CONTENTS

ESSAYS ON LEGAL EDUCATION

Preface ................................................. 221
Alfred F. Conard, The Nobel Prize for Law ....................... 225
Sallyanne Payton, Is Thinking Like a Lawyer Enough? .......... 233
James B. White, Doctrine in a Vacuum: Reflections on What a Law School Ought (and Ought Not) to Be ........... 251
Christina B. Whitman, Thoughts on Teaching ............. 267
Joseph L. Sax, Why I Teach Water Law ...................... 273
Michelle J. White, Why Would Law Students Benefit from Studying Economics? .............................................. 277
Charles W. Joiner, Fairness in Teaching Advocacy ...... 283
Andrew S. Watson, Mediation and Negotiation: Learning to Deal with Psychological Responses .................... 293
Steven D. Pepe, Clinical Legal Education: Is Taking Rites Seriously a Fantasy, Folly, or Failure? .................... 307
Layman E. Allen and Charles S. Saxon, One Use of Computerized Instructional Gaming in Legal Education: To Better Understand the Rich Logical Structure of Legal Rules and Improve Legal Writing ........................................ 383

NOTES

A Proposal for Extension of the Occupational Safety and Health Act to Indian-Owned Businesses on Reservations ............ 473

Private Settlement as Alternative Adjudication: A Rationale for Negotiation Ethics ................................................ 503

UNIVERSITY OF MICHIGAN LAW SCHOOL

Administrative Officers

HAROLD T. SHAPIRO, B.A., M.A., PH.D., President of the University
BILLY E. FRYE, M.S. PH.D., Vice President for Academic Affairs and Provost
TERRANCE SANDALOW, A.B., J.D., Dean
EDWARD H. COOPER, A.B., LL.B., Associate Dean for Academic Affairs
SUSAN M. EKLUND, A.B., J.D., Associate Dean for Student Affairs and Operations
BEVERLEY J. POOLEY, B.A., LL.B., LL.M., S.J.D., Associate Dean for the Law Library

VIRGINIA B. GORDAN, B.A., J.D., Assistant Dean for Student Affairs

ASSISTANT DEANS

ALLAN T. STILLWAGON, A.B., M.A., Assistant Dean and Admissions Officer

PROFESSORS EMERITI OF LAW

FRANK R. KENNEDY, A.B., LL.B., J.S.D.,
Thomas M. Cookey Professor of Law
MARY L. NIEBUSCH, A.B., LL.B.,
S. CHESTERFIELD OPPENHEIM, A.B., A.M., J.D., S.J.D.

PROFESSORS OF LAW

WILLIAM I. MILLER, A.B., PH.D., J.D.
WILLIAM E. NOWAK, A.B., J.D.
SALLYANNE PAYTON, A.B., LL.B.
WILLIAM J. PIERCE, A.B., J.D.
BEVERLEY J. POOLEY, B.A., LL.B., LL.M.
ROY F. PROFFITT, B.S. BUS., A.D., J.D., LL.M.
JOHN W. REED, A.B., LL.B., LL.M., JUR.S.C.D.

THOMAS M. Cookey Professor of Law

DONALD H. REGAN, A.B., A.M., B.PH.

THEODORE J. ST. ANTOINE, A.B., J.D.,
James E. and Sarah A. Degnan Professor of Law

TERRANCE SANDALOW, A.B., J.D.,

JOSEPH L. SAX, A.B., J.D.,
Philip A. Hart Distinguished University Professor of Law

FREDERICK F. SCHAUER, A.B., M.B.A., J.D.
STEPHEN H. SCHULMAN, B.S., J.D., LL.M.

PHILIP SOPER, A.B., M.A., J.D., PH.D.

AARON D. TWEISKI, A.B., J.D.

JEROLD H. ISRAEL, B.B.A., LL.M.,
Alene and Allan F. Smith Professor of Law

JOHN H. JACKSON, B.A., J.D.,
Hessel E. Yntema Professor of Law

DOUGLAS A. KAHN, B.A., J.D.,

Paul G. Kauper Professor of Law

YALE KAMISAR, A.B., LL.B., LL.D.,
Henry King Ransom Professor of Law

THOMAS K. KAUPER, A.B., J.D.,

Henry M. Butzel Professor of Law

JAMES E. KRIER, B.S., J.D.,

Lewis M. Simes Professor of Law

T. ALEXANDER ALENIKOFF, A.B., J.D.

REBECCA S. EISENBERG, B.A., J.D.

WENDY J. GORDON, A.B., J.D.

MICHAEL ROSENZWEIG, A.B., J.D.

CARL E. SCHNEIDER, A.B., J.D.

PATRICIA D. WHITE, A.B., A.M.

Assistant Professors of Law

PAUL D. REINGOLD, B.A., J.D.

DENNIS E. RYDELL, B.A., J.D.

JAMES V. CAMPBELL Professor of Law

ANDREW S. WATSON, A.B., M.D., M.S. IN MED.

PETER K. WESTEN, A.B., J.D.

JAMES BOYD WHITE, B.A., A.M., LL.B.

JAMES J. WHITE, A.B., A.M., LL.B.

MICHELLE J. WHITE, A.B., M.S.C., PH.D.

Associate Professors of Law

T. LEONARD STEIN, B.A., J.D.

J. DAVID VOGEL, B.A., J.D.

JUDITH A. LACHMAN, B.A., M.A., PH.D.

CARL E. SCHNEIDER, A.B., J.D.

PATRICIA D. WHITE, A.B., A.M.

Instructors in Law

MATTHIAS W. REIMANN, JUR. STAATSEX.
KATHERINE E. WARD, B.A., J.D.

Lecturers in Law

EDWARD R. STEIN, B.A., J.D.

PETER J. VAN HOEK, B.A., J.D.

** On Leave

† Adjunct

‡ Clinical