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 LAW

See also Civil Rights, Courts.

Coring the seedless grape: a reinterpretation of *Chevron U.S.A. Inc. v. NRDC*. 87 Colum. L. Rev. 986-1008 (June).

Enforcing executive orders: judicial review of agency action under the Administrative Procedure Act. 55 Geo. Wash. L. Rev. 659-88 (Mar.).


APPPELLATE PROCEDURE

Considering new issues on appeal: the general rule and the gorilla rule. Robert J. Martineau. 40 Vand. L. Rev. 1023-75 (Oct.).

BANKS AND BANKING

Implied covenants of good faith and fair dealing: loose cannons of liability for financial institutions? 40 Vand. L. Rev. 1197-231 (Oct.).

The modified payoff of failed banks: a settlement practice to inject market discipline into the commercial banking system. 73 Va. L. Rev. 1349-85 (Oct.).

CIVIL RIGHTS

The uses and abuses of informal procedures in federal civil rights enforcement. Marjorie A. Silver. 55 Geo. Wash. L. Rev. 482-595 (Mar.).

COMMERCE CLAUSE

Siamese essays: (I) *CTS Corp. v. Dynamics Corp. of America* and dormant commerce clause doctrine; (II) extraterritorial state legislation. Donald H. Regan. 85 Mich. L. Rev. 1865-913 (Aug.).

COMMERCIAL LAW

The buyer's specifications exception to the implied warranty of fitness for a particular purpose: design or performance? 61 S. Cal. L. Rev. 237-71 (Nov.).

CONSTITUTIONAL LAW


Lochner's legacy. Cass R. Sunstein. 87 Colum. L. Rev. 873-919 (June).

CONTRACTS: COVENANTS

See Banks & Banking.

COPYRIGHT

Monetary relief for false advertising claims arising under section 43(a) of the Lanham Act. 34 UCLA L. Rev. 953-80 (Feb.).

Unauthorized photographs of theatrical works: do they infringe the copyright? 87 Colum. L. Rev. 1032-47 (June).

CORPORATE REORGANIZATION

See Products Liability.

CORPORATIONS

See also Constitutional Law.


1986 Ohio corporation amendments: expanding the scope of director immunity. 56 U. Cin. L. Rev. 663-82 (No. 2).

COURTS

One hundred fifty cases per year: some implications of the Supreme Court's limited resources for judicial review of agency action. Peter L. Strauss. 87 Colum. L. Rev. 1093-136 (Oct.).

CRIMINAL LAW

Evidence from the mind of the criminal suspect: reconsideration of the current rules of access and restraint. H. Richard Uviller. 87 Colum. L. Rev. 1137-212 (Oct.).

RICO: the crime of being a criminal, parts III & IV. Gerard E. Lynch. 87 Colum. L. Rev. 920-84 (June).

DEATH PENALTY

See Constitutional Law.

DISCRIMINATION

See also Employment, Family Law.
Difference and policy: some reflections in the context of new social movements. Iris M. Young. 56 U. Cin. L. Rev. 535-50 (No. 2).

Disparate impact under title VII: an objective theory of discrimination. George Rutherford. 73 Va. L. Rev. 1297-345 (Oct.).

Employer liability under title VII for sexual harassment after Meritor Savings Bank v. Vinson. 87 Colum. L. Rev. 1258-79 (Oct.).

Untimely filing of state charges and title VII's limitations periods. 56 U. Cin. L. Rev. 569-86 (No. 2).

ECONOMICS
See Corporations.

EMPLOYMENT
Adverse impact analysis of public sector employment tests: can a city devise a valid test? 56 U. Cin. L. Rev. 683-709 (No. 2).

An overview of federal and state protections for pregnant workers. 56 U. Cin. L. Rev. 757-77 (No. 2).

EVIDENCE
See also Criminal Law.

Inferential streams: the articulation and illustration of the trial advocate's evidentiary intuitions. Albert J. Moore. 34 UCLA L. Rev. 611-716 (Feb.).

EXTRATERRITORIALITY
See Commerce Clause.

FAMILY LAW
A step toward enhancing equality, choice, and opportunity to develop in marriage and at divorce. Nora J. Lauerman. 56 U. Cin. L. Rev. 493-519 (No. 2).

FEDERAL RULES OF CIVIL PROCEDURE
Service of process: rethinking the theory and procedure of serving process under federal rule 4(c). Kent Sinclair. 73 Va. L. Rev. 1183-295 (Oct.).

FEDERALISM
The coercion test and conditional federal grants to the states. 40 Vand. L. Rev. 1159-95 (Oct.).

FREEDOM OF SPEECH
Significant silences: freedom of speech in the public sector workplace. Toni M. Massaro. 61 S. Cal. L. Rev. 1-77 (Nov.).

HOSPITALS
Hospital vicarious liability for the negligence of independent contractors and staff physicians: criticisms of ostensible agency doctrine in Ohio. 56 U. Cin. L. Rev. 711-38 (No. 2).

Reconciling section 1157, Elam, and West Covina Hospital: is the sanctity of the hospital peer review committee salvageable? 61 S. Cal. L. Rev. 183-214 (Nov.).

INCOME TAX
Constitutional limits on state tax jurisdiction. 87 Colum. L. Rev. 1238-57 (Oct.).

INTELLECTUAL PROPERTY
Selection processes: an inadvertent gap in intellectual property law. 87 Colum. L. Rev. 1009-31 (June).

INTERNATIONAL TRADE
When is China Paraguay? An examination of the application of the antidumping and countervailing duty laws of the United States to China and other "nonmarket economy" nations. William P. Alford. 61 S. Cal. L. Rev. 79-135 (Nov.).

LAW REVIEWS
Footnotes as product differentiation. Arthur D. Austin. 40 Vand. L. Rev. 1131-55 (Oct.).

LEGAL EDUCATION
Theory and practice in legal education: an essay on clinical education. Mark Spiegel. 34 UCLA L. Rev. 577-610 (Feb.).

LEGAL ETHICS
Fee waivers and civil rights settlement offers: state ethics prohibitions after Evans v. Jeff D. 87 Colum. L. Rev. 1214-37 (Oct.).

Inter-lawyer communication and the prevention of client fraud: a look back at O.P.M. 34 UCLA L. Rev. 925-51 (Feb.).

Lawyers and clients. Stephen Ellmann. 34 UCLA L. Rev. 717-79 (Feb.).

One for all is worth two in the bush: mixing metaphors creates lawyer conflict of interest problems in residential real estate transactions. 56 U. Cin. L. Rev. 639-62 (No. 2).

Power and responsibility among lawyers and clients: comment on Ellmann's Lawyers and Clients. John K. Morris. 34 UCLA L. Rev. 781-810 (Feb.).

LEGAL RESEARCH
See Gender.

LIABILITY
Bayesian fact-finding and efficiency: toward an economic theory of liability under uncer-
NEGOTIATION
The synthesis of legal counseling and negotiation models: preserving client-centered advocacy in the negotiation context. Donald G. Gilford. 34 UCLA L. Rev. 811-62 (Feb).
Trial advocacy and methods of negotiation: can good trial advocates be wise negotiators? Jonathan M. Hyman. 34 UCLA L. Rev. 863-923 (Feb.).

PATENTS
Vertical territorial restrictions as patent misuse. 61 S. Cal. L. Rev. 215-35 (Nov.).

PHILOSOPHY OF LAW
See also Constitutional Law.

PRISONS AND PRISONERS
Do prison inmates retain any fourth amendment protection from body cavity searches? 56 U. Cin. L. Rev. 739-55 (No. 2).

PROBATION
State liability for injuries inflicted by parolees. 56 U. Cin. L. Rev. 615-38 (No. 2).

PRODUCTS LIABILITY
Recognizing products liability claims at dissolution: the compatibility of corporate and tort law principles. 87 Colum. L. Rev. 1048-74 (June).

RIGHT OF PRIVACY
Defining the “reasonable expectation of privacy”: an emerging tripartite analysis. Richard G. Wilkins. 40 Vand. L. Rev. 1077-129 (Oct.).

SEPARATION OF POWERS
The separation of powers doctrine and the regulatory agencies after Bowsher v. Synar. Daniel J. Gilford. 55 Geo. Wash. L. Rev. 441-81 (Mar.).

SOCIOLOGY
See Discrimination.

STATISTICS
See Liability.

TORTS
See Corporations, Products Liability.

TRIAL PRACTICE
See Evidence.

WILLS
Pregnancy clauses in living will statutes. 87 Colum. L. Rev. 1280-300 (Oct.).

WORKERS’ COMPENSATION
Workers’ compensation for mental stress arising from personnel decisions. 56 U. Cin. L. Rev. 587-613 (No. 2).
INTENTIONAL BLANK
WADE H. McCREE, JR.