1984

Periodical Index

Michigan Law Review

Follow this and additional works at: https://repository.law.umich.edu/mlr

Recommended Citation
Available at: https://repository.law.umich.edu/mlr/vol83/iss1/6

This Index is brought to you for free and open access by the Michigan Law Review at University of Michigan Law School Scholarship Repository. It has been accepted for inclusion in Michigan Law Review by an authorized editor of University of Michigan Law School Scholarship Repository. For more information, please contact mlaw.repository@umich.edu.
PERIODICAL INDEX

This index includes articles, comments, and some of the longer notes and recent developments that have appeared in leading reviews since the publication of the last issue of this Review.

ADMINISTRATION OF CRIMINAL JUSTICE
The case for comparative proportionality review. 59 Notre Dame L. Rev. 1412-21 (No. 5).

On becoming and being a prosecutor. Martin H. Belsky. 78 Nw. U.L. Rev. 1485-521 (Feb.).

Preventive detention, a species of Lyford Law. Sam J. Ervin, Jr. 52 Geo. Wash. L. Rev. 113-26 (Nov.).

The prosecution's duty to preserve evidence before trial. 72 Calif. L. Rev. 1019-43 (Sept.).

Reconsidering supervisory power in criminal cases: constitutional and statutory limits on the authority of the federal courts. Sara Sun Beale. 84 Colum. L. Rev. 1433-522 (Oct.).

ADMINISTRATION OF JUSTICE

ADMINISTRATIVE AGENCIES

ADMINISTRATIVE LAW
See also Pollution: Air.

Section 558(c) of the Administrative Procedure Act: provision for informal agency hearings prior to license revocation or suspension. 17 U. Mich. J. L. Ref. 383-407 (Winter).

ADOPTION

ALIENS
The propriety of denying entry to homosexual aliens: examining the Public Health Service's authority over medical exclusions. 17 U. Mich. J. L. Ref. 331-59 (Winter).


ANTITRUST LAW
See also Health, Patents.

Complexities of accrual: the antitrust statute of limitations in a contractual context. 31 UCLA L. Rev. 1061-100 (June).


Noerr-Pennington immunity from antitrust liability under Clipper Express v. Rocky Mountain Motor Tariff Bureau, Inc.: replacing the sham exception with a constitutional analysis. 69 Cornell L. Rev. 1305-32 (Aug.).

Sharing agreements among defendants in antitrust cases. 52 Geo. Wash. L. Rev. 289-317 (Jan.).

Technology, politics, and regulated monopoly: an American historical perspective. Herbert Hovenkamp. 62 Texas L. Rev. 1263-312 (Apr.).

ANTITRUST LAW: MERGERS

ARBUTINATION AND AWARD

BANKRUPTCY
See also Products Liability.

Avoiding powers in bankruptcy. Thomas H. Jackson. 36 Stan. L. Rev. 725-87 (Feb.).

Classification of loan participations following the insolvency of a lead bank. 62 Texas L. Rev. 1115-45 (Mar.).

Exemption under the Bankruptcy Code: using California's new homestead law as a medium for analysis. 72 Calif. L. Rev. 922-61 (Sept.).

The impact of section 547 of the bankruptcy code upon secured and unsecured creditors. Thomas Ross. 69 Minn. L. Rev. 39-74 (Oct.).

Waiver of the attorney-client privilege by the trustee in bankruptcy. 51 U. Chi. L. Rev. 1230-64 (Fall).

**BANKS AND BANKING**

See also Bankruptcy.

The Change in Bank Control Act of 1978: does it give rise to a private cause of action? 72 Ky. L.J. 671-87 (No. 3).

Circumventing the McFadden Act: the comptroller of the currency's efforts to broaden the branching capabilities of national banks. 72 Ky. L.J. 707-25 (No. 3).

Handling re-presented checks—risky business for collecting and payor banks. David J. Leibson. 72 Ky. L.J. 549-74 (No. 3).

Keeping Kentucky banks competitive in the financial industry: the multibank holding company statute. 72 Ky. L.J. 689-706 (No. 3).

Liability and responsibility of bank directors: being alert to troubled times. Lawrence K. Banks & Paula S. Hoskins. 72 Ky. L.J. 639-70 (No. 3).

Selected tax considerations in bank holding company formations: charting a course through the section 304/315 labyrinth. Stuart E. Conner & Kevin J. Hable. 69 Ky. L.J. 639-75 (No. 3).

**BOYCOTTS AND STRIKES**

Secondary boycotts and the first amendment. 51 U. Chi. L. Rev. 811-37 (Summer).

**CHARITIES**

See Taxation.

**CIVIL PROCEDURE**

See also Federal Jurisdiction.

The effect of presumptions on motions for summary judgment in federal court. 31 UCLA L. Rev. 1101-39 (June).

The inability of offensive collateral estoppel to fulfill its promise: an examination of estoppel in asbestos litigation. Michael D. Green. 70 Iowa L. Rev. 141-233 (Oct.).

Issue preclusion against the United States government. A. Leo Levin & Susan M. Lessen. 70 Iowa L. Rev. 113-39 (Oct.).

Presumption as to issues of law: the legal system's interest. Geoffrey C. Hazard, Jr. 70 Iowa L. Rev. 81-94 (Oct.).

Preservation of judgment n.o.v. motion under rule 50(b): renewal of directed verdict motion. 70 Iowa L. Rev. 269-85 (Oct.).

The proposed amendment to Federal Rule of Civil Procedure 68: toughening the sanctions. 70 Iowa L. Rev. 237-68 (Oct.).

**CIVIL RIGHTS**

Claim preclusion and Section 1983 civil rights actions: Migra v. Warren City School District Board of Education. 70 Iowa L. Rev. 287-310 (Oct.).

A comparison of section 1983 and federal habeas corpus in state prisoners' litigation. 59 Notre Dame L. Rev. 1315-38 (No. 5).


**COLLECTIVE BARGAINING**

Multi-unit collective bargaining: autonomy and dependence in liberal thought. 72 Geo. L.J. 1369-424 (Apr.).

**COMMERCIAL LAW**

Integration of deposit account financing into article 9 of the Uniform Commercial Code: a proposal for legislative reform. Luize E. Zubrow. 68 Minn. L. Rev. 899-1017 (May).


Pleading and practice in commercial paper cases: burdens of proof. Harold R. Weinberg. 72 Ky. L.J. 575-94 (No. 3).

The statute of limitations, prospective warranties, and problems of interpretation in article two of the UCC. Chris Williams. 52 Geo. Wash. L. Rev. 67-112 (Nov.).

**CONFLICT OF LAWS**

Issue preclusion and foreign country judgments: whose law? Robert C. Casad. 70 Iowa L. Rev. 53-80 (Oct.).

**CONSTITUTIONAL LAW**


The constitutional right to treatment in light of Youngberg v. Romeo. 72 Geo. L.J. 1785-816 (Aug.).

Constitutional theory in perspective: a response to Professor Van Alstyne. Richard B. Saphire. 78 NW. U. L. Rev. 1435-62 (Feb.).

The constitutionality of excluding deseg-
<table>
<thead>
<tr>
<th>Journal Title</th>
<th>Volume</th>
<th>Pages</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Colum. L. Rev.</td>
<td>1630-64</td>
<td>Oct. 1984</td>
<td>84</td>
</tr>
<tr>
<td>Iowa L. Rev.</td>
<td>95-112</td>
<td>Oct. 1984</td>
<td>70</td>
</tr>
<tr>
<td>Harv. L. Rev.</td>
<td>1947-63</td>
<td>June 1984</td>
<td>97</td>
</tr>
<tr>
<td>Duke L.J.</td>
<td>789-804</td>
<td>No. 4</td>
<td>1984</td>
</tr>
<tr>
<td>Iowa L. Rev.</td>
<td>95-112</td>
<td>Oct. 1984</td>
<td>70</td>
</tr>
<tr>
<td>Harv. L. Rev.</td>
<td>1947-63</td>
<td>June 1984</td>
<td>97</td>
</tr>
<tr>
<td>Geo. L.J.</td>
<td>1725-84</td>
<td>Aug. 1984</td>
<td>72</td>
</tr>
<tr>
<td>Geo. L.J.</td>
<td>601-20</td>
<td>June 1984</td>
<td>97</td>
</tr>
<tr>
<td>Geo. L.J.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Geo. L.J.</td>
<td>1193-229</td>
<td>Fall 1984</td>
<td>51</td>
</tr>
<tr>
<td>Tex. L. Rev.</td>
<td>89-130</td>
<td>Aug. 1984</td>
<td>63</td>
</tr>
<tr>
<td>Lima L. Rev.</td>
<td>1-37</td>
<td>Nov. 1984</td>
<td>70</td>
</tr>
<tr>
<td>U.C.D. L. Rev.</td>
<td>1147-78</td>
<td>Summer 1984</td>
<td>17</td>
</tr>
<tr>
<td>Tex. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Texas L. Rev.</td>
<td>1207-61</td>
<td>Apr. 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>703-51</td>
<td>Summer 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1147-78</td>
<td>Summer 1984</td>
<td>72 Geo. L.J.</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>703-51</td>
<td>Summer 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1311-31</td>
<td>Apr. 1984</td>
<td>72 Geo. L.J.</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1311-31</td>
<td>Apr. 1984</td>
<td>72 Geo. L.J.</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>1207-61</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
<tr>
<td>Chi. L. Rev.</td>
<td>366-446</td>
<td>Spring 1984</td>
<td>51</td>
</tr>
</tbody>
</table>
CRIMINAL PROCEDURE

The applicability of Miranda warnings to non-felony offenses: is the proper standard “custodial interrogation” or “severity of the offense”? 17 U. Mich. J. L. Ref. 627-52 (Spring).

Criminal law—California v. Carney: fashioning a “motor home exception” to the warrant rule. 60 Notre Dame L. Rev. 216-36 (No. 1).

The due process need for postponement or use immunity in probation revocation hearings based on criminal charges. 68 Minn. L. Rev. 1077-100 (May).

Evidentiary use of silence and the constitutional privilege against self-incrimination. Anne Bowen Poulin. 52 Geo. Wash. L. Rev. 191-242 (Jan.).

An indigent criminal defendant's constitutional right to a psychiatric expert. 1984 U. Ill. L. Rev. 481-505 (No. 2).

Should a guilty plea have preclusive effect? David L. Shapiro. 70 Iowa L. Rev. 27-51 (Oct.).


CRIMINAL RESPONSIBILITY

Automatic and indefinite commitment of insanity acquittees: a procedural straitjacket. 37 Vand. L. Rev. 1233-61 (Oct.).

Jones v. United States: automatic commitment of individuals found not guilty by reason of insanity. 68 Minn. L. Rev. 822-45 (Apr.).

DAMAGES

Punitive damages: a relic that has outlived its origins. James B. Sales & Kenneth B. Cole, Jr. 37 Vand. L. Rev. 1117-72 (Oct.).

DEBTOR AND CREDITOR

Sharing debts: creditors and debtors under the Uniform Marital Property Act. 69 Minn. L. Rev. 111-39 (Oct.).

DISCOVERY

Access to pretrial documents under the first amendment. 84 Colum. L. Rev. 1813-51 (Nov.).

Discovery of federal income tax returns and the new “qualified” privileges. 1984 Duke L.J. 938-62 (Nov.).

DISCRIMINATION


DISCRIMINATION: AGE


DISCRIMINATION: HANDICAPPED


DISCRIMINATION: SEX

Not just any “factor other than sex”: an analysis of the fourth affirmative defense of the Equal Pay Act. 52 Geo. Wash. L. Rev. 319-36 (Jan.).

DOMESTIC RELATIONS

See also Adoption.


Domestic relations law: federal jurisdiction and state sovereignty in perspective. Sharon Elizabeth Rush. 60 Notre Dame L. Rev. 1-30 (No. 1).

Like father, like child: the rights of parents in their children's surnames. 70 Va. L. Rev. 1303-55 (Sept.).

Rethinking parenthood as an exclusive status: the need for legal alternatives when the premise of the nuclear family has failed. Katharine T. Bartlett. 70 Va. L. Rev. 879-963 (June).

Support and custody aspects of the stepparent-child relationship. Margaret M. Mahoney. 70 Cornell L. Rev. 38-79 (Nov.).

ECONOMICS

See also Jurisprudence.

Consumer unfairness at the FTC: misadventures in law and economics. David A. Rice. 52 Geo. Wash. L. Rev. 1-66 (Nov.).

ELECTIONS

The current use of the initiative and referendum in Ohio and other states. 53 U. Cin. L. Rev. 541-60 (No. 2).

EMIGRATION AND IMMIGRATION


EMPLOYEE BENEFITS

Preemption of state laws relating to em-

EMPLOYERS' LIABILITY
Employer liability for the criminal acts of employees under negligent hiring theory: Ponticas v. K.M.S. Investments. 68 Minn. L. Rev. 1303-26 (June).

ENVIRONMENTAL LAW
The applicability of general liability insurance to hazardous waste disposal. 57 S. Cal. L. Rev. 745-65 (July).

EQUAL PROTECTION
An argument for the application of equal protection heightened scrutiny to classifications based on homosexuality. 57 S. Cal. L. Rev. 797-836 (July).

Selecting the appropriate standard of review for equal protection challenges to legislation concerning subsistence benefits. 53 U. Cin. L. Rev. 587-609 (No. 2).

ESTATE PLANNING
See Executors & Administrators.

ESTOPPEL
See Civil Procedure.

EVIDENCE
See also Criminal Procedure.

California's new law on character evidence: evidence code section 352 and the impact of recent psychological studies. Miguel Angel Mendez. 31 UCLA L. Rev. 1003-60 (June).

EXECUTIVE POWER
Constitutional restrictions on the President's power to make recess appointments. 79 Nw. U. L. Rev. 191-215 (Mar.).

The extent of independent presidential authority to conduct foreign intelligence activities. 72 Geo. L.J. 1855-83 (Aug.).

Recess appointments to article III courts: the use of historical practice in constitutional interpretation. 84 Colum. L. Rev. 1758-91 (Nov.).

EXECUTORS & ADMINISTRATORS
The role of the attorney in estate administration. Robert A. Stein & Ian G. Fierstein. 68 Minn. L. Rev. 1107-230 (June).

FEDERAL JURISDICTION
Constitutional limits on nationwide personal jurisdiction in the federal courts. Maryellen Fullerton. 79 Nw. U. L. Rev. 1-86 (Mar.).


FEDERAL TORT CLAIMS ACT
Protecting visitors to national recreation areas under the Federal Tort Claims Act. 84 Colum. L. Rev. 1792-812 (Nov.).

FEDERALISM
See also Civil Rights.

The mass psychology of the new federalism: how the Burger Court's political imagery legitimizes the privatization of everyday life. Peter Gabel. 52 Geo. Wash. L. Rev. 263-71 (Jan.).

FEES
Surveying the law of fee awards under the Attorney's Fees Award Act of 1976. 59 Notre Dame L. Rev. 1293-314 (No. 5).

FRAUD
Prime-rate fraud under RICO. 72 Geo. L.J. 1885-905 (Aug.).

FREEDOM OF INFORMATION
FOIA exemption 3 and the CIA: an approach to end the confusion and controversy. 68 Minn. L. Rev. 1231-63 (June).

FREEDOM OF RELIGION
See also Constitutional Law.

The Lemon test soured: the Supreme Court's new establishment clause analysis. 37 Vand. L. Rev. 1175-203 (Oct.).


Symposium: the religion clauses. Articles by Kent Greenawalt, Phillip E. Johnson & John H. Mansfield. 72 Calif. L. Rev. 753-907 (Sept.).

When religious exercise is not free: deprogramming and the constitutional status of coercively induced belief. Richard Delgado. 37 Vand. L. Rev. 1071-115 (Oct.).

FREEDOM OF SPEECH
See also Boycotts & Strikes, Libel & Slander, Obscenity.

Constitutional law — United States v. Wayte: the big chill on vocal draft nonregistrants. 60 Notre Dame L. Rev. 102-21 (No. 1).

The constitutionality of expanding prepublication review of government employees' speech. 72 Calif. L. Rev. 962-1018 (Sept.).

The misleading nature of public forum analysis: content and context in first amendment adjudication. Daniel A. Farber & John E. Nowak. 70 Va. L. Rev. 1219-66 (Sept.).

Protecting the rationality of electoral outcomes: a challenge to first amendment doctrine. 51 U. Chi. L. Rev. 892-936 (Summer).

Time, place, or manner restrictions on com-
merical speech. 52 Geo. Wash. L. Rev. 127-45 (Nov.).

GOVERNMENT
Postscript: tracing the governmental-proprietary test. 53 U. Cin. L. Rev. 561-85 (No. 2).

GOVERNMENT CONTRACTS
Facilitating subcontractors' claims against the government through the prime contractor as the real party in interest. 52 Geo. Wash. L. Rev. 146-65 (Nov.).
Political patronage in public contracting. 51 U. Chi. L. Rev. 518-58 (Spring).

HABEAS CORPUS
See also Civil Rights.
Beyond Wainwright v. Sykes: expanding the role of the cause-and-prejudice test in federal habeas corpus actions. 59 Notre Dame L. Rev. 1360-87 (No. 5).

HEALTH
Antitrust and certificate of need: a doubtful prognosis. 69 Iowa L. Rev. 1451-81 (July).
Medicare's prospective payment system: can quality care survive? 69 Iowa L. Rev. 1417-50 (July).
Symposium: public and private barriers to competitive reform of health care services delivery. Articles by Clark Havighurst, Philip C. Kissam, James F. Blumstein, Josephine Gittler, Charles D. Weller & Mitchell D. Raup. 69 Iowa L. Rev. 1163-415 (July)

HIGHWAYS AND STREETS
State statutes that exempt favored industries from meeting highway weight restrictions: constitutionality under the equal protection clause. 1984 Duke L.J. 963-82 (Nov.).

INDIANS
Oneida Indian Nation v. County of Oneida: tribal rights of action and the Indian Trade and Intercourse Act. 84 Colum. L. Rev. 1852-80 (Nov.).

INDUSTRIAL DISEASES
Responses to occupational disease: the role of markets, regulation, and information. Elinor P. Schroeder & Sidney A. Shapiro. 72 Geo. L.J. 1231-509 (Apr.).

INTELLECTUAL PROPERTY
Innovation and imitation: artistic advance and the legal protection of architectural works. 70 Cornell L. Rev. 81-100 (Nov.).
The New York Artists' Authorship Rights Act: increased protection and enhanced status for visual artists. 70 Cornell L. Rev. 158-81 (Nov.).

INTERNATIONAL LAW
Standing under commercial treaties: foreign holding companies and the unitary tax. 97 Harv. L. Rev. 1894-911 (June).

INTERNATIONAL TRADE

JUDICIAL REVIEW
See also Constitutional Law.

JURIES

JURISDICTION
See also Courts.
Beyond the reach of the long arm — personal jurisdiction over border city taverns: West American Insurance Co. v. Westin, Inc. 68 Minn. L. Rev. 881-95 (Apr.)
Toward a constitutional framework for the control of state court jurisdiction. Robert H. Abrams & Paul R. Dimond. 69 Minn. L. Rev. 75-110 (Oct.).

JURISPRUDENCE
The adversary system: dinosaur or phoenix. Arthur B. Miller. 69 Minn. L. Rev. 1-37 (Oct.).
The complete idea of justice. Lloyd L. Weinreb. 51 U. Chi. L. Rev. 752-809 (Summer).
Prices and sanctions. Robert Cooter. 84 Colum. L. Rev. 1523-60 (Oct.).

LABOR LAW
See also Unions.
The National Labor Relations Act does not preempt a discharged permanent replacement worker's state cause of action. 37 Vand. L. Rev. 1205-31 (Oct.). Symposium: the conceptual foundations of

LEGAL EDUCATION
Scenes from the metropolitan underground: a critical perspective on the status of clinical education. 52 Geo. Wash. L. Rev. 272-79 (Jan.).

LEGAL ETHICS
The attorney's duty to reveal a client's intended future criminal conduct. 1984 Duke L.J. 582-600 (June).

LEGAL PROFESSION

LIABILITY
See Municipal Corporations.

LIABILITY INSURANCE
Liability coverage for "damages because of property damage" under the comprehensive general liability policy. 68 Minn. L. Rev. 795-821 (Apr.).

LIBEL AND SLANDER
Challenging the exclusion of libel and slander from survival statutes. 1984 U. Ill. L. Rev. 423-44 (No. 2).
The fact-opinion distinction in first amendment libel law: the need for a bright-line rule. 72 Geo. L.J. 1817-54 (Aug.).
Summary judgment and the actual malice controversy in constitutional defamation cases. Martin B. Louis. 57 S. Cal. L. Rev. 707-22 (July).

MASTER AND SERVANT
Employees discharged in retaliation for resisting employers' antitrust violations: the need for a federal remedy. 51 U. Chi. L. Rev. 559-80 (Spring).

MEDICAL JURISPRUDENCE
See also Constitutional Law.

MUNICIPAL CORPORATIONS
Liability of a municipality for acts committed by its police officers: inadequate training demands strict custom or policy test. 53 U. Cin. L. Rev. 525-40 (No. 2).
Municipal corporations: objections to the governmental or proprietary test. Murray Seagood. 53 U. Cin. L. Rev. 469-524 (No. 2).

NARCOTICS
Due process implications of shifting the burden of proof in forfeiture proceedings arising out of illegal drug transactions. 1984 Duke L.J. 822-43 (No. 4).

NATURAL RESOURCES
Controlling land surface subsidence: a proposal for a market-based regulatory scheme. 31 UCLA L. Rev. 1208-46 (Aug.).

OIL AND GAS
Phase severance of gas rights from oil rights. 63 Texas L. Rev. 133-80 (Aug.).

PATENTS

PENOLOGY
Capital punishment in 1984: abandoning the pursuit of fairness and consistency. 69 Cornell L. Rev. 1129-243 (Aug.).

PHILOSOPHY
Tilt, Wythe Holt. 52 Geo. Wash. L. Rev. 280-88 (Jan.).

POLITICS

POLLUTION: AIR

PRIVILEGED COMMUNICATIONS
The limited waiver rule: creation of an SEC-corporation privilege. 36 Stan. L. Rev. 789-824 (Feb.).

PRODUCTS LIABILITY
Handguns and products liability. 97 Harv. L. Rev. 1912-28 (June).
Product liability claims in the bankruptcy courts after the 1984 amendments: four standards to limit "related to" jurisdiction. 17 U.C.D. L. Rev. 1247-95 (Summer).

PUBLIC UTILITIES
Full-avoided cost pricing under the Public Utility Regulatory Policies Act: "just and reasonable" to electric consumers? 69 Cornell L. Rev. 1267-304 (Aug.).

REAL PROPERTY
Land use regulation and the free exercise clause. 84 Colum. L. Rev. 1562-89 (Oct.).
The legality and efficacy of homeowner's equity assurance: a study of Oak Park, Illinois. 78 Nw. U. L. Rev. 1463-84 (Feb.).

RESTITUTION

RIGHT TO TRIAL BY JURY
Complex civil litigation and the seventh amendment right to a jury trial. 51 U. Chi. L. Rev. 581-614 (Spring).

SECURED TRANSACTIONS
The continuing puzzle of secured debt. Alan Schwartz. 37 Vand. L. Rev. 1051-69 (Oct.).

SECURITIES
See also Privileged Communications.
Erosion of the privity requirement in section 12(2) of the Securities Act of 1933: the expanded meaning of seller. Patricia A. O'Hara. 31 UCLA L. Rev. 921-1002 (June).
Liability for aiding and abetting violations of rule 10b-5: the recklessness standard in civil damage actions. 62 Texas L. Rev. 1087-114 (Mar.).
Shelf registration, integrated disclosure, and underwriter due diligence: an economic analysis. Merritt B. Fox. 70 Va. L. Rev. 1005-34 (June).

SECURITIES: INSIDER TRADING
Insider trading at common law. 51 U. Chi. L. Rev. 838-67 (Summer).

SEPARATION OF POWERS
Congressional oversight through legislative veto after INS v. Chadha. 69 Cornell L. Rev. 1244-66 (Aug.).
Constraining "the least dangerous branch": the tradition of attacks on judicial power. Wilfred Feinberg. 59 N.Y.U. L. Rev. 252-76 (May).
Federal funds and separation of powers: who controls the purse? 53 U. Cin. L. Rev. 611-23 (No. 2).
SOCIAL WELFARE
Accounting for mandatory payroll deductions in calculating AFDC grants. 51 U. Chi. L. Rev. 615-33 (Spring).

SOCIOLOGY AND LAW
See Minorities.

TAXATION
Proving a negative — when the taxpayer denies receipt. 70 Cornell L. Rev. 141-57 (Nov.).
Tax treatment of the costs of internally developed intangible assets. 57 S. Cal. L. Rev. 767-96 (July).
Untangling the web of gift-leaseback jurisprudence. Robert J. Pernoi. 68 Minn. L. Rev. 735-93 (Apr.).
With charity for all. Oliver A. Houck. 93 Yale L.J. 1415-563 (July).

TORTS
Liability in tort for the sexual transmission of disease: genital herpes and the law. 70 Cornell L. Rev. 101-40 (Nov.).
Tort law — Kelly v. Gwinnell: the social host and his visibly intoxicated guest: joint liability for injuries to third parties and proper evidentiary tests. 60 Notre Dame L. Rev. 191-215 (No. 1).

TRADEMARKS AND TRADE NAMES
Trademarks and generic words: an effect-competition test. 51 U. Chi. L. Rev. 868-91 (Summer).

UNIONS
Authorization cards and union representation election outcome: an empirical assessment of the assumption underlying the Supreme Court's Gissel decision. Laura Cooper. 79 Nw. U. L. Rev. 87-141 (Mar.).
Certification statutes: engineering a solution to Pullman abstention delay. 59 Notre Dame L. Rev. 1339-59 (No. 5).

UNITED STATES: SUPREME COURT
The Supreme Court, 1983 term. 98 Harv. L. Rev. 1-314 (Nov.).

URBAN RENEWAL

WAR AND EMERGENCY POWERS
The war powers resolution: a tool for balancing power through negotiation. 70 Va. L. Rev. 1037-58 (June).

WARRANTY

WATER AND WATERCOURSES
Hydroelectric power, the Federal Power Act, and state water laws: is federal preemption water over the dam? 17 U.C.D. L. Rev. 1179.

WOMEN