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.

ADMINISTRATIVE AGENCIES
See also Executive Power, Securities.
The Administrative Conference: guardian and guide of the regulatory process. 53 Geo. Wash. L. Rev. 67-84 (Nov.-Jan.).

ADMINISTRATIVE LAW
See also Administrative Agencies.
Judicial review of rescission of rules: a "passive restraint" on deregulation. 53 Geo. Wash. L. Rev. 252-90 (Nov.-Jan.).
Recent developments in administrative law. 53 Geo. Wash. L. Rev. 85-251 (Nov.-Jan.).

ADMINISTRATIVE PROCEDURE

ADMINISTRATIVE LAW: SPECIAL INDUSTRIES, TRADES, AND BUSINESS
Denial of hospital admitting privileges for nonphysician providers — a per se antitrust violation? 60 Notre Dame L. Rev. 724-44 (No. 4).
Sports leagues and the Sherman Act: the use and abuse of section 1 to regulate restraints on intraleague rivalry. Gary R. Roberts. 32 UCLA L. Rev. 219-301 (Dec.).

ADMINISTRATIVE LAW: SPECIAL INDUSTRIES, TRADES, AND BUSINESS
Banking and insurance: will Congress close the South Dakota loophole? 60 Notre Dame L. Rev. 762-78 (No. 4).
Section 1972: augmenting the available remedies for plaintiffs injured by anticompetitive bank conduct. 60 Notre Dame L. Rev. 706-23 (No. 4).

ADMINISTRATIVE PROCEDURE

BANKS AND BANKING
The merger of banking and insurance: will Congress close the South Dakota loophole? 60 Notre Dame L. Rev. 762-78 (No. 4).
Section 1972: augmenting the available remedies for plaintiffs injured by anticompetitive bank conduct. 60 Notre Dame L. Rev. 706-23 (No. 4).
Units of participation in IRA common trust funds offered by commercial banks: a violation of the Glass-Steagall Act? 60 Notre Dame L. Rev. 745-61 (No. 4).

BOOKS
1985 survey of books relating to the law. 83 Mich. L. Rev. 663-1222 (Feb.).

CENSORSHIP
See Freedom of the Press.

CHARITIES
See also Unemployment Insurance.
Property tax exemptions for charitable, benevolent, and religious organizations in Virginia. 71 Va. L. Rev. 601-23 (May).

CHILD ABUSE
See Government Immunity & Liability.

CHILD CUSTODY
Rethinking the substantive rules for custody disputes in divorce. David L. Chambers. 83 Mich. L. Rev. 477-569 (Dec.).

CITIZENS AND CITIZENSHIP
See also International Courts & Tribunals.
Forcible repatriation of minors: the competing rights of parent and child. 37 Stan. L. Rev. 187-217 (Nov.).

CIVIL PROCEDURE
See also Class Actions, Criminal Procedure, Federal Jurisdiction, Joiner of Actions.
CIVIL RIGHTS
See also Discrimination: Sex, Labor Law, Separation of Powers, Statutes.
Equitable modification of title VII time limitations to promote the statute's remedial nature: the case for maximum application of the Zipes rationale. 18 U.C.D. L. Rev. 749-93 (Spring).

CLASS ACTIONS
Limitation tolling when class status denied: Chardon v. Fumero Soto and Alice in Wonderland. 60 Notre Dame L. Rev. 686-705 (No. 4).

COLLECTIVE BARGAINING
See Labor Law.

COMMERCE
See Advertising.

COMMERCE CLAUSE
See Antitrust Law.

COMMERCIAL LAW
Foerster, Inc. v. Atlas Metal Parts Co. — the Wisconsin Supreme Court takes a narrow view of the dealer's financial interests protected by the Wisconsin Fair Dealership Law. 1985 Wis. L. Rev. 155-94 (No. 1).

COMPARATIVE LAW
The right and the reasonable. George P. Fletcher. 98 Harv. L. Rev. 949-82 (Mar.).

CONFESSIONS
The compelled confession: a case against admissibility. 60 Notre Dame L. Rev. 800-15 (No. 4).

CONFLICT OF LAWS
See Injunctions.

CONFLICT OF LAWS: CORPORATIONS
Corporate wars and choice of law. P. John Kozyris. 1985 Duke L.J. 1-99 (Feb.).

CONSTITUTIONAL AMENDMENTS
See also Freedom of Speech.
The criminal defendant's sixth amendment right to lay representation. 52 U. Chi. L. Rev. 460-80 (Spring).
The eleventh amendment and the state damage liability under the Rehabilitation Act of 1973. 71 Va. L. Rev. 655-84 (May).

CONSTITUTIONAL HISTORY
On the origins of the free press clause. Leonard W. Levy. 32 UCLA L. Rev. 177-218 (Dec.).
The original understanding of original intent. H. Jefferson Powell. 98 Harv. L. Rev. 885-948 (Mar.).

CONSTITUTIONAL LAW
See also Antitrust Law, Constitutional Amendments, Constitutional History, Delegation of Power, Freedom of Religion, Law in Arts & Literature, War.
Takings law and the contract clause: a takings law approach to legislative modifications of public contracts. 36 Stan. L. Rev. 1447-84 (July).

CONTRACTS
Your loss or my gain? The dilemma of the disgorgement principle in breach of contract. E. Allan Farnsworth. 94 Yale L.J. 1399-93 (May).

COPYRIGHT
Music video copyright protection: implications for the music industry. 32 UCLA L. Rev. 396-428 (Dec.).
A new method of calculating copyright liability for cable rebroadcasting of distant television signals. 94 Yale L.J. 1512-28 (May).

CORPORATIONS
See also Conflict of Laws: Corporations, Freedom of Speech, Stocks.
How should we talk about corporations? The languages of economics and of citizenship. James Boyd White. 94 Yale L.J. 1416-26 (May).
Intra-corporate mail and wire fraud: criminal liability for fiduciary breach. 94 Yale L.J. 1427-46 (May).

CORPORATIONS: OFFICERS AND DIRECTORS
Greenmail: targeted stock repurchases and the management-entrenchment hypothesis. 98 Harv. L. Rev. 1045-65 (May).

CORRUPT PRACTICES
See also Damages.
The RICO nexus requirement: a "flexible" linkage. 83 Mich. L. Rev. 571-96 (Dec.).
CRIMINAL PROCEDURE
See also Confessions, Constitutional Amendments.

Impeaching defendants with their prior convictions: reconsidering the dangerous propensities of character evidence after People v. Castro. 18 U.C.D. L. Rev. 681-719 (Spring).

Using equitable powers to coordinate parallel civil and criminal actions. 98 Harv. L. Rev. 1023-44 (Mar.).

DAMAGES
The conflict over RICO's private treble damages action. 70 Cornell L. Rev. 902-39 (June).

DELEGATION OF POWER
Chadha and the nondelegation doctrine: defining a restricted legislative veto. 94 Yale L.J. 1493-511 (May).

DISCRIMINATION
See also Civil Rights, Labor Law, Separation of Powers, Statistics.

The false alarm of Firefighters Local Union No. 1784 v. Stotts. 70 Cornell L. Rev. 991-1009 (June).

DISCRIMINATION: AGE
See Aged.

DISCRIMINATION: SEX

Sex discrimination in the Supreme Court — a comment on Sex Equality, Sex Differences, and the Supreme Court. Earl M. Maltz. 1985 Duke L.J. 177-94 (Feb.).

DIVORCE AND SEPARATION
See Child Custody.

DUE PROCESS OF LAW
See Government Immunity & Liability.

ECOMONOMICS
See Constitutional History, Zoning.

ENVIRONMENTAL LAW
See also Administrative Procedure.


EQUAL PROTECTION
Equal protection and revocation of an indigent's probation for failure to meet monetary conditions: Bearden v. Georgia. 1985 Wis. L. Rev. 121-53 (No. 1).

EVIDENCE
See Criminal Procedure.

EXECUTIVE POWER
Executive order 12,333: “unleashing” the CIA violates the leash law. 70 Cornell L. Rev. 968-90 (June).

FEDERAL COURTS
See Civil Procedure.

FEDERAL JURISDICTION
Diversity jurisdiction and alien corporations: the application of section 1332(c). 59 Ind. L.J. 659-76 (No. 4).

FEES
See Freedom of Information.

FOUNDATIONS
See Charities.

FRAUD
See Corporations.

FREEDOM OF INFORMATION
Awarding fees to the self-represented attorney under the Freedom of Information Act. 53 Geo. Wash. L. Rev. 291-309 (Nov-Jan.).

FREEDOM OF RELIGION
Beyond the establishment clause: enforcing separation of church and state through state constitutional provisions. 71 Va. L. Rev. 625-53 (May).

The Supreme Court, effect inquiry, and aid to parochial education. 37 Stan. L. Rev. 219-51 (Nov.).

FREEDOM OF SPEECH
See also Advertising, Schools & School Districts.


Mr. Justice Holmes: a dissenting opinion — the speech cases. Yosaf Rogat & James M. O'Fallon. 36 Stan. L. Rev. 1349-406 (July).

Skokie revisited: hate group speech and the first amendment. Donald A. Downs. 60 Notre Dame L. Rev. 629-85 (No. 4).

FREEDOM OF THE PRESS
See also Constitutional History, Constitutional Law.

Administrative regulation of the high school press. 83 Mich. L. Rev. 652-56 (Dec.).

GOVERNMENT IMMUNITY AND LIABILITY
See also Constitutional Amendments.

Defining the scope of the due process right to protection: the Fourth Circuit considers child abuse and good faith immunity. 70 Cornell L. Rev. 940-87 (June).

Quasi-judicial immunity of state officials:
Butz v. Economou's distorted legacy. 1985 U. Ill. L. Rev. 401-44 (No. 2).

INDIANS
Indian religious freedom and governmental development of public lands. 94 Yale L.J. 1447-71 (May).

INJUNCTIONS
See also Labor Law.
Injunctions against the prosecution of litigation abroad: towards a transnational approach. 37 Stan. L. Rev. 155-86 (Nov.).

INSURANCE
See Banks & Banking.

INTELLECTUAL PROPERTY
See Patents.

INTERNATIONAL COURTS AND TRIBUNALS
Claims of dual nationals in the modern era: the Iran-United States Claims Tribunal. 83 Mich. L. Rev. 597-624 (Dec.).

INTERPRETATION AND CONSTRUCTION OF STATUTES
Fish v. Fiss. Stanley Fish. 36 Stan. L. Rev. 1325-47 (July).

JOINDER OF ACTIONS

JUDGES
The emerging jurisprudence of Justice O'Connor. 52 U. Chi. L. Rev. 389-459 (Spring).

JUDICIAL REVIEW
See Administrative Law, Separation of Powers.

JURISDICTION
See Federal Jurisdiction.

JURISPRUDENCE

LABOR LAW
See also Discrimination.
Alternatives to challenged employee selection criteria: the significance of nonstatistical evidence in disparate impact cases under title VII. Julia Lamber. 1985 Wis. L. Rev. 1-65 (No. 1).

California’s SSERA vs. the Civil Service System: making state employee collective bargaining work. 18 U.C.D. L. Rev. 829-64 (Spring).

Constructive concerted activity under the NLRA: conflicting signals from the Court and the Board. Terry A. Bethel. 59 Ind. L.J. 583-631 (No. 4).

Employee handbooks and employment-at-will contracts. 1985 Duke L.J. 196-220 (Feb.).

Making good on Vaca’s promise: apportioning back pay to achieve remedial goals. Lea S. VanderVelde. 32 UCLA L. Rev. 302-95 (Dec.).


Some observations about the standards applied to labor injunction litigation under section 10(j) and 10(l) of the National Labor Relations Act. George Schatzki. 59 Ind. L.J. 565-81 (No. 4).

LANGUAGE
See Corporations.

LAW IN ARTS AND LITERATURE

LEGAL ETHICS
See Attorneys.

LEGAL HISTORY
See Constitutional History.

LIBRARIES
See Schools & School Districts.

LIMITATION OF ACTIONS
See Civil Rights, Class Actions.

MASTER AND SERVANT
See Labor Law.

MEDICAL JURISPRUDENCE
See also Antitrust Law: Special Industries, Trades & Business.

Medical staff membership decisions: judicial intervention. 1985 U. Ill. L. Rev. 473-501 (No. 2).

Rethinking medical malpractice law in light of medicare cost-cutting. 98 Harv. L. Rev. 1004-22 (Mar.).

NATURAL LAW
See Philosophy.

PARENT AND CHILD
See Child Custody, Citizens & Citizenship.

PATENTS
Judge Learned Hand guides the federal circuit: a model for a uniform doctrine of prosecution history estoppel. 1984 U. Ill. L. Rev. 363-400 (No. 2).

The patentability of computer programs: Merrill Lynch’s patent for a financial services system. 59 Ind. L.J. 633-57 (No. 4).
PENOLOGY
See also Sentencing.

PHILOSOPHY
See also Interpretation & Construction of Statutes.

PHYSICIANS AND SURGEONS
See Medical Jurisprudence.

POLLUTION
See Environmental Law.

POVERTY LAW
See Equal Protection.

PROBATE LAW AND PRACTICE
The problem of the “un-omitted” spouse under section 2-301 of the Uniform Probate Code. 52 U. Chi. L. Rev. 481-507 (Spring).

PROBATION
See Equal Protection.

PROPERTY
Through the looking glass: foreclosure by sale as de facto strict foreclosure — an empirical study of mortgage foreclosure and subsequent resale. Steven Wechsler. 70 Cornell L. Rev. 850-900 (June).

PUBLIC ADMINISTRATION
See Constitutional Law, Labor Law.

PUBLIC LANDS
See Indians.

RADIO AND TELEVISION
See Copyright.

REHABILITATION OF CRIMINALS
See Equal Protection.

REMEDIES
See Banks & Banking, Contracts.

RESTITUTION
See Contracts.

SALES
See Commercial Law.

SCHOOLS AND SCHOOL DISTRICTS
See also Freedom of the Press.
Library book selection and the public schools: the quest for the Archimedean point. Mark G. Yudof. 59 Ind. L.J. 527-64 (No. 4).

SECURITIES

SENTENCING
See also Penology.
Sentence modification by Wisconsin trial courts. 1985 Wis. L. Rev. 195-237 (No. 1).

SEPARATION OF POWERS
See also Delegation of Powers.

SPACE LAW
Who’s the Captain Kirk of this enterprise?: regulating outer space industry through corporate structures. 18 U.C.D. L. Rev. 795-828 (Spring).

SPORTS
See Antitrust Law: Special Industries, Trades & Business.

STATISTICS
Regression analysis in title VII cases: minimum standards, comparable worth, and other issues where law and statistics meet. Thomas J. Campbell. 36 Stan. L. Rev. 1299-324 (July).

STOCK EXCHANGES
See Securities.

STOCKS
Insider trading: circumventing the restrictive contours of the Chiarella and Dirks decisions. 1985 U. Ill. L. Rev. 303-26 (No. 2).

TAXATION
See Charities.

TELEGRAPHS AND TELEPHONES
Title III protection for wireless telephones. 1985 U. Ill. L. Rev. 143-61 (No. 1).

TORTS
See Joinder of Actions.

TRADEMARKS AND TRADE NAMES
The legislative response to anti-monopoly: a missed opportunity to clarify the genericness doctrine. 1985 U. Ill. L. Rev. 197-218 (No. 1).

UNEMPLOYMENT INSURANCE
Preferred treatment of charities under the employment insurance laws. 94 Yale L.J. 1472-92 (May).

UNIONS
See Labor Law.
VICTIMS OF CRIME
See Penology.

WAR
The future of the war powers resolution. 36 Stan. L. Rev. 1407-45 (July).

WOMEN
See Discrimination: Sex.

ZONING
Concomitant agreement zoning: an economic analysis. 1985 U. Ill. L. Rev. 89-116 (No. 1).