK IS AFFECTIONATELY
DEDICATED BY THE AUTHOR

TABLE OF CONTENTS

	Pages
CHAPTER I	
Extra-legal Remedies	1-2
CHAPTER II	
Courts	3-6
CHAPTER III	
Extraordinary Remedies	7-8
CHAPTER IV	
Actions and their Classifications.....	9-12
CHAPTER V	
Election of Remedies.....	13-22
CHAPTER VI	
Parties to Actions.....	23-27
CHAPTER VII	
Preliminary Proceedings	28-30
CHAPTER VIII	
Pleadings	31-49
CHAPTER IX	
Occasional Pleas and Incidents to Pleading.....	50-56
CHAPTER X	
Verdict and Proceedings after Verdict.....	57-68