

Supplement to the Preface of Philip Lane Bruner

At the top of page ix, at the end of the sentence ending “principles and issues”, insert a footnote as follows:^{5.1}

^{5.1} The value of a legal treatise has been recognized in common law jurisdictions for over 750 years. See Winston S. Churchill, Reports in *The Birth of Britain*, 164-165 (1956):

About the year 1250, a Judge of Assize named Henry of Bracton produced a book of nearly 900 pages entitled *A Tract On the Laws and Customs of England*. Nothing like it was achieved for several hundred years, but Bracton’s method set an example, since followed throughout the English-speaking world, not so much as stating the Common Law as of explaining and commenting on it, and thus encouraging and helping later lawyers and judges to develop and expand it. Digests and codes imposed in the Roman manner by an omnipotent state on a subject people were alien to the spirit and tradition of England. The law was already there, in the customs or the land, and it was only a matter of discovering it by diligent study and comparison of recorded decisions in earlier cases, and applying it to the particular dispute before the court.