

Michigan Law Review

Volume 70 | Issue 1

1971

Periodical Index

Michigan Law Review

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

Recommended Citation

Michigan Law Review, *Periodical Index*, 70 MICH. L. REV. 223 (1971).

Available at: <https://repository.law.umich.edu/mlr/vol70/iss1/8>

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* which have appeared in leading law reviews since the publication of the last issue of this *Review*. (a) indicates a leading article.

ABORTION

The right of equal access to abortions. 56 Iowa L. Rev. 1015-27 (April).

The unborn child and the constitutional conception of life. 56 Iowa L. Rev. 994-1014 (April).

ADMINISTRATION OF JUSTICE

New blocks for old pyramids: reshaping the judicial system. (a) Shirley M. Hufstедler. 44 S. Cal. L. Rev. 901-15 (Summer).

ADMINISTRATIVE PROCEDURE

See also *Judicial Review*.

The hearing examiner loan program. (a) Antonin Scalia. 1971 Duke L.J. 319-66 (June).

Trumpets in the corridors of bureaucracy: a coming right to appointed counsel in administrative adjudicative proceedings. 18 UCLA L. Rev. 758-94 (March).

ADMISSIBILITY OF EVIDENCE

Admissibility of medical treatises in Iowa: expert witnesses in hardback covers. 56 Iowa L. Rev. 1028-43 (April).

AGRICULTURE

See *Unions*.

ANTITRUST LAW

See also *Drugs*, *Environmental Law*, *Patents*.

Enforcement of the FTC Act: the shortcomings of section 5(l) civil penalties. 46 N.Y.U. L. Rev. 507-35 (May).

Franchisor standing to sue in treble damage actions. 119 U. Pa. L. Rev. 696-705 (Feb.).

BIOGRAPHY

Adam Clayton Powell and John Wilkes: an analogue from England for the men in the marble palace. (a) Geoffrey W. R. Palmer. 56 Iowa L. Rev. 725-71 (April).

CIVIL PROCEDURE

See *Insurance*, *Summary Proceedings*.

CIVIL RIGHTS

Civil rights: private cause of action exists under title vii notwithstanding EEOC determination of no reasonable cause. 1971 Duke L.J. 467-78 (June).

Federal enforcement standards under the Civil Rights Act of 1964: judicial notions of pattern or practice. 56 Iowa L. Rev. 1084-95 (April).

COLLECTIVE BARGAINING

The effect of reorganization, merger or acquisition on the appropriate bargaining unit. (a) John E. Abodecely. 39 Geo. Wash. L. Rev. 388-531 (March).

Fibreboard and the termination of bargaining unit work: the search for standards in defining the scope of the duty to bargain. (a) Robert J. Rabin. 71 Colum. L. Rev. 803-36 (May).

COMMERCIAL LAW

Negotiability—who needs it? (a) Albert J. Rosenthal. 71 Colum. L. Rev. 375-402 (March).

Service charges for revolving charge accounts: a time-price exemption or usury? 71 Colum. L. Rev. 905-16 (May).

COMMUNICATION LAW

Power to some people: the FCC's clear channel allocation policy. 44 S. Cal. L. Rev. 811-47 (Spring).

CONDEMNATION OF LAND

Taking or damaging by police power: the search for inverse condemnation criteria. (a) Arvo Van Alstyne. 44 S. Cal. L. Rev. 1-73 (Fall).

CONFLICT OF LAWS: TORTS

The emerging problems in judicial administration of a state-interest analysis of tort conflict of laws problems. (a) Russell J. Weintraub. 44 S. Cal. L. Rev. 877-900 (Summer).

CONSTITUTIONAL LAW

See also *Abortion*, *Criminal Investigation*, *Hearsay*.

The generality of neutral principles: a game-theoretic perspective. (a) Robert L. Birmingham. 58 Calif. L. Rev. 873-84 (June).

CONTEMPT

Invoking summary criminal contempt procedure—use or abuse? United States v. Dellinger—the "Chicago Seven" contempt. 69 Mich. L. Rev. 1549-75 (Aug.).

COPYRIGHTS

Performers rights and copyright: the protection of sound recordings from modern pirates. 59 Calif. L. Rev. 548-79 (March).

CORPORATIONS

Rule 10b-6 revisited. (a) Ezra Weiss and Lawrence S. Leibowitz. 39 Geo. Wash. L. Rev. 474-87 (March).

CORPORATIONS: STOCKHOLDERS

Liberalizing SEC rule 14a-8 through the use of advisory proposals. 80 Yale L.J. 845-64 (March).

CORPORATIONS: TAXATION

Revenue ruling 70-531: a change in the treatment of non-dividend redemptions at the corporate level? 1971 Duke L.J. 435-50 (June).

CRIMINAL INVESTIGATION

See also *Right of Privacy*.

Unlawful detainer: synopsis of California law and constitutional considerations. 44 S. Cal. L. Rev. 768-810 (Spring).

CRIMINAL LAW

See *Due Process of Law*.

DAMAGES

Punitive damages under the Federal Employers' Liability Act. 40 U. Cin. L. Rev. 289-303 (Summer).

DEDICATION TO PUBLIC USE

Public or private ownership of beaches: an alternative to implied dedication. 18 UCLA L. Rev. 795-820 (March).

This land is my land: the doctrine of implied dedication and its application to California beaches. 44 S. Cal. L. Rev. 1092-134 (Summer).

DISCRIMINATION

See *Unions*.

Affirmative action under executive order 11,246. (a) Peter G. Nash. 46 N.Y.U. L. Rev. 225-61 (April).

Title VII and the multiple approaches to eliminating employment discrimination. (a) Stanley P. Hebert and Charles L. Reischel. 46 N.Y.U. L. Rev. 449-85 (May).

DOCUMENTS AND RECORDS

See *Admissibility of Evidence*.

DRUGS

Price fixing in the prescription drug industry: a misapplication of the per se rule. 56 Iowa L. Rev. 1071-83 (April).

DUE PROCESS OF LAW

The Aims of the Criminal Law Revisited: a plea for a new look at "substantive due process." (a) Herbert L. Packer. 44 S. Cal. L. Rev. 490-98 (Winter).

EDUCATION

Family choice in education: a model state system for vouchers. (a) John E. Coons and Stephen D. Sugarman. 59 Calif. L. Rev. 321-438 (March).

ELECTIONS

Minority party access to the ballot. 1971 Duke L.J. 451-65 (June).

ENVIRONMENTAL LAW

Construction of deeds granting the right to strip mine. 40 U. Cin. L. Rev. 304-18 (Summer).

Contemporary studies project: impact of local governmental units on water quality control. 56 Iowa L. Rev. 804-929 (April).

The energy crisis: the need for anti-trust action and federal regulation. 24 Vand. L. Rev. 705-801 (May).

The prerogative and environmental control of London building in the early seventeenth century: the lost opportunity. (a) Thomas G. Barnes. 58 Calif. L. Rev. 1332-63 (Nov.).

EVIDENCE

Use of the *nolo contendere* plea in subsequent contexts. 44 S. Cal. L. Rev. 737-67 (Spring).

FEDERAL RULES
OF CIVIL PROCEDURE

See *Limitation of Actions*.

FIDUCIARY RELATIONSHIPS

See *Franchises*.

FOREIGN LAW

Legislative choice of law: some European examples. (a) David F. Cavers. 44 S. Cal. L. Rev. 340-61 (Winter).

FRANCHISES

Franchising—a fiduciary relationship. (a) Harold Brown. 49 Texas L. Rev. 650-75 (April).

FREEDOM OF ASSEMBLY

Regulation of White House demonstrations. 119 U. Pa. L. Rev. 668-83 (Feb.).

FREEDOM OF THE PRESS

The right of the press to gather information. 71 Colum. L. Rev. 838-64 (May).

**GOVERNMENTAL IMMUNITY
AND LIABILITY**

Developing governmental liability under 42 U.S.C. § 1983. 55 Minn. L. Rev. 1201-22 (June).

HEARSAY

Constitutional law—the confrontation test for hearsay exceptions: an uncertain standard. 59 Calif. L. Rev. 580-96 (March).

INCOME TAX: INDIVIDUAL

Section 1348: the death of Mickey Mouse? (a) Michael Asimow. 58 Calif. L. Rev. 801-72 (June).

INSURANCE

Direct actions against insurance companies: should they join the party? 59 Calif. L. Rev. 525-47 (March).

JUDGES

Impeachment for "high crimes and misdemeanors." (a) Raoul Berger. 44 S. Cal. L. Rev. 395-460 (Winter).

In honor of Chief Judge Stanley H. Fuld: a symposium. Articles by William O. Douglas, John M. Harlan, Thomas E. Dewey, Adrian P. Burke, Michael I. Sovern, Willis L. M. Reese, Emanuel Dannett, Miguel de Capriles, Adolf Homburger, Maurice Rosenberg, Richard R. Powell, and H. Richard Uviller. 71 Colum. L. Rev. 531-722 (April).

JUDICIAL ADMINISTRATION

Disorder in the courtroom. (a) Delmar Karlen. 44 S. Cal. L. Rev. 996-1035 (Summer).

In search of judicial economy: the non-statutory three judge court. 56 Iowa L. Rev. 1096-113 (April).

JUDICIAL OPINIONS

The use of social policy in judicial decision-making. (a) Richard A. Daynard. 56 Cornell L. Rev. 919-50 (July).

JUDICIAL REVIEW

See also *Separation of Powers*.

Direct judicial review and the doctrine of ripeness in administrative law. (a) G. Joseph Vining. 69 Mich. L. Rev. 1443-46 (Aug.).

Some observations on *Moss v. CAB*. 23 Stan. L. Rev. 833-45 (April).

JURIES

Expediting voir dire: an empirical study. (a) William H. Levit, Dorothy W. Nelson, Vaughn C. Ball, and Richard

Chernick. 44 S. Cal. L. Rev. 916-95 (Summer).

LABOR LAW

Current remedies for the discriminatory effects of seniority agreements. (a) Irving Kovarsky. 24 Vand. L. Rev. 683-702 (May).

LAW REFORM

See *Philosophy of Law*.

LEGAL EDUCATION

Symposium: legal education. Articles by Robert A. Gorman, Allen Redlich, Arthur B. LaFrance, Gary Bellow and Earl Johnson, Michael E. Levine, Richard A. Epstein, and Michael Reiss. 44 S. Cal. L. Rev. 537-734 (Spring).

LEGAL PROFESSION

A new role for the black law graduate—a reality or an illusion? (a) Harry T. Edwards. 69 Mich. L. Rev. 1407-42 (Aug.).

LIMITATION OF ACTIONS

The tolling of state statutes of limitations in federal courts. 71 Colum. L. Rev. 865-85 (May).

LOCAL GOVERNMENT

See *Environmental Law*.

MEDIATION

Mediation—its forms and functions. (a) Lon L. Fuller. 44 S. Cal. L. Rev. 305-39 (Winter).

MEDICAL JURISPRUDENCE

Psychological stress and legal concepts of disease causation. (a) Melvin L. Selzer. 56 Cornell L. Rev. 951-61 (July).

MILITARY LAW

The discredit clause of the UCMJ: an unrestricted anachronism. 18 UCLA L. Rev. 821-43 (March).

MOTOR VEHICLES

Public interest and the Iowa Motor Vehicle Franchisers Act. 56 Iowa L. Rev. 1060-70 (April).

NEWSPAPERS

See also *Freedom of the Press, Privileged Communications*.
Newspaper Preservation Act: a critique. 46 Ind. L.J. 392-412 (Spring).

PATENTS

Patent-antitrust law: a new theory. (a) Martin J. Adelman and Robert P. Jares. 17 Wayne L. Rev. 1-23 (Jan.-Feb.).

The patent system and economic development. (a) Mark S. Massel. 46 N.Y.U. L. Rev. 486-505 (May).

PHILOSOPHY OF LAW

The future of America and the role of law. (a) Ray Forrester. Comments by Jefferson B. Fordham, Robert B. McKay, John W. Wade, and Page Keeton. 23 Vand. L. Rev. 1297-314 (Nov.).

Law and today's crisis-situations. (a) Thomas E. Davitt. 46 Ind. L.J. 193-207 (Winter).

PLEADING

See *Evidence*.

POLICE

See *Governmental Immunity & Liability*.

The policeman: must he be a second-class citizen with regard to his first amendment rights? 46 N.Y.U. L. Rev. 536-59 (May).

POLITICAL SCIENCE

Criteria for a theory about law. (a) Harold D. Lasswell and Myres S. McDougal. 44 S. Cal. L. Rev. 362-94 (Winter).

The institutionalized presidency. A symposium. Articles by Norman C. Thomas, David L. Paletz, Joseph E. Kallenbach, Harvey C. Mansfield, Walter F. Mondale, Marver H. Bernstein, Allen Schick, Thomas E. Cronin, and Hans W. Baade. 35 Law & Contemp. Prob. 427-665 (Summer).

PRICES

See *Drugs*.

PRISONS AND PRISONERS

Courts, corrections, and the eighth amendment: encouraging prison reform by releasing inmates. 44 S. Cal. L. Rev. 1060-91 (Summer).

PRIVILEGED COMMUNICATIONS

The newsmen's privilege against disclosure of confidential sources and information. (a) Harold L. Nelson. 24 Vand. L. Rev. 667-81 (May).

PRODUCTS LIABILITY

Effect of corporate dissolution on products liability claims. (a) Harry G. Henn and John R. Alexander. 56 Cornell L. Rev. 865-918 (July).

PROXIMATE CAUSE

See *Medical Jurisprudence*.

PSYCHIATRY

See *Medical Jurisprudence*.

PUBLIC LANDS

Minnesota's Flood Plain Management Act—state guidance of land use controls. 55 Minn. L. Rev. 1163-200 (June).

Public recreation and subdivisions on lakes and reservoirs in California. 23 Stan. L. Rev. 811-32 (April).

REPLEVIN

Laprease and Fuentes: replevin reconsidered. 71 Colum. L. Rev. 886-904 (May).

RES JUDICATA

Res nova in res judicata. (a) Geoffrey C. Hazard, Jr. 44 S. Cal. L. Rev. 1036-44 (Summer).

RIGHT OF PRIVACY

The diminishing right of privacy. Articles by Vern Countryman and Albert W. Alschuler. 49 Texas L. Rev. 837-82 (May).

Preventive intelligence systems and the courts. 58 Calif. L. Rev. 914-39 (June).

SECURITIES

Some recent innovations to avoid the margin regulations. (a) Martin Lipton. 46 N.Y.U. L. Rev. 1-16 (March).

SEGREGATION

Busing, Swann v. Charlotte-Mecklenburg, and the future of desegregation in the Fifth Circuit. 49 Texas L. Rev. 884-910 (May).

SEPARATION OF POWERS

See also *War*.

An essay review of Congress v. the Supreme Court. 44 S. Cal. L. Rev. 499-516 (Winter).

The role of Congress in constitutional determinations. (a) Archibald Cox. 40 U. Cin. L. Rev. 199-261 (Summer).

Separation of powers and the discretionary function exception: political question in tort litigation against the government. 56 Iowa L. Rev. 930-93 (April).

SEX DISCRIMINATION

The conflict between state protective legislation and federal laws prohibiting sex discrimination: is it resolved? (a) Thomas H. Barnard. 17 Wayne L. Rev. 25-65 (Jan.-Feb.).

SOCIAL SECURITY

The failure of the Work Incentive (WIN) Program. 119 U. Pa. L. Rev. 485-501 (Jan.).

SOCIAL WELFARE

The Tax Reform Act of 1969 and the poor. (a) Paul M. Dodyk. 71 Colum. L. Rev. 758-802 (May).

STATE ENTERPRISES

A new look at the internal improvements and public purpose rules. (a) William F. Eich. 1970 Wis. L. Rev. 1113-32 (No. 4).

SUMMARY PROCEEDINGS

California summary judgment: the need for legislative reform. (a) Ernest J. Zack. 59 Calif. L. Rev. 439-83 (March).

SURVEY OF STATE LAW

1970 annual survey of Michigan law. Articles by Arthur Neef, Robert A. Koory, Carl S. Hawkins, Friedrich K. Juenger, Maurice Kelman, Edward M. Wise, Michael S. Josephson, Theodore Sachs, Alan W. Housman and Robert L. Reed, M. Burns Stanley and Edward W. Tunstall, Alan R. Waterstone, Daniel C. Molhoek and J. Terry Moran, Beverley J. Pooley, E. Robert Blaske, David J. Olmstead and Michael H. Feiler, Donald F. Campbell, Kenneth R. Callahan, Patricia H. Marschall, Donald H. Murch, and William G. Reamon and Paul A. Williams. 17 Wayne L. Rev. 283-776 (March-June).

Survey of Ohio law: 1970. 40 U. Cin. L. Rev. 49-111 (Winter-Spring).

TAXATION

See *Corporations: Taxation, Social Welfare*.

United States v. Davis: pro rata redemptions and essential equivalence. 66 Nw. U. L. Rev. 260-71 (May-June).

TORTS

Roger Traynor and the law of torts. (a) Page Keeton. 44 S. Cal. L. Rev. 1045-57 (Summer).

TRADE SECRETS

Sears to Lear to Painton: of whales and other matters. (a) Roger M. Milgrim. 46 N.Y.U. L. Rev. 17-34 (March).

TREATIES

State power and the Indian treaty right to fish. 59 Calif. L. Rev. 485-524 (March).

UNAUTHORIZED PRACTICE OF LAW

The standard for determining unauthorized practices of law by real estate brokers in Ohio. 40 U. Cin. L. Rev. 319-42 (Summer).

UNIONS

Racially discriminatory union conduct: constitutional commands for the NLRB. 56 Iowa L. Rev. 1044-59 (April).

Unionization of the agricultural labor force: an inquiry of job property rights. 44 S. Cal. L. Rev. 181-217 (Fall).

WAR

Brief for Constitutional Lawyers' Committee on Undeclared War as amicus curiae, Massachusetts v. Laird. (a) Anthony A. D'Amato, Lawrence R. Velvel, Lawrence Sager, Jon M. Vandyke, Harrop Freeman, and Richard Cummings. 17 Wayne L. Rev. 67-151 (Jan.-Feb.).

The coordinated warmaking power—legislative, executive, and judicial roles. (a) Leonard G. Ratner. 44 S. Cal. L. Rev. 461-89 (Winter).

WILLS

Bequests for purposes. (a) William F. Fratcher. 56 Iowa L. Rev. 773-802 (April).

WITNESSES

Effects of kind of question and atmosphere of interrogation on accuracy and completeness of testimony. 84 Harv. L. Rev. 1620-43 (May).

