

Abbreviations, References, Citation Style, etc. in the Annotated Justinian Code

Justice Blume's ANNOTATED JUSTINIAN CODE contains numerous abbreviations and references. Many of the former are unusual, and most of the latter are incomplete. The AJC also is inconsistent in these matters, as one might expect of a work carried out over decades. Blume recognized these problems. In a letter written September 12, 1933 to Clyde Pharr, he noted with respect to the translation of Book II that he was sending Pharr: "I have not always been consistent in naming some of the authorities; for instances, in some places I have 'Cujas,' and in others 'Cujacius,' and in some places I have 'Godefroi,' and in others 'Gothofredus.' I have not taken the trouble to make these names uniform." There are many other instances in which Blume referred to one authority in different ways. (Donnelus's commentary, for example, can be Don., or Don. Comm., or Donnelus.) In the course of editing, I attempted to standardize the forms (as "Cujacius" and "Gothofredus," for example) whenever Blume refers to them in a citation. However, in the list that follows, I have added a "see" reference from the other forms, because I am certain to have missed some instances.

In the same letter to Pharr noted above, Justice Blume explained the character of the words he put into brackets: "These, when included in the ordinary bracket, are words of my own, put in to give the true sense, of the text, or for the purpose of explaining something which must be implied from such text." As editor, I also have added material in brackets, but I have done so very sparingly. Blume went on to indicate that he had left out the names of the persons who were consuls in the years the laws were issued, giving only the years themselves, as provided in the Latin text. His expressed intention was to add an appendix giving, by year, the names of those consuls.

The Justice likewise intended to create an appendix that would offer more bibliographic detail for the authorities he cited. That is accomplished in the following list. I have not included those handful of sources for which he provided full references in the AJC. However, these are so few that the list will serve as a nearly comprehensive guide to all of the authorities Blume cited in his annotations. In the list, I have cited particular editions when I either found them in Blume's library (and therefore assumed they were the ones to which he referred) or was satisfied for other reasons they likely were the ones he used. When in doubt, I refrained from providing an edition reference.

In the course of his more than three decades of work, Justice Blume was not always consistent in his citation style either. For example, he usually mixed a period with comas for CJC references (e.g., C. 6, 4, 4), but occasionally he would use all periods, and for the subdivisions in his manuscript he used dashes (e.g., 6-4-4). This is not surprising, given that the 19th and early 20th century Continental, English and American works that comprised the bulk of his library also vary in the citation forms they employ.

Justice Blume indicated clearly in his correspondence with Clyde Pharr that he wrote his annotations with American lawyers in mind. Therefore, I standardized his references in something approximating the BLUEBOOK form familiar to modern American lawyers. (THE BLUEBOOK, A UNIFORM SYSTEM OF CITATION, 18th ed. 2005.) References to the Code, for instance, appear as C. 6.4.4 (though true BLUEBOOK form would have Code

Just. 6.4.4 and include the reigning emperors names and the date the law was issued). Similarly, I changed the style of reference to multivolume sets to read, for example, 2 Karlowa 244, where 2 is the volume and 244 the page, instead of Karlowa 2, 244 as it was in the manuscript.

Other inconsistencies in citation form appear in the manuscript. One was Blume's method of referring to two or more paragraphs or sections within the same law; i.e., sections 1 and 2 of book VI, title 31, law 6. At times he would render such a reference as C. 6, 31-1, 2, and in other instances as C. 6, 31, 1 and 2. I tried to standardize this in the latter form, as being clearer, but I am sure I did not spot all such occurrences. Justice Blume also used dashes in a similar way when he needed to cite more than one paragraph or section in the same title for the same point; in such cases he used a form like D. 38, 2-1, 2; 37. This means Digest book 38, title 2, laws 1 and two, plus law 37 of the same title. Elsewhere, a dash simply has its familiar implication of inclusiveness; e.g., D. 2.4.23-25 means Digest book 2, title 4, laws 23 through 25.

For the reader who is unfamiliar with the sources of Roman law and its references, I recommend as especially informative works: Stephen Sass, *Research in Roman Law: A Guide to the Sources and Their English Translations*, 56 LAW LIBR. J. 210 (1963) and A. ARTHUR SCHILLER, *ROMAN LAW: MECHANISMS OF DEVELOPMENT* (1978).

References and Abbreviations in the Annotated Justinian Code

Abbott & Johnson, Municipal Adm. in Roman Empire. Frank Abbott and Allan Johnson, Municipal Administration in the Roman Empire (1926).

Aelianus, var. hist. Aelianus, Varia Historia.

Agr. Agricola. Cornelius Tacitus, De Vita Iulii Agricolae. See also Tac. Ger.

Albertario, L'Arbitrium Boni Viri... Emilio Albertario, L'arbitrium Boni Viri del Debitore (1924).

Ammianus Marcellinus. The Roman History of Ammianus Marcellinus (C.D. Yonge trans., 1911).

Amm. Marc. See Ammianus Marcellinus.

Amos, Roman Civil Law. Sheldon Amos, The History and Principles of Roman Civil Law (London, Kegan Paul, Trench & Co. 1883).

Arch. Civ. Prax. Archiv für die Civilistische Praxis.

Arg. D. Probably the same as "arguendo ex"—meaning the rule is not stated directly in the citation but can be established indirectly.

Arnold, Roman Provincial Administration. William Arnold, The Roman System of Provincial Administration to the Accession of Constantine the Great (1914).

Asverus, Denunciation. Gustav Asverus, Die Denunciation der Römer und ihr Geschichtlicher Zusammenhang mit dem ersten Prozesseinleitenden Decrete (Leipzig, F.G. Brockhaus 1843).

Augustine, Epist. St. Augustine, Epistulae.

Bas. Basilicorum Libri LX (Gustav Ernst Heimbach & Karl Wilhelm Ernst Heimbach eds., Leipzig, Barth 1833-1870).

Bechmann, Dotalrecht. August Bechmann, Römische Dotalrecht (Erlangen, Deichert 1863-1867).

Becker, Gallus. W.A. Becker & Frederick Metcalf, Gallus (3rd ed. London, Longmans Green 1866).

Bekker, Act. Ernst Immanuel Bekker, Die Actionen des Römischen Privatrechts (Berlin, F. Vahlen 1871-1873).

Berger, Teilungsk. Adolf Berger, Zur Entwicklungsgeschichte der Teilungsklagen im Klassischen Römischen Recht (1912).

Bertolini, Transazione. Cesare Bertolini, Della Transazione Secundo il Diritto Romano (1900).

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Bethmann-Hollweg. August Bethmann-Hollweg, Der Civilprozess des Gemeinenrechts in Geschichtlicher Entwicklung (Bonn, Marcus 1874).

B-H. See Bethmann-Hollweg.

Binder, Korreal. Julius Binder, Die Korrealobligationen im Römischen und im Heutigen Recht (Leipzig, Deichert 1899).

Binder, Korrealobligationen. See Binder, Korreal.

Boak, Master of Offices. Arthur Boak, The Master of the Offices in the Later Roman and Byzantine Republics (1919).

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Brassloff. Stephan Brassloff, Zur Kenntniss des Volksrechtes in den Romaniserten Ostprovinzen des Römischen Kaiserreiches (1902).

Brassloff, Zur Kenntniss d. Volksrechtes. See Brassloff.

Bremer, Jur. Anteh. F.P. Bremer, Iurisprudentiae Antehadrianae quae Supersunt (Lipsiae, Teubneri 1896-1901).

Bruns, Besitzklagen. Carl Georg Bruns, Die Besitzklagen (Weimar, Hermann Böhlau 1874).

Bruns, Fontes. Carolus Georgius Bruns, Fontes Iuris Romani Antiqui (1909).

Buckland, Roman Law of Slavery. W.W. Buckland, Roman Law of Slavery (1908).

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Bury, Hist. Later Roman Empire. J.B. Bury, History of the Later Roman Empire (1923).

C. Codicus—“Justinian’s Code.” C. followed by a number refers to a particular book of the Code; e.g., C. 3 refers to book 3 of Justinian’s Code.

Caes., Bell.Gall. Caesar, Julius, Bellum Gallicum. [Blume owned several editions; e.g., Caesar’s Commentaries on the Gallic War (Arthur Hinds, N.Y., 1889) and Commentarii (Bernard Dinter ed., Leipzig, B.G. Teubner, 1887).

Cambridge Medieval History. Cambridge Medieval History (H.M. Gwatkin & J.P. Whitney eds., 1911-1936).

Capit. Marc. 1 The Scriptorum Historiae Augustae (David Magie trans., 1922).

Cassiodorus. The Letters of Coassiodorus: Being a Condensed Translation of the Variae Epistolae of Mangus Aurelius Cassiodorus Senator (Thomas Hodgkin trans., London Henry Fowde 1886).

Cassiodorus, Var. See Cassiodorus.

Cass. Var. See Cassiodorus.

C. Greg. Codex Gregorianus.

Charlesworth, Traderoutes of the Roman Empire. M.P. Charlesworth, Trade-Routes and Commerce of the Roman Empire (2nd ed. 1926).

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Cic. ad Att. Cicero, Epistularum ad Atticum. The Letters of Cicero (Evelyn S. Shuckburgh trans. 1900-1904); Letters to Atticus (E.O. Winstedt trans. 1912).

Cic. de off. Cicero, De Officiis (Thomas A. Thatcher ed. N.Y., D. Appleton 1853).

Cicero in Verr. Cicero, In Verrum. 1 The Orations of Marcus Tullius Cicero (C.D. Yonge trans., London, Bell & Daldy 1872).

Cic. pro Cluent. Cicero, Pro Cluentio.

Cic. pro Milo Cicero, Pro Milone.

Cicero pro Quinctio. Cicero, Pro Quinctio. M. Tullii Ciceronis, Orationes Pro P. Quinctio, Pro Sex. Roscio Amerino, Pro Q. Roscio Comoedo (C.F.W. Müller ed., 1907).

C.J. Code of Justinian, & Corpus Juris (1914-1955).

C.Jn. See C.J.

Clark. E.C. Clark, History of Roman Private Law (1906-1919).

Clousing, The Roman Colonate. Roth Clousing, The Roman Colonate (1925).

Code Greg. Codex Gregorianus.

Code Hammurabi. Code of Hammurabi.

Cole, Later Roman Education. Percival R. Cole, Later Roman Education in Ausonius, Capella and the Theodosian Code (1909).

Coll. Moses Hyamson, Mosaicarum et Romanarum Legum Collatio (1913).

Coll. Moss. See Coll.

Collinet, Études. Paul Collinet, Études Historiques sur le Droit de Justinien (1912-1952).

Colquhoun. Patrick Mac Chombaich de Colquhoun, A Summary of Roman Civil Law (London, V. & R. Stevens 1849-1860).

Columella. Lucius Iunius Moderatus Columella, De re Rustica.

Const. Omnem. “Constitutio Omnem” [The Whole Body of the Law]--a prefatory statute to the Digest. See Mommsen, Krueger & Watson, 1 The Digest of Justinian I (L) (1985).

Const. Sirm. “Sirmondian Constitutions.” Available in The Theodosian Code and Novels and the Sirmondian Constitutions (Clyde Pharr trans., 1952).

Consult. Consultatio Veteris Cuiusdam Iurisconsulti.

Consultato. See Consult.

Corpus Agr. Rom. Corpus Agrimensorum Romanorum. Carl Thulin, Corpus Agrimensorum Romanorum (1913).

C. T. Theodosian Code.

C. Th. See C. T.

Cujacius. Iacobi Cuiacii, Opera ad Parisiensem Fabrutianam Editionem... (Venice 1758—1783).

Cujas. See Cujacius.

Cujas, Obs. Probably--Jacques Cujas, Iacobi Cuiacii I.C. Praeclarissimi Observationum et Emendationum...(Coloniae Agrippinae, Apud Ioannem Gymnicum 1591).

Cuq., Inst. Edouard Cuq, Manuel des Institutions Juridiques des Romains. (1928).

Cuq., Manuel des Inst. See Cuq., Inst.

Czyhlarz, Dotalrecht. Karl Czyhlarz, Römische Dotalrecht (Giessen, Roth 1870).

D. Justinian’s Digest.

Demelius, Confessio. Gustav Demelius, Die Confessio im Römischen Civilprocess (Graz, Leuschner & Lubensky 1880).

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Dig. See D.

Dill, Roman Society Last Century. Samuel Dill, Roman Society in the Last Century of the Western Empire (2nd ed. 1906).

Dill, The Last Century. See Dill, Roman Society Last Century.

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Dio Cassius. See Dio.

Diod. Sic. Diodorus Siculus, The History of Diodorus Siculus Containing All that is Most Memorable and of Greatest Antiquity.

Dionys. Hal., Ant. Roman. Dionysius Halicarnassensis, Dionysi Halicarnasensis Antiquitatum Romanarum quae Supersunt (Lipzig, Teubner 1885-1925.)

Do., Ann. Bas. [An annotated edition of the Basilicorum?]

Don., Comm. Hugues Doneau, Hugonis Donelli Iurisconsulti et Antecessoris Opera Omni. Commentariorum de Iure Civili... (Lucae, Joannis Riccomini 1762-1770).

Donnelus. See Don., Comm.

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Eusebius. Eusebius of Caesarea, Ecclesiastical History of Eusebius Pamphilus (C.F. Cruse trans., Philadelphia, R. Davis 1840); also id. (London, G. Bell 1911).

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Festschrift Hanausek. See Festgabe Hanausek.

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G. Gaius, Institutes.

Gaius. See G.

Geib. Gustav Geib, Geschichte des Römischen Criminal Prozesses bis zum Tod Justinian's (Leipzig, Weidmann'sche Buchhandlung 1842).

Geib, Roman Criminal Process. See Geib.

Gellius, Noctes Att. Aulus Gellius, Noctes Atticae./The Attic Nights of Aulus Gellius.

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Gelzer, Studien z. Byz. Verwaltung. See Gelzer, Studien.

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Godefroi. See Goth. Ad. C. Th.

Goth. Ad C. Th. Jacques Godefroy, Codex Theodosianus cum Perpetuis Commentariis... (London, Ioannis-Antonni Heuguetan and Marci-Anconii Rauaud 1665).

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Gothofredus on C. Th. See Goth. Ad C. Th.

Goth. Theod. See Goth. Ad. C. Th.

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Güldenpennig, Gesch. d. Ostrom. R. Albert Güldenpennig, Die Quellen zur Geschichte des Kaisers Theodosianus des Grossen (Halle, Karras 1878).

Gutherius, De Off. Domus Augustae. Jacobus Gutherius, De Officiis Domus Augustae (Lipsiae, Schurerianorum et Joh. Fritzschi 1632).

H. Probably Heimbach.

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Hitzig. See Hitzig, Die Assessoren.

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H.t. Hoc titulo—this title. H.t. “refers to the particular title dealing with the subject matter in question.” (Rudolph Sohm, The Institutes §6 (1901). Thus, where the discussion concerned military matters, “L. 18 h.t.” would refer to law number 18 in title 35 of book 12 (C. 12.35.18), a rescript that bans traders from holding a position in the militia.

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Hudemann, R. Postwesen. See Hudemann, Gesch. d. Rom. Postwesens.

Hugo Don. See Don., Comm.

Hugo Don., Comm. See Don., Comm.

Hugo Donnelus. See Don., Comm.

Humbert, Essai. Gustav Humbert, Essai sur les Finances et la Comptabilité Publique Chez les Romains (Paris, Ernest Thorin 1886).

Humbert, Les Finances. See Humbert, Essai.

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Index Interpolationes. Ernst Levy and Ernst Rabel, Index Interpolationum quae in Justiniani Digestis inesse Dicuntur (1929-1935).

Inst. Institutes of Justinian.

I.t.p. Interpolated.

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Jors. R.R. See Jors.

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Just. Justinian's Code.

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Kneip, Praese. Und Pactum. See Kneip, Praes.

Korosec, Erbenhaftung. Viktor Korosec, Die Erbenhaftung nach Römischen Recht (1927).

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Krüger, Exceptio doli. Hugo Krüger, Beiträge zur Lehre von der Exceptio Doli (Halle, M. Niemeyer 1892).

Krüger, Kritik d. Just. Codex. Paul Krüger, Kritik des Justinianischen Codex (Berlin, Weidmann 1867).

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L. Lex—"law."

L. See Pernice, Labeo.

Labeo. Probably Marcus Antistius Labeo... See Pernice, Labeo.

Lactantius, de mort. persecute. Lactantius, "De Mortibus Persecutorum" in 7 The Ante-Nicene Fathers, Translations of the Writings of the Fathers Down to A.D. 325 (Alexander Roberts & James Donaldson eds., Christian Literature Co., Buffalo N.Y. 1885-1887).

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Lampridius, Alex. Sev. See Lamprid, Sev. Alex.

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Leo, Capitatio Plebia. See Leo, Capitatio Humana und Capitatio Plebia.

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Levy, Sponsio. Ernst Levy, Sponsio Fidepromissio Fideieussio (1907).

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Marquardt, Rom. Stverw. or Rom. Stvw. See Marquardt, Rom. Staatsver.

Matthiass, Rom. Grundsteuer. Bernhard Matthais, Die Römische Grundsteuer und Vectigalrecht (Erlangen, A. Deichert 1882).

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M. Gelzer, Studien. See Gelzer, Studien.

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