loans made per year by legal companies, the average size of these loans, the average
cost to the borrower per $100.00 per year, the type of security sought or required, the
company's policy on selecting credit risks, the number of applications for loans refused
and the most common reasons for making such refusal. As indicated in the earlier
discussion regarding interest rates, the figures above mentioned relative to the average
cost to the borrower per year for $100.00 should include all charges made for investiga-
tions, brokerage or otherwise and should take into consideration whether interest
is discounted in advance and whether the loan is paid in instalments, etc.

The Junior Bar Conference has carefully avoided detailed suggestions as to what
the reports of the local committees should contain, because these reports if they are
to have significance in the community where made, should be primarily the product
of the local committee. Obviously the recommendations of a local committee neces-
sarily depend on the facts found by that committee. The Conference therefore be-

Even from this condensed résumé of the theory of the Conference program, it
appears that the elements are there for genuine accomplishment in each state where
the surveys are being made. The program of legal aid alone will be a real service to
each community. By finding and publishing the facts the Conference will offer a
basis for future progress toward solving the problem of the illegal high rate lender.
Some difficulties were anticipated because the program is dependent solely upon
volunteer workers. In practice, however, this has not proved to be a serious problem.
The young lawyers have entered into it with enthusiasm and the response of the
public has been so encouraging as to raise the hope the surveys will be completed
during the year 1941.

INDEX—COMBATING THE LOAN SHARK*

**Banks**
- entrance into consumer credit field, 29, 170-1;
- consumer indebtedness handled by, 31, 32;
- relations with finance companies, 33;
- methods of personal loan departments, 34-5;
- evasion of usury laws by, 56-8;
- activity charges by, 59;
- regulation of personal loans by, effect on small loan laws, 129, 131-2.

**Bar Association Committees**
- work of, in Missouri, 190, 192, 193-4.

**Better Business Bureaus**
- work of, in Missouri campaign, 189, in California, 195;
- suggested use of, in campaign against loan sharks, 199.

**Borrowers**
- lack of bargaining power of, 12, 90;
- effect of exorbitant interest upon, 13;
- economic background of, 15-18;
- remedies of, under usury laws, 46-7;
- costs of loans to, under unregulated lending, 73-7;
- case histories of, 74-6;
- inability of, to exercise legal rights, 90-1;
- protection of, as a matter of public concern, 91;
- prepayments by, 120;
- protection of interest of, under New Jersey law, 151-3;
- full loan service for, 151;
- renewal of loans by, in New Jersey, 152;
- reasons for, from personal finance companies, 165-6;
- earnings of, 166;
- occupations of, 166-7.

**Building and Loan Associations**
- avoidance of usury laws by, 59.

**California**
- campaign against loan sharks in, 194-6.

**Cash Service Co. v. Ward, 64.**

**Columbian Athletic Club v. State, 104.**

**Commonwealth v. Continental Co., 103.**

**Consumer Credit**
- social and economic background of, 14-22;
- institutional organization of, 23-35;
- economic basis for, 27-8;
- financing of instalment credit by retailers, 28-9;
- fluctuation in debts of consumers, 29-30;
- distribution of consumer debt, open account and instalment, 31-2, 155-6;
- necessity for regulation of all agencies providing, 129-34;
- instalment credit, competition between providers of, 130, 157-8;
- regulation of providers of, 154-72.

* USLL used in this index for Uniform Small Loan Law.
CREDIT
see CONSUMER CREDIT

CREDIT UNIONS
development of, 25-6; consumer indebtedness handled by, 31, 35.

EMPLOYMENT
relation of, to small loans problem, 16-18; unemployment and family security, 20-1.


EVIASIVE DEVICES
see USURY LAWS

Ex parte Hughes, 70, 104.

FLORIDA
legislative campaign against unregulated lending in, 176, 178-82.

Floyd v. Edwards, 55.

FINANCE COMPANIES
consumer indebtedness handled by, 31, 32; regulation of, effect on small loan laws, 129-30, 132-3.

General Finance Co. v. Comm'r of Internal Revenue, 71.

Glover v. Buchman, 64.

Grannan v. Danner, 71.

GREAT BRITAIN
usury legislation in, 23-4; recent legislation of, affecting small loans, 26-7.

Gunnells d.b.a. Acme Finance Co. v. Atlanta Bar Ass'n, 72.

Hogan v. Thompson, 64.

Hornsby v. Ruth, 64.

HOUSEHOLD FINANCE CORPORATION
analysis of, 165-7.

HOUSING
relation of, to small loans problem, 19-20.

INDUSTRIAL BANKS
see MORRIS PLAN BANKS

INJUNCTION PROCEEDINGS
against loan sharks, 100-7; requirement of property interest in, 105; suggested use of, against loan sharks, 202.

In re Debs, 101, 102, 103.

INSTALMENT CREDIT
see CONSUMER CREDIT

In the matter of Pyramid Finance Corp., 70.

JUNIOR BAR CONFERENCE
program of, against loan sharks, 197-204; preparation of Manual by, 198; publicity program recommended by, 200-1. See also BAR ASSOCIATION COMMITTEES.

Kansas City v. Markham, 104, 105.

KENTUCKY
campaign against loan sharks in, 185-7.

King v. State, 70.

LABOR UNIONS
work of, in Missouri campaign, 192, in California, 193; suggested use of, in campaign against loan sharks, 199.

LEGAL AID BUREAUS
work of, in Kentucky campaign against loan sharks, 185-6; suggested use of, in campaign against loan sharks, 198-9.

LOAN SHARKS
distinguished from early usurers, 3-4; development of business of, 5-6; charges of, 5, 73-7; search for remedies against, 6-7; present activity, 7-11; increasing intensity of operations by, 7-8; loan balances of, in states lacking regulatory legislation, 8; loan balances of, in states with ineffective legislation, 9; evasive devices of, 10-11; evasion and avoidance of usury laws by, 54-72, 91-3; interstate organization of, 69-72; extradition proceedings against, 71; illegal use of mails by, 72, 97; collection tactics of, 78-87; use of justice courts by, 78-81; threats of legal action by, 82-3; appeals to employers by, 83; collection tricks of, 83-4; garnishment proceedings by, 84-5; strong arm collecters, 86; threats of criminal prosecution by, 86-7; legal techniques for combating, 88-99, 201-3; weakness of borrowers exploited by, 90-1; laws applicable to activities of, 93-5; criminal prosecution of, 96-7; damage suits against, 98; quo warranto proceedings against, 98; injunction and receivership proceedings against, 99-3, 100-7; effect of small loan laws on, 121-2, 125-7, 171-2; enforcement of New Jersey law as applied to, 150-1; legislative tactics of, 173-82; campaign of confusion by, 173; organization of lobby by, 174, 175-6; organization for combating lobby of, 177; method of lobbyist for, 178-81; legislative fight against in Florida, 178-82; organization of public opinion against, 183-204; public records of operations of, 203.


MEDICAL CARE
relation of, to small loans problem, 18-19.

MISSOURI
campaign against loan sharks in, 187-94.

MORRIS PLAN BANKS
development of, 25; consumer indebtedness handled by, 31, 34; avoidance of usury laws by, 59; practice of, without legislative approval, 66-7.

NEWSPAPERS
part played in campaign against loan sharks in Florida, 176, 178-81, in Kentucky, 187, in Missouri, 189, 192; suggested use of, 200-1.

NORTH CAROLINA
interest rates paid in, 75.

OKLAHOMA
interest rates paid in, 76.

Page v. Johnson, 64.

PAWNBROKERS
consumer indebtedness handled by, 31, 35; evasion of usury laws by, under Utah law, 67-8.

People v. Seccombe, 103.
Personal Finance Companies
consumer indebtedness handled by, 31; methods of, 34; competition of, effect on loan sharks, 126; competition with unregulated agencies of consumer credit, 131-2; growth of, in New Jersey, 147; licensing of, in New Jersey, 148-9; size of offices, in New Jersey, 148-9; enforcement of New Jersey law as applied to, 149-50; operation of, under regulation, 154-72; regulation of, in New York, 161-4; earnings of, in New York, 163-4; expenses of, in New York, 164; analysis of average office, 165-8; income and expense of, 165; reasons for borrowing from, 165-6; analysis of borrowers from, 165-71; analysis of loans of, 167; security taken for loans of, 168; earnings of, by states, 168; competition between, 169-70.

Public Opinion
loan shark plan for confusing, 173, 176; organization of, for effective measures against loan sharks, 183-204; organization of, in Kentucky, 185-7; in Missouri, 187-94, in California, 194-6; use of radio in organizing, 196-7; publicity program outlined, 200-1.

Receivership Proceedings
against loan sharks, 100-7.

Russell Sage Foundation
early investigation of loan sharks by, 6; general work of, 184; work of Department of Consumer Credit Studies, 184-5.

Salary Buying
provision concerning, in USLL, 120-1; in Missouri, 189. See also Usury Laws.

Sherrill v. Brantly, 58, 189.

Small Loan Laws
early attempts, 6, 110-11; drafting of USLL, 7; theory of, 11-13; American and English contrasted, 26-7; development of, in general, 108-45; essentials of, 109; experimental period with, 111-2; coordinating period, 112; era of USLL, 112-4; structure of USLL, 114-8; analysis of USLL by sections, 115-8; requirements of licensees under USLL, 117-8; progressive drafts of USLL, 119-22; discretionary powers of administrators under, 122; classification of laws now in force, 122-5; criteria for judging, 123; states with effective, 123-4, 159; states with partially effective, 124; states with ineffective, 124-5, 159; states without, 125, 158; effect of, on loan sharks, 121-2, 125-7; effect of competition in enforcement of, 126; trends in enforcement of, 127; effect of other legislation on, 127-8; effect of absence of other regulatory legislation on, 129-34; citations and legislative history of, 134-6; table of cases construing, 137-8; sixth draft of USLL, 138-45; administration of, 146-53; history of, in New Jersey, 146-7; operation of, in New York, 161-4; summary of, 160-1; summary of maximum rates under, 161; most effective rate for, 108-9; competition under, 169-70; legislative fight for, in Florida, 173-82, in Kentucky, 185-7, in Missouri, 187-94, in California, 194-6.

South Carolina
interest rates paid in cities of, 74.

Spicer v. King Bros. & Co., 70.


State ex rel. Boykin v. Ball Investment Co., 70.


State v. McMahon, 102.

State v. Whaley, 66.

Stephenson v. Fidelity Loan & Thrift Co., 66.


Uniform Small Loan Law
see Small Loan Laws

Usury
early history of, 36-7; attitude of Church toward, 36-7, 54; moral v. legal, 39-40; elements of, 54.

Usury Laws
effect on loan sharks, 5-6; inability of legitimate lenders to operate under, 12; development of, in England and U. S. contrasted, 23-4, 55; contribution of, to development of loan sharks, 24-5; survey of, 36-53; repeal of, in Europe, 38; development of, in America, 38-91; nature of defense under 40; element of intent under, 41-2; status of holder in due course under, 42-3; penalties for violation of, 43-6; remedies of borrowers under, 46-7, 94; conflict of laws, 47; tabular presentation of, by states, 48-53; evasion of, 55-8; midget loans, 55-6; side agreements, 56, outright disregard of statute, 56, rate statement in disregard of installment repayment, 56-7, use of insurance requirements, 57-8; avoidance of, 58-62, sales financing, 58, salary buying, 58, dual contracts with legislative approval, 59, charges for collateral activities, 59-61, brokerage charges, 61, legislative exceptions, 61-2; devices which may permit evasion of, 62-9, 91-3, hazard agreements, 62, repeated purchases of salary, 62-3, endorsements, 63, merchandise coupons, 63, store order plan, 64, cash order plan, 64, form of purchase and sale, 65, alleged attorneys' fees, 65, statutory minimum fees, 65-6, Morris Plan practice without legislative approval, 66-7, pawnbroker exception in Utah, 67-8, fee for motor vehicle laws in Missouri, 68-9; study of, in campaign against loan sharks, 199.


Willis v. Buchman d.b.a. Alabama Loan Co., 64.