PERIODICAL INDEX

This index includes articles, comments, and some of the longer notes and recent developments which have appeared in leading law reviews since the publication of the last issue of this Review. (a) indicates a leading article.

ADJOINING LANDOWNERS

Abandoned buildings: rights and remedies of adjoining landowners. 44 U. Cin. L. Rev. 778-95 (No. 4).

ADMINISTRATIVE LAW

Private ordering through negotiation: dispute-settlement and rulemaking. (a) Melvin Aron Eisenberg. 89 Harv. L. Rev. 637-81 (Feb.).

ADMINISTRATIVE PROCEDURE

Revenue rulings and the Federal Administrative Procedure Act. 1975 Wis. L. Rev. 1135-57 (No. 4).

ADVERTISING

The law of comparative advertising: how much worse is “better” than “great”. 76 Colum. L. Rev. 80-112 (Jan.).

ANTITRUST LAW

AT&T and the antitrust laws: a strict test for implied immunity. 85 Yale L.J. 254-79 (Dec.).

Antitrust law—labor law—illegal “hot cargo” agreement may be the basis of antitrust suit against union which coerces its acceptance. 61 Cornell L. Rev. 436-59 (March).


The state action exemption and antitrust enforcement under the Federal Trade Commission Act. 89 Harv. L. Rev. 715-71 (Feb.).

APPELATE PROCEDURE

A court of tax appeals revisited. H. Todd Miller. 85 Yale L.J. 228-52 (Dec.).

The Hruska Commission’s proposed national court of appeals. Jack B. Owens. 23 UCLA L. Rev. 580-609 (Feb.).


ATTORNEYS

See also Constitutional Law.


BANKRUPTCY

The proposed bankruptcy acts—chapter IV, part 5: reshaping the trustee’s sword. 85 Yale L.J. 257-68 (Jan.).

Reform of creditor participation procedures in municipal bankruptcy. 85 Yale L.J. 423-40 (Jan.).

CAPITAL PUNISHMENT


CHARITIES

The regulation of charitable fund-raising and spending activities. 1975 Wis. L. Rev. 1158-87 (No. 4).

CIVIL PROCEDURE

Younger grows older: equitable abstention in civil proceedings. 50 N.Y.U. L. Rev. 870-923 (Oct.).

COMMODITY TRADING

Regulation of commodity related abuses. 22 Wayne L. Rev. 137-63 (Nov.).

843
COMPARATIVE NEGLIGENCE

Judicial adoption of comparative negligence—the Supreme Court of California takes a historic stand. Victor E. Schwartz. 51 Ind. L.J. 281-91 (Winter).

CONFLICT OF LAWS

The application and avoidance of foreign law in the law of conflicts. (a) Gregory S. Alexander. 70 Nw. U.L. Rev. 602-38 (Sept.-Oct.).

CONSTITUTIONAL LAW

See also Education.

Awarding attorneys' fees against a state: the eleventh amendment after Edelman v. Jordan. 44 Geo. Wash. L. Rev. 112-29 (Nov.).


State taxation of interstate business term: Standard Pressed Steel and Colonial Pipeline. (a) Walter Hellerstein. 62 Va. L. Rev. 149-62 (Feb.).

Ten years of non-retroactivity: a critique and a proposal. (a) Francis X. Beytagh. 61 Va. L. Rev. 1557-625 (Dec.).

CONTEMPT

Contempt of court: some considerations for reform. 1975 Wis. L. Rev. 1117-34 (No. 4).

COPYRIGHT

The Copyright Office: a constitutional confrontation. (a) E. Fulton Brylawski. 44 Geo. Wash. L. Rev. 1-47 (Nov.).

CORPORATIONS

See also Liability Insurance.

Corporate democracy and the corporate political contribution. 61 Iowa L. Rev. 545-79 (Dec.).

Corporate freeze-out mergers: a proposed analysis. (a) Edward F. Greene. 28 Stan. L. Rev. 487-519 (Feb.).

Reliance on advice of counsel as a defense in corporate and securities cases. (a) Douglas W. Hawes & Thomas J. Sherrard. 62 Va. L. Rev. 1-418 (Feb.).

CRIMINAL LAW

The United States Court of Appeals: 1974-1975 criminal law and procedure. 64 Geo. L.J. 167-611 (Dec.).

CRIMINAL PROCEDURE

See also Economics.

Non-English speaking persons in the criminal justice system: current state of the law. 61 Cornell L. Rev. 289-311 (Jan.).

CRIMINAL RESPONSIBILITY

See Insanity.

DEBTOR AND CREDITOR

Illegal aliens with American families: the scope of the statutory waiver of deportation in cases of fraudulent entry after Reid v. Immigration & Naturalization Service. 70 Nw. U. L. Rev. 673-98 (Sept.-Oct.).

DISCOVERY

Discovery of government documents and the official information privilege. 76 Colum. L. Rev. 142-74 (Jan.).

DISCRIMINATION

See also Labor Law.

Implementing title IV: the HEW regulations. 124 U. Pa. L. Rev. 806-42 (Jan.).

DOUBLE JEOPARDY

Revocation of conditional liberty for the commission of a crime: double jeopardy and self-incrimination limitations. 74 Mich. L. Rev. 525-54 (Jan.).

ECONOMICS

The allocation of prosecution: an economic analysis. 74 Mich. L. Rev. 586-613 (Jan.).

A basic structure for microeconomic policy analysis in our worse-than-second-best world: a proposal and related critique of the Chicago approach to the study of law and economics. (a) Richard S. Markovits. 1975 Wis. L. Rev. 950-1080 (No. 4).
**EDUCATION**

See also Labor Law.

- Educational malpractice. 124 U. Pa. L. Rev. 755-805 (Jan.).
- The right to education: a constitutional analysis. 44 U. Cin. L. Rev. 796-810 (No. 4).

**ENVIRONMENTAL LAW**

- Injunction bond amounts in federal NEPA litigation. 61 Iowa L. Rev. 580-601 (Dec.).

**FEDERAL JURISDICTION**

- Federal pendent party jurisdiction and United Mine Workers v. Gibbs—federal question and diversity cases. 62 Va. L. Rev. 194-236 (Feb.).
- The influence of procedural rules on federal jurisdiction. (a) Carole E. Goldberg. 28 Stan. L. Rev. 395-485 (Feb.).
- The jurisdictional amount in controversy in suits to enforce federal rights. (a) Joseph Ellison Earnest. 54 Texas L. Rev. 545-89 (March).

**FEDERAL RULES OF CIVIL PROCEDURE**

- Federal rules of civil procedure—the Erie Doctrine—state relation-back provision found controlling over rule 15(c). 50 N.Y.U. L. Rev. 952-73 (Oct.).

**FREEDOM OF INFORMATION**

- National security and the amended Freedom of Information Act. 85 Yale L.J. 401-22 (Jan.).

**FREEDOM OF RELIGION**

- Cummins v. Parker Seal Co.: can the government require accommodation of religion at the private job site? 62 Va. L. Rev. 237-58 (Feb.).

**FREEDOM OF THE PRESS**

- Reconciling Red Lion and Tomillo: a consistent theory of media regulation. 28 Stan. L. Rev. 563-88 (Feb.).

**GIFTS**

- Gifts of property subject to indebtedness: Johnson v. Commissioner. (a) Thomas J. Bacas. 44 Geo. Wash. L. Rev. 86-111 (Nov.).

**HEALTH**

- The right to be unhealthy. (a) S. I. Shuman. 22 Wayne L. Rev. 61-85 (Nov.).
- Rights, health, and mental disease. (a) Laurence D. Houlgate. 22 Wayne L. Rev. 87-95 (Nov.).
- State action in the health field. 1975 Wis. L. Rev. 1188-220 (No. 4).

**HISTORY**

- Bicentennial reflections on Herbert Hoover and the Supreme Court. (a) Francis William O'Brien. 61 Iowa L. Rev. 397-417 (Dec.).
- In a constitutional void: the enforcement of imperial law, the role of the British army, and the coming of the American Revolution. (a) John Phillip Reid. 22 Wayne L. Rev. 1-37 (Nov.).
- "In our contracted sphere": the constitutional contract, the Stamp Act crisis, and the coming of the American Revolution. (a) John Phillip Reid. 76 Colum. L. Rev. 21-47 (Jan.).

**HOUSING**

- The New York City Housing Court: trial and error in housing code enforcement. (a) Mark C. Rutzick & Richard L. Huffman. 50 N.Y.U. L. Rev. 738-97 (Oct.).

**INCOME TAX**

- The exemption of nonprofit organizations from federal income taxation. (a) Boris I. Bittker & George K. Rahdert. 85 Yale L.J. 299-358 (Jan.).
- GPD, Inc. v. Commissioner: closing a loophole in the accumulated earnings tax. 70 Nw. U. L. Rev. 651-72 (Sept.-Oct.).

**INDIANS**

- Indian law—tribal off-reservation jurisdiction. 1975 Wis. L. Rev. 1221-51 (No. 4).

**INJUNCTIONS**

- Injunctions against occupational hazards: the right to work under safe conditions. (a) Alfred W. Blumrosen, Donald M. Ackerman, Julie Kligerman, Peter Vanschaick & Kevin D. Sheehy. 64 Calif. L. Rev. 702-51 (May).
INSANITY
An analysis of the proposal to “abolish” the insanity defense in S. 1: squeezing a lemon. (a) Heathcote W. Wales. 124 U. Pa. L. Rev. 687-712 (Jan.).

INTERNAL REVENUE SERVICE
Limits on retroactive decision making by the Internal Revenue Service: redefining abuse of discretion under section 7805(b). 23 UCLA L. Rev. 529-48 (Feb.).

INTERNATIONAL LAW
See Water and Watercourses.

INVESTMENT COMPANIES
A case against administrative restraint: declaratory status orders under the Investment Company Act of 1940. Roger W. Kapp & Robert M. Hart. 61 Cornell L. Rev. 231-55 (Jan.).

JUDGES
The adversary judge. (a) Marvin E. Frankel. 54 Texas L. Rev. 465-87 (March).


JUDGMENTS
Pierce v. Cook & Co.: change in state law as a ground for relief from a federal judgment. 124 U. Pa. L. Rev. 843-63 (Jan.).

JURISDICTION
Constitutional limitations on choice of law. (a) James A. Martin. 61 Cornell L. Rev. 185-230 (Jan.).

LABOR
See Freedom of Religion.

LABOR LAW
Age discrimination in employment. 50 N.Y.U. L. Rev. 924-51 (Oct.).

The applicability of Boys Markets injunctions to refusals to cross a picket line. 76 Colum. L. Rev. 113-41 (Jan.).

Constitutional attacks on mandatory retirement: a reconsideration. 23 UCLA L. Rev. 549-79 (Feb.).


The dismissal of tenured faculty for reasons of financial exigency. 51 Ind. L.J. 417-52 (Winter).

Economic pressure in support of unlawful employment discrimination claims. (a) Arthur B. Smith, Jr. 61 Cornell L. Rev. 368-415 (March).

The impact of Howard Johnson on the labor obligations of the successor employer. 74 Mich. L. Rev. 555-85 (Jan.).

Labor law—otherwise lawful economic picketing of an employer-tenant of a privately owned shopping center may not be prohibited where the message is directly related to the business conducted on the property and there is no effective alternative means of communication. 44 Geo. Wash. L. Rev. 130-57 (Nov.).

The Nixon Board and retail bargaining units. (a) Stephen C. Viadeck. 61 Cornell L. Rev. 416-34 (March).

Public sector grievance procedures, due process, and the duty of fair representation. 89 Harv. L. Rev. 752-92 (Feb.).

“Representatives of their own choosing”: practical considerations in the selection of bargaining representatives for seasonal farmworkers. (a) Jeff L. Lewin. 64 Calif. L. Rev. 732-94 (May).

Stability versus employee free choice. (a) George W. Brooks. 61 Cornell L. Rev. 344-67 (March).
Succesorship under Howard Johnson: short order justice for employees. James Severson & Michael Willcoxon. 64 Calif. L. Rev. 795-844 (May).


LARCENY

Merchants' responses to shoplifting: an empirical study. 28 Stan. L. Rev. 589-612 (Feb.).

LEASES

The historical conception of a lease for years. (a) William M. McGovern. 23 UCLA L. Rev. 501-28 (Feb.).

LEGAL HISTORY

See also Juries.

The Schneiderman case: an inside view of the Roosevelt Court. (a) Jeffrey F. Liss. 74 Mich. L. Rev. 500-23 (Jan.).

LIABILITY INSURANCE

Liability insurance for corporate officers and directors: the search for a model enabling statute. 50 N.Y.U. L. Rev. 1120-48 (Nov.).

MAGISTRATES

Masters and magistrates Part I: the English model. (a) Linda J. Silberman. 50 N.Y.U. L. Rev. 1070-118 (Nov.).

MENTAL HEALTH

Involuntary treatment of the mentally ill in Iowa: the 1975 legislation. (a) Randall P. Bezanson. 61 Iowa L. Rev. 261-396 (Dec.).

ORGAN TRANSPLANTS

Organ donations by incompetents and the substituted judgment doctrine. (a) John A. Robertson. 76 Colum. L. Rev. 48-78 (Jan.).

POLITICS

See also Corporations.


Political aspects of public sector interest arbitration. (a) Joseph R. Grodin. 64 Calif. L. Rev. 678-701 (May).

PRODUCTS LIABILITY

Assets sales and products liability. (a) Friedrich R. Juenger & Stephen H. Schulman. 22 Wayne L. Rev. 39-60 (Nov.).


Professor O'Connell's no-fault plan for products and services: have new problems been substituted for old? Victor E. Schwartz. 70 Nw. U. L. Rev. 639-49 (Sept.-Oct.).

PROFESSIONAL RESPONSIBILITY

Professional responsibility and probate practices. (a) John H. Martin. 1975 Wis. L. Rev. 911-49 (No. 4).

RADIO AND TELEVISION

Community antenna television: the case for municipal control. 22 Wayne L. Rev. 99-136 (Nov.).

RES JUDICATA

The expanding scope of the res judicata bar. 54 Texas L. Rev. 527-44 (March).

SAFETY LAWS

See Injunctions.

SCHOOLS AND SCHOOL DISTRICTS

See Segregation.

SECURITIES

Blue Chip Stamps v. Manor Drug Stores: the future of standing under rule 10b-5. 61 Iowa L. Rev. 497-544 (Dec.).


SEC rulemaking authority and the protection of investors: a comment on the proposed "going private" rules. 51 Ind. L.J. 433-56 (Winter).

Securities law—accountants' liability—accountant whose negligence in conducting an audit facilitates a scheme fraudulent under section 10 of the Securities Exchange Act and SEC rule 10b-5 is liable to defrauded investors for aiding and
abetting even though accountant had no actual knowledge of the fraud. 44 Geo. Wash. L. Rev. 158-78 (Nov.).


SEGREGATION
Interdistrict desegregation: the remaining options. 28 Stan. L. Rev. 521-61 (Feb.).

Private school desegregation under section 1981. 124 U. Pa. L. Rev. 714-54 (Jan.).

SELF-INCRIMINATION
Impeachment of a criminal defendant by evidence of post-arrest silence: a conflict partially resolved. 61 Iowa L. Rev. 641-58 (Dec.).

SENTENCING
Some observations on the disposition of CCW cases in Detroit. 74 Mich. L. Rev. 614-43 (Jan.).

SEPARATION OF POWERS
Intergovernmental immunities in litigation, taxation, and regulation: separation of powers issues in controversies about federalism. (a) Laurence H. Tribe. 89 Harv. L. Rev. 682-713 (Feb.).

SEX DISCRIMINATION
The ERA and Texas marital law. 54 Texas L. Rev. 590-615 (March).

Sex discrimination and intercollegiate athletics. 61 Iowa L. Rev. 420-96 (Dec.).

STATE ACTION
The current attack on the Parker v. Brown state action doctrine. (a) Milton Handler. 76 Colum. L. Rev. 1-20 (Jan.).

STOCKS
Exchange-traded stock options: investment techniques and tax strategy. 44 U. Cin. L. Rev. 753-77 (No. 4).

SURVEY OF STATE LAW

Twenty-fifth annual survey of developments in Virginia law, 1974-1975. 61 Va. L. Rev. 1627-870 (Dec.).

The Supreme Court of California: 1974-1975. 64 Calif. L. Rev. 239-675 (March).

TAXATION
See Constitutional Law, Gifts.

TORTS

TRADEMARKS AND TRADE NAMES
Trademark regulation—international law—the requirements that an applicant show prior use in commerce is not waived for a holder of foreign trademark rights seeking trademark protection in the United States. 44 Geo. Wash. L. Rev. 178-95 (Nov.).

UNITED STATES SUPREME COURT

URBAN LAW
The cities and the middle class: another look at the urban crisis. (a) Edward A. Zelinsky. 1975 Wis. L. Rev. 1081-116 (No. 4).

WARRANTY

WATER AND WATERCOURSES
EDWARD WEINFELD

Judge Weinfeld and constitutional law. (a) Leonard H. Becker. 50 N.Y.U. L. Rev. 1051-69 (Nov.).


Judge Weinfeld and the criminal law: the Keogh-Kahaner trial—a case study in criminal justice. (a) John G. Koeltl & Frank M. Tuerkheimer. 50 N.Y.U. L. Rev. 1008-50 (Nov.).

ZONING

Aesthetic zoning, the right to travel, and growth-restrictive ordinances: Construction Industry Association of Sonoma County v. City of Petaluma. 61 Iowa L. Rev. 602-22 (Dec.).

The Mount Laurel decision: expanding the boundaries of zoning reform. (a) Bruce L. Ackerman. 19 76 U. Ill. L.F. 1-73 (No. 1).