

*Law School of Harvard University,
Cambridge, Mass.*

7 April 1936

Dear Stone:

Really, really, there are limits to absurdities and historical solecisms even when indulged in by a majority of the Supreme Court. And it is making a mockery of great fundamental constitutional experiences and traditions to invoke them with the silly irrelevance with which they were invoked in the Jones Case. Sutherland writes as though he were still a United States Senator, making a partisan speech, but surely the Chief knows better. And it is at once saddening and incomprehensible that he should with his sanction allow such an opinion to go out. When it is a case of "they know not what they do" it is bad enough but to sin against the light will encounter eventually an immutable law of cause and effect.

All of which makes me rejoice with gratitude that three of you spoke out as you did in this silly business through Cardozo.

Faithfully yours,

Felix F.

Hon. Harlan F. Stone.