Michigan Law Review

VOLUME 77
1978-79

The University of Michigan
Law School

Michigan Law Review
Ann Arbor, Michigan 48109
CONTENTS
ARTICLES

GEORGE PALMER ....................... Terrance Sandalow 1
GEORGE PALMER ......................... John P. Dawson 3
GEORGE PALMER ........................ Luke K. Cooperrider 6
A BIBLIOGRAPHY OF THE PUBLISHED WORKS OF GEORGE ELLIS PALMER ........................ 9
RUNNING COVENANTS AND PUBLIC POLICY ... Olin L. Browder 12
UNMARRIED COUPLES AND UNJUST ENRICHMENT: FROM STATUS TO CONTRACT AND BACK AGAIN? ................. Robert C. Casad 47
LIVING PROBATE: THE CONSERVATORSHIP MODEL ................. John H. Langbein 63
THE CONSERVATORSHIP MODEL: A MODIFICATION ................. Gregory S. Alexander 86
PUNITIVE SURCHARGES AGAINST DISLOYAL FIDUCIARIES—IS Rothko RIGHT? ................. Richard V. Wellman 95
NOTES

DUE PROCESS AND PAROLE REVOCATION ........................ 120

Copyright © 1979 by The Michigan Law Review Association

The design on the cover is taken from an etching of The University of Michigan Legal Research Building.

Published monthly November, December, January-March, April, May, June, and August at Atlanta, Georgia. Printed at Darby Printing Co., Atlanta, Georgia 30310. Second-class postage paid at Ann Arbor, Michigan and additional mailing offices. (ISSN 0026-2234)

Subscriptions: United States, $18 per year in advance, eight numbers; Foreign, $20.


Because back stock of the Review is turned over to a dealer, back numbers are available to the Review for a short time only. It is therefore necessary to ask that subscribers report the nonreceipt of copies within six months of the mailing date.

Editorial and Business Offices:

Michigan Law Review
Hutchins Hall
Ann Arbor, Michigan 48109
UNIVERSITY OF MICHIGAN LAW SCHOOL

Administrative Officers

Robben W. Fleming, A.B., LL.B., LL.D., President of the University
Harold D. Shapiro, B.A., M.A., Ph.D., Vice President for Academic Affairs
Terrance Sandalow, A.B., J.D., Dean
James J. White, B.A., J.D., Associate Dean
Susan M. Eklund, A.B., J.D., Assistant Dean
Roger T. Martindale, B.A., J.D., Assistant Dean and Admissions Officer

Professors Emeriti of Law

William W. Bishop, Jr., A.B., J.D.
William W. Blume, A.B., LL.B., S.J.D.
Marvin L. Niehuss, A.B., LL.B.

Russell A. Smith, A.B., J.D.

Professors of Law

Francis A. Allen, A.B., LL.B., J.D. (Hon.),

Edson R. Sunderland Professor of Law

Layman E. Allen, A.B., M.P.A., LL.B.

Vincent A. Blasi, B.A., J.D. (on leave)

Lee C. Bollinger, B.S., J.D.

Olin L. Browder, Jr., A.B., LL.B., S.J.D.,

James V. Campbell Professor of Law

David L. Chambers, A.B., LL.B.

Alfred F. Conard, A.B., LL.B., LL.M.,

J.S.D., LL.D., Henry M. Butzel

Professor of Law

Edward H. Cooper, A.B., LL.B.

Luke K. Cooperbridge, B.S., J.D.

Roger A. Cunningham, S.B., J.D.

Edmond F. DeVine, A.B., J.D., LL.M.

(Adjunct)

Charles Donahue, Jr., A.B., LL.B.

(on leave)

Samuel D. Estep, A.B., J.D.

Robert W. Fleming, A.B., LL.B., LL.D.

Whitmore Gray, A.B., J.D.

Thomas A. Green, B.A., Ph.D., J.D.

Robert J. Harris, B.A., LL.B. (Adjunct)

Jerold H. Israel, B.B.A., LL.B.

John H. Jackson, B.A., J.D.

Douglas A. Kahn, B.A., J.D.

Yale Kamisar, A.B., LL.B., LL.D.

Thomas E. Kauper, A.B., J.D.

Frank R. Kennedy, A.B., LL.B., J.S.D.,

Thomas M. Cooley Professor of Law

Richard O. Lempert, A.B., J.D., Ph.D.

James A. Martin, B.S., M.S., J.D.

Jack Richard Pearce, A.B., LL.B.

William J. Pierce, A.B., J.D.

Marcus L. Plant, B.A., M.A., J.D.

Beverly J. Pooler, B.A., LL.B., LL.M.,

S.J.D.

Roy F. Proffitt, B.S.Bus. Ad., J.D.,

LL.M.

John W. Reed, A.B., LL.B., LL.M., Jurf.Sc.D.

Donald H. Regan, A.B., LL.B., B.Phil.

Theodore J. St. Antoine, A.B., J.D.

(on leave)

Terrance Sandalow, A.B., J.D.

Joseph L. Sax, A.B., J.D.

Allan F. Smith, A.B. Ed., LL.B., LL.M.,

S.J.D.

Philip Soper, B.A., M.A., J.D., Ph.D.

Eric Stein, J.U.D., J.D., Dr.H.C., Dr.H.C.,

Hessel E. Yntema Professor of Law

Peter O. Steiner, A.B., M.A., Ph.D.

Joseph Vining, B.A., M.A., J.D.

Lawrence W. Waggoner, B.B.A., J.D.,

D. Phil.

Andrew S. Watson, B.S., M.D., M.S. in Med.

Peter K. Westen, B.A., J.D.

James J. White, B.A., J.D.

L. Hart Wright, A.B., J.D., LL.M.,

Paul G. Kauper Professor of Law

Associate Professors of Law

Mary L. Fellows,* B.B.A., J.D.

Sallyanne Payton, A.B., LL.B.

Daniel L. Rubinfeld,* B.A., M.S., Ph.D.

Assistant Professors of Law

William Burnham, B.S., A.B., J.D.

(Adjunct)

Donald N. Duquette, B.A., J.D. (Adjunct)

Alan Kirtley, A.B., J.D.

(Adjunct)

Christina L. Whitman, A.B., M.A., J.D.

Lecturers in Law

Angus Campbell, B.A., M.A., Ph.D.

Horace W. Gilmore, A.B., J.D. (Adjunct)

James W. Goss, B.B.A., M.S., J.D.

(Adjunct)

Charles W. Joiner, B.A., J.D. (Adjunct)

Barbara R. Levine,* B.A., J.D. (Adjunct)

Edward R. Stein, B.A., J.D. (Adjunct)

James G. Wilson, A.B., J.D. (Adjunct)

*Visiting.