

Lead Articles—Author

Ausness, Richard—Surrogate Immunity: The Government Contract Defense and Products Liability.....	985
Berger, Raoul—New Theories of “Interpretation”: The Activist Flight from the Constitution.....	1
Blomgren, Douglas C.—Regulating Religious Organizations Under the Establishment Clause.....	293
Boyer, Allen D.—Federalism and Corporation Law: Drawing the Line in State Takeover Regulation.....	1037
Goldberger, David—First Amendment Constraints on the Award of Attorney’s Fees Against Civil Rights Defendant-Intervenors: The Dilemma of the Innocent Volunteer.....	603
Greenbaum, Arthur F.—Putting Your J.D. to Work: Advice for Students Seeking Law Firm Employment.....	697
Hatch, Orrin G.—Foreword.....	291
Krisher, Karen A.— <i>Jones v. Barnes</i> , the Sixth, and the Fourteenth Amendments: Whose Appeal Is It Anyway?.....	179
Laycock, Douglas—A Survey of Religious Liberty in the United States.....	409
Lee, Rex E.—Lawyering for the Government Politics, Polemics & Principle.....	595
Lewis, Wayne K.—Toward a Theory of Strict “Claim” Liability: Warrant Relief for Advertising Representations.....	671
Lynn, Robert—Problems with Pour-Over Wills.....	47
Malloy, Robin Paul—Equating Human Rights and Property Rights—The Need for Moral Judgement in an Economic Analysis of Law and Social Policy.....	163
Marshall, William P.—Regulating Religious Organizations Under the Establishment Clause....	293
Metzenbaum, Howard M.—Foreword.....	289
O’Connell, Jeffrey—Compensation for Injury & Illness: An Update of the Conard Study.....	913
Oliver, Philip D.—Systematic Justice: A Proposed Constitutional Amendment to Establish Fixed, Staggered Terms for Members of the United States Supreme Court.....	799
Posin, Daniel Q.—A Case Study in Income Tax Complexity: The Type A Reorganization.....	627
Shoben, Elaine W.—Employee Recruitment by Design or Default: Uncertainty Under Title VII.....	891
Strossen, Nadine—“Secular Humanism” and “Scientific Creationism”: Proposed Standards for Reviewing Curricular Decisions Affecting Students’ Religious Freedom.....	333
Sundberg, Jacob—Human Rights in Sweden: The Breakthrough of an Idea.....	951
Tigges, Steven W.—Into the Religious Thicket—Constitutional Limits on Civil Court Jurisdiction Over Ecclesiastical Disputes.....	475
West, Martha S.—Life After <i>Bildisco</i> : Section 1113 and the Duty to Bargain in Good Faith....	65
Wolman, Benson A.—Separation Anxiety: Free Exercise Versus Equal Protection.....	453
Wortham, Leah—The Economics of Insurance Classification: The Sound of One Invisible Hand Clapping.....	835
Young, David—Into the Religious Thicket—Constitutional Limits on Civil Court Jurisdiction Over Ecclesiastical Disputes.....	475

Lead Articles—Titles

A Case Study in Income Tax Complexity: The Type A Reorganization.....	627
Compensation for Injury & Illness: An Update of the Conard Study.....	913
The Economics of Insurance Classification: The Sound of One Invisible Hand Clapping.....	835
Employee Recruitment by Design or Default: Uncertainty Under Title VII.....	891
Federalism and Corporation Law: Drawing the Line in State Takeover Regulation.....	1037
First Amendment Constraints on the Award of Attorney’s Fees Against Civil Rights Defendant-Intervenors: The Dilemma of the Innocent Volunteer.....	603
Foreword-Senator Orrin G. Hatch.....	291

Foreword-Senator Howard M. Metzenbaum.....	289
Human Rights in Sweden: The Breakthrough of an Idea.....	951
Into the Religious Thicket—Constitutional Limits on Civil Court Jurisdiction Over Ecclesiastical Disputes.....	475
<i>Jones v. Barnes</i> , the Sixth, and the Fourteenth Amendments: Whose Appeal Is It, Anyway?.. .	179
Lawyering for the Government: Politics, Polemics & Principle.....	595
Life After <i>Bildisco</i> : Section 1113 and the Duty to Bargain in Good Faith.....	65
New Theories of “Interpretation”: The Activist Flight from the Constitution.....	1
Problems with Pour-Over Wills.....	47
Putting Your J.D. to Work: Advice for Students Seeking Law Firm Employment.....	697
Regulating Religious Organizations Under the Establishment Clause.....	293
“Secular Humanism” and “Scientific Creationism”: Proposed Standards for Reviewing Curricular Decisions Affecting Students’ Religious Freedom	333
Separation Anxiety: Free Exercise Versus Equal Protection.....	453
Surrogate Immunity: The Government Contract Defense and Products Liability.....	985
A Survey of Religious Liberty in the United States.....	409
Systematic Justice: A Proposed Constitutional Amendment to Establish Fixed, Staggered Terms for Members of the United States Supreme Court.....	799
Toward a Theory of Strict “Claim” Liability: Warranty Relief for Advertising Representations	671
Commentary	
Benno Schmidt vs. Rehnquist and Scalia.....	709
Comments	
Attacking the Negligence Rule in Defamation of Private Plaintiffs: <i>Embers Supper Club v. Scripps Howard Broadcasting Co.</i>	503
First Amendment Rights of Attorneys and Judges in Judicial Election Campaigns	201
Case Comments	
<i>Cleveland Board of Education v. Loudermill</i> : Procedural Due Process Protection for Public Employees.....	1115
<i>Gross v. Gross</i> : Ohio’s First Step Toward Allowing Private Ordering of the Marital Relationship	235
<i>Hawaii Housing Authority v. Midkiff</i> : The Continued Validity of the Public Use Doctrine.....	521
Hospital Liability for Physician Malpractice: The Impact of <i>Hannala v. City of Lakewood</i>	1077
<i>Morse v. Elmira Country Club</i> : Dealing with the Uncooperative Recipient of Mailed Service of Process Under the 1983 Amendments to the Federal Rules of Civil Procedure	713
<i>Northwest Wholesale</i> : Group Boycott Analysis and a Role for Procedural Safeguards in Industrial Self-Regulation.....	729
<i>State v. Burkholder</i> : Expansion of Individual Liberties Under the Ohio Constitution?	235
Notes	
<i>Cotter & Co. v. United States</i> : The Federal Circuit Finds the Meaning of Subchapter T to be Less than Cooperative	565
The Federal Income Tax Consequences of the Legal Obligation of Parents to Support Children..	753
The Implications of Changing the Current Law on Charitable Deductions—Maintaining Incentives for Donating Art to Museums.....	773
Pretrial Detainment: The Fruitless Search for the Presumption of Innocence	277
Real Property Tax Exemptions for Religious Institutions in Ohio: <i>Bishop</i> Ordains a Faulty Progeny.....	535
Searching Public Schools: <i>T.L.O.</i> and the Exclusionary Rule.....	1099
Special Police: A Benefit or a Threat?.....	261

Subject Index

Antitrust

Northwest Wholesale: Group Boycott Analysis and a Role for Procedural Safeguards in Industrial Self-Regulation 729

Attorneys

First Amendment Constraints on the Award of Attorney's Fees Against Civil Rights Defendant-Intervenors: The Dilemma of the Innocent Volunteer 603
First Amendment Rights of Attorneys and Judges in Judicial Election Campaigns 201
Lawyering for the Government: Politics, Polemics & Principle 595
Putting Your J.D. to Work: Advice for Students Seeking Law Firm Employment 697

Bankruptcy

A Case Study in Income Tax Complexity: The Type A Reorganization 627
Life After *Bildisco*: Section 1113 and the Duty to Bargain in Good Faith 65

Civil Procedure

Morse v. Elmira Country Club: Dealing with the Uncooperative Recipient of Mailed Service of Process Under the 1983 Amendments to the Federal Rules of Civil Procedure 713

Civil Rights

First Amendment Constraints on the Award of Attorney's Fees Against Civil Rights Defendant-Intervenors: The Dilemma of the Innocent Volunteer 603

Constitutional Law

Attacking the Negligence Rule in Defamation of Private Plaintiffs: *Embers Supper Club v. Scripps Howard Broadcasting Co* 503
Benno Schmidt vs. Rehnquist and Scalia . . . 709
Cleveland Board of Education v. Loudermill: Procedural Due Process Protection for Public Employees 1115
First Amendment Constraints on the Award of Attorney's Fees Against Civil Rights Defendant-Intervenors: The Dilemma of the Innocent Volunteer 603
Foreword—Senator Orrin G. Hatch 289
Foreword—Senator Howard M. Metzenbaum 291

Hawaii Housing Authority v. Midkiff: The Continued Validity of the Public Use Doctrine . . 521
Into the Religious Thicket—Constitutional Limits on Civil Court Jurisdiction Over Ecclesiastical Disputes 475
New Theories of “Interpretation”: The Activist Flight from the Constitution 1
Real Property Tax Exemptions for Religious Institutions in Ohio: *Bishop* Ordains a Faulty Progeny 535
Regulating Religious Organizations Under the Establishment Clause 293
Searching Public Schools: *T.L.O.* and the Exclusionary Rule 1099
“Secular Humanism” and “Scientific Creationism”: Proposed Standards for Reviewing Curricular Decisions Affecting Students' Religious Freedom 333
Separation Anxiety: Free Exercise Versus Equal Protection 453
State v. Burkholder: Expansion of Individual Liberties Under the Ohio Constitution? 221
A Survey of Religious Liberty in the United States 409

Contracts

Toward a Theory of Strict “Claim” Liability: Warranty Relief for Advertising Representations 671

Corporate Law

Federalism and Corporation Law: Drawing the Line in State Takeover Regulation 1037

Courts

First Amendment Constraints on the Award of Attorney's Fees Against Civil Rights Defendant-Intervenors: The Dilemma of the Innocent Volunteer 603
Systematic Justice: A Proposed Constitutional Amendment to Establish Fixed, Staggered Terms for Members of the United States Supreme Court 799

Criminal Procedure

Jones v. Barnes, the Sixth, and the Fourteenth Amendments: Whose Appeal Is It, Anyway? 179
Pretrial Detainment: The Fruitless Search for the Presumption of Innocence 277

Searching Public Schools: *T.L.O.* and the Exclusionary Rule 1099

State v. Burkholder: Expansion of Individual Liberties Under the Ohio Constitution? 221

Decedents' Estates

Problems with Pour-Over Wills 47

Domestic Relations

Gross v. Gross: Ohio's First Step Toward Allowing Private Ordering of the Marital Relationship 235

Due Process

Cleveland Board of Education v. Loudermill: Procedural Due Process Protection for Public Employees 1115

Jones v. Barnes, the Sixth, and the Fourteenth Amendments: Whose Appeal Is It, Anyway? 179

Pretrial Detainment: The Fruitless Search for the Presumption of Innocence 277

Economic Analysis of Law

The Economics of Insurance Classification: The Sound of One Invisible Hand Clapping . . 835

Equating Human Rights and Property Rights—The Need for Moral Judgment in an Economic Analysis of Law and Social Policy 163

Eminent Domain

Hawaii Housing Authority v. Midkiff: The Continued Validity of the Public Use Doctrine 521

Equal Employment Law

Employee Recruitment by Design or Default: Uncertainty Under Title VII 891

Family

The Federal Income Tax Consequences of the Legal Obligation of Parents to Support Children 753

Gross v. Gross: First Step Toward Allowing Private Ordering of the Marital Relationship 235

Federal Income Tax

A Case Study in Income Tax Complexity: The Type A Reorganization 627

Cotter & Co. v. United States: The Federal Circuit Finds the Meaning of Subchapter T to be Less than Cooperative 565

The Federal Income Tax Consequences of the Legal Obligation of Parents to Support Children 753

The Implications of Changing the Current Law on Charitable Deductions—Maintaining Incentives for Donating Art to Museums 773

Fifth Amendment

Hawaii Housing Authority v. Midkiff: The Continued Validity of the Public Use Doctrine . . 521

First Amendment

First Amendment Rights of Attorneys and Judges in Judicial Election Campaigns 201

Insurance

Compensation for Injury & Illness: An Update of the Conard Study 913

The Economics of Insurance Classification: The Sound of One Invisible Hand Clapping . . 835

International Law

Human Rights In Sweden: The Breakthrough of an Idea 951

Judicial Elections

First Amendment Rights of Attorneys and Judges in Judicial Election Campaigns 201

Labor Law

Employee Recruitment by Design or Default: Uncertainty Under Title VII.

Life After *Bildisco*: Section 1113 and the Duty to Bargain in Good Faith 65

Legal Education

Putting Your J.D. to Work: Advice for Students Seeking Law Firm Employment 697

Libel

Attacking the Negligence Rule in Defamation of Private Plaintiffs: *Embers Supper Club v. Scripps Howard Broadcasting Co* 503

Local Government

Special Police: A Benefit or a Threat? 261

Medical Malpractice

Hospital Liability for Physician Malpractice:
The Impact of *Hannola v. City of Lakewood* 1077

Merger's and Acquisitions

Federalism and Corporation Law: Drawing the
Line in State Takeover Regulation 1037

Municipalities

Surrogate Immunity: The Government Contract
Defense and Products Liability 985

Prisoners' Rights

Pretrial Detainment: The Fruitless Search for the
Presumption of Innocence 277

Religion

Foreword—Senator Orrin G. Hatch 289

Foreword—Senator Howard M. Metzenbaum 291

Into the Religious Thicket—Constitutional Limits
on Civil Court Jurisdiction Over Ecclesiastical
Disputes 475

Real Property Tax Exemptions for Religious In-
stitutions in Ohio: *Bishop* Ordains a Faulty
Progeny 535

Regulating Religious Organizations Under the Es-
tablishment Clause 293

“Secular Humanism” and “Scientific Creation-
ism”: Proposed Standards for Reviewing Cur-
ricular Decisions Affecting Students’ Religious
Freedom 333

Separation Anxiety: Free Exercise Versus Equal
Protection 453

A Survey of Religious Liberty in the United
States 409

Supreme Court

Benno Schmidt vs. Rehnquist and Scalia . . . 709

Systematic Justice: A Proposed Constitutional
Amendment to Establish Fixed, Staggered
Terms for Members of the United States Su-
preme Court 799

Torts

Attacking the Negligence Rule in Defamation of
Private Plaintiffs: *Embers Supper Club v.*
Scripps Howard Broadcasting Co 503

Compensation for Injury & Illness: An Update of
the Conard Study 913

Hospital Liability for Physician Malpractice:
The Impact of *Hannola v. City of Lakewood* 1077

Surrogate Immunity: The Government Contract
Defense and Products Liability 985

Trusts and Estates

Problems with Pour-Over Wills 47

Wills

Problems with Pour-Over Wills 47

