ADMINISTRATIVE MACHINERY
control of foreign funds by the U. S. Treasury, 17 ff.; role of Treasury Department, 61 ff.; same, Licensing Division, 61 ff.; tests for coverage of freezing controls, 62; property and transactions within administrative jurisdiction, 63; on drafting license applications, 63-4; nature of license applications, 65; procedure in attachment of blocked property, 65; role of the Alien Property Custodian, 66 ff.; types of control, 66 ff.; disposition of property, 69; problems of the prospective purchaser, 69; remedies for wrongful seizure, 70 ff.; Custodian's administrative procedure for claims, 71; proposed legislation, 73 ff.

ALIEN PROPERTY CUSTODIAN (see also PATENTS)
establishment of office, 66, 77; classes of property within control, 66, 78; identification of property, 78; types of control exercised, 66 ff., 79 ff.; vesting, 79; supervision, 79; control over business enterprises, 80 ff.; control over industrial and miscellaneous property, 83 ff.; disposition, 68 ff., 82, 83, 85; sales procedure, 87; legal remedy against, 69 ff., 88 ff., 142 ff.; administrative procedure for claims, 71, 89 ff.; proposed legislation affecting, 90.

BLACK LIST (see PROCLAIMED LIST OF CERTAIN BLOCKED NATIONALS)

BLOCKED PROPERTY, BLOCKING (see CONTROL OF FOREIGN FUNDS)

CARTELS AND ENEMY PROPERTY
use of cartel to conceal enemy ownership, 109; patent transfer devise, 110 ff.; antitrust problems in management of seized enterprises, 112; administration of patents, 113; renegotiation of license agreements, 115; cartels and disposition of vested property, 115.

CENSORSHIP
relation to economic warfare controls, 57.

COMPARATIVE CONTROLS (see WESTERN HEMISPHERE CONTROLS)

CONCEALMENT OF ENEMY PROPERTY
general statement of techniques, 52-53.

CONFISCATION (see also "INVIOLABILITY" OF ENEMY PROPERTY)
general brief against, 152 ff.; exploration of international law, 153 ff.; expressions in early U. S. treaties, statutes, cases, 153 ff.; view of Alexander Hamilton, 155 ff.; views of Story, Marshall, Kent, Field, 157 ff.; expressions around World War I era, 159 ff.; spirit of post-World-War-I legislation, 161 ff.; considerations of justice and self-interest, 164-5.

CONFLICT OF LAWS
significance of situs, 118 ff.; lack of uniformity in national enemy property measures, 118 ff.; extensive scope of present measures, 120; force of territorialism, 120 ff.; interplay of public policy, 122; ineffectiveness of treaty as to non-parties, 124; situs of simple debts, 125 ff.; analogy of garnishment, 126; significance of domicil, 127; practice under peace treaties of 1919, 128; business branch complications, 129 ff.; situs of corporate stock, 133 ff.

CONSTITUTIONALITY
powers of Congress and President, 135; delegation of power, 136; substantive due process, 137 ff.; as to freezing, 137 ff.; as to supervision, 139; as to vesting, 139 ff.; nature of vesting, 139 ff.; enemies, friends and citizens, 140 ff.; procedural due process, 142 ff.; availability of §9(c) remedy to §5(b) vestings, 143 ff., 149 ff.; constitutionality of an autonomous §5(b), 146-7; effect of pending legislation, 147; conclusions, 148.

CONTROL OF FOREIGN FUNDS
role of finance, 17; German acquisition of financial power and how used, 18-21; beginning of U. S. controls, 21; course of Italy and Japan, 23; U. S. controls, after entry into war, 24; phases of funds control program, 26; objectives and policies of U. S. controls, 26 ff.; interpretation and application, generally, 32 ff.; legal bases: statute, 32; same, executive order, 33; same, Treasury regulations, 34; administration through Federal Reserve Banks, 37; general license technique, 38; same, as to persons, 38; same, as to areas, 39; same, as to transactions, 40; program as to securities, 42; currency, 44; blocked funds in litigation, 44 ff.; census of foreign property, 49-51; vesting, 51; techniques of concealment, 52-53; controls over business enterprises, 54; patents, 55; use of directive license, 55; Black List, 56; inter-American co-operation, 57; communications and censorship, 57; United Nations Declaration, 58; census of American property abroad, 58; ending the controls, 59.

COPYRIGHTS
Alien Property Custodian's control, 84.

EXECUTIVE ORDERS
No. 8389 (and amendments): 4, 5, 8, 21, 24, 33, 34, 43, 61-63, 73, 78, 135; *No. 9095* (and amendment, *No. 9193*): 25, 66, 68, 69, 70, 73, 74, 77, 80, 83, 85 86 93.

GENERAL LICENSES (TREASURY)

No. 1 and 1A, 41; *No. 2*, 41; *No. 4*, 41; *No. 11*, 27, 39; *No. 17*, 31; *No. 25*, 43; *No. 27*, 41; *No. 28*, 39, 50; *No. 29*, 43; *No. 30 and 30A*, 41; *No. 32 and 32A*, 41, 59; *No. 33*, 41; *No. 42*, 6, 38, 50; *No. 45*, 27; *No. 48*, 27; *No. 49*, 40; *No. 50*, 40; *No. 52*, 40; *No. 53*, 11, 39, 56; *No. 58*, 40; *No. 68*, 38; *No. 70*, 40; *No. 72 and 72A*, 55; *No. 76*, 24; *No. 78*, 24; *No. 86*, 41; *No. 87*, 43.

GENERAL ORDERS (ALIEN PROPERTY CUSTODIAN)

No. 2, 100; *No. 5*, 86; *No. 6*, 86; *No. 11*, 55; *No. 12*, 55; *No. 13*, 55; *No. 20*, 86; *No. 26*, 14, 68, 69, 87.

GENERAL RULINGS (TREASURY)

No. 3, 42; *No. 4*, 34, 38; *No. 5 and 5A*, 10, 42, 44; *No. 6 and 6A*, 9, 43, 44; *No. 10*, 43; *No. 11*, 41, 58, 59; *No. 12 and 12A*, 39, 44, 45, 46, 49, 65; *No. 17*, 9, 41.

INTERNATIONAL LAW

explorations in public international law bearing on confiscation, seizure and return of enemy private property, 152 ff., 166 ff.

"INVIOLABILITY" OF ENEMY PROPERTY (see also CONFISCATION)

background: treaty of 1799 with Prussia, 166; comparison with Versailles Treaty, 167; shifting back and forth of international law viewpoints, 168 ff.; relation of nature of international law and practice, 169; wartime administration of enemy property vs. disposition, 171; Americanization and use, 172 ff.; pro's and con's of returning enemy private property, 174 ff.; distinctions in enemy property, 176; dictates of self-interest, 176; certain financial and economic considerations, 177 ff.; actual consequences of return of properties, 180 ff.; futility of return of certain enemy properties, 180 ff.; confiscation is not the issue, 181.

"NATIONALS" SUBJECT TO CONTROLS

comparisons, various countries, 6 ff.; loyalty test, 7-8; definition, in U. S. controls, 33, 63, 137; determination, 89, 146.

PATENTS

original Treasury jurisdiction, 55; authority of Alien Property Custodian, 93; comparison with World War I, 93; program for promoting use of patents, 94; disposition of seized interests in patents, 96 ff.; non-exclusive licensing, 96 ff.; royalty policy, 97; duration of license, 99; assurances of licensee, 100; patents licensed or assigned prior to vesting, 101 ff.; patent contracts, 102; provisions of contracts, 103; abrogating restrictive provisions, 104; administration of patent contracts, 104; patents held by vested corporations, 105; statistical analysis of Custodian's patent holdings, 107; ultimate disposition, 108; transfer of patents by cartels in aid of concealment, 110; patent administration in relation to cartels, 113 ff.

POLICY OF THE CONTROLS

elimination of inimical influences, 5; general aims, 16; as to property of occupied countries, 26-29; same, enemy countries, 29-30; same, blocked countries, 30; statement of general policies, 31; patents, 93 ff.

POST-WAR TREATMENT

prospects, generally, 183 ff.; background of H. R. 3672, 183; sources of opposition, 183 ff.; considerations on which H. R. 3672 was introduced, 185 ff.; bill's conformity to principle, precedents, etc., 188 ff.; some Congressional views, 190 ff.; not confiscation, but equity, 193 ff.; some open questions, 196 ff.; special problem of patents, 197; concluding considerations, 199.

PROCLAIMED LIST OF CERTAIN BLOCKED NATIONALS

basis, 10 ff.; similar lists in other countries, 11 ff.; significance, 10-12; further observations, 56-57.

PROSPECTIVE LEGISLATION (see also POST-WAR TREATMENT)

bills pending, 73 ff., 90-91; relation to problems of constitutionality, 147; general discussions, 180 ff., 183 ff.

REMEDIES

against wrongful seizure of properties, 70 ff., 143 ff.; availability of §9(c) remedy to §5(b) vestings, 70 ff., 143 ff., 149 ff.; constitutionality of an autonomous §5(b) remedy, 146-7; administrative remedy, Treasury and Custodian, 146.

TRADING WITH THE ENEMY ACT

Generally: 4, 25, 32, 36, 76, 93, 112, 137, 159, 160.
§3(a): 57.
§5(b): 22, 25, 26, 32-33, 57, 61, 66, 68, 70-73, 77, 100, 135, 136, 139-51.
§7(c): 68, 70, 72, 73, 136, 144, 150, 151.
§9: 161.
§9(a): 70, 71, 73, 143, 145, 146, 148, 149, 150.
§12: 68, 88, 161.

TRADEMARKS

Alien Property Custodian's control, 83.

VESTING OF ENEMY PROPERTY

first exercise of power, 51; authorization, 79; nature of vesting, 139 ff.; vesting as constitutional, 139 ff.; availability of §9(c) remedy to §5(b) vestings, 143 ff., 149 ff.

WESTERN HEMISPHERE CONTROLS

background, 3-6; persons subjected, 6 ff.; freezing, 8-9; currency and securities, 9-10; "Black List," 11-12; census of property, 12-13; supervision of commercial activities, 13; forced transfers of property, 14-16; general aims, 16.