

7-1-1997

Volume Index

Follow this and additional works at: <http://repository.law.miami.edu/umlr>

Recommended Citation

Volume Index, 51 U. Miami L. Rev. 1275 (1997)

Available at: <http://repository.law.miami.edu/umlr/vol51/iss4/14>

This Index is brought to you for free and open access by Institutional Repository. It has been accepted for inclusion in University of Miami Law Review by an authorized administrator of Institutional Repository. For more information, please contact library@law.miami.edu.

INDEX—VOLUME 51
ARTICLES INDEX
Volume 51

	<i>Page</i>
ADVANCE DIRECTIVE INSTRUMENTS FOR THOSE WITH MENTAL ILLNESS: <i>Bruce J. Winick</i>	57
BACK TO THE FUTURE: A PATH TO PROGRESSIVE REFORM OF THE U.S. INTERNATIONAL INCOME TAX RULES: <i>Robert J. Peroni</i>	975
BLINDED BY COLOR: THE NEW EQUAL PROTECTION, THE SECOND DECONSTRUCTION, AND AFFIRMATIVE ACTION: <i>Cedric Merlin Powell</i>	191
THE BYLAW BATTLEFIELD: CAN INSTITUTIONS CHANGE THE OUTCOME OF CORPORATE CONTROL CONTESTS?: <i>John C. Coffee, Jr.</i>	605
CASUALTIES OF THE WAR ON CRIME: FAIRNESS, RELIABILITY AND THE CREDIBILITY OF CRIMINAL JUSTICE SYSTEMS: <i>Stephen B. Bright</i>	413
CHECK ENCODING WARRANTIES UNDER REVISED UNIFORM COMMERCIAL CODE ARTICLE 4 AND REGULATION CC: <i>W. David East</i>	97
COMMENT ON SHAY AND SUMMERS: SELECTED INTERNATIONAL ASPECTS OF FUNDAMEN- TAL TAX REFORM PROPOSALS: <i>Reuven S. Avi-Yonah</i>	1085
COMMENTS ON PROFESSOR PERONI'S PAPER ON REFORM OF THE U.S. INTERNATIONAL TAX RULES: <i>David R. Tillinghast</i>	1013
COMMENT: WHAT'S ON SECOND: <i>George Mundstock</i>	1079
DEFENSIVE MEASURES IN ANTICIPATION OF AND IN RESPONSE TO UNSOLICITED TAKEOVER PROPOSALS: <i>Dennis J. Block, Jonathan M. Huff and H. Esther Cochran</i>	623
THE DIRECTOR'S DUTY OF CARE IN NEGOTIATED DISPOSITIONS: <i>Melvin A. Eisenberg</i> ...	579
DOUBTING DOUBLENESS, AND ALL THAT JAZZ: ESTABLISHMENT CRITIQUES OF OUTSIDER INNOVATIONS IN MUSIC AND LEGAL THOUGHT: <i>Peter Margulies</i>	1155
THE FUTURE OF CAPITAL EXPORT NEUTRALITY: A COMMENT ON ROBERT PERONI'S PATH TO PROGRESSIVE REFORM OF THE U.S. INTERNATIONAL TAX RULES: <i>Stanley I. Langbein</i>	1019
THE IMPACT OF STATE STATUTES AND CONTINUING DIRECTOR RIGHTS PLAN: <i>Daniel A. Neff</i>	663
INTERNATIONAL ASPECTS OF FUNDAMENTAL TAX RESTRUCTURING: PRACTICE OR PRINCI- PLE?: <i>Michael J. Graetz</i>	1093
INTRODUCTION TO THIS SYMPOSIUM AND A GUIDE TO ISSUES IN MERGERS AND ACQUISI- TIONS: <i>Samuel C. Thompson, Jr.</i>	533
LIABILITY OF THE STATE AND ITS EMPLOYEES IN THE MISHANDLING OF SECURITY INTER- ESTS UNDER COMMERCIAL CODES AND MOTOR VEHICLE LAWS: <i>Daniel E. Murray</i> .	1109
MERGER AGREEMENTS UNDER DELAWARE LAW—WHEN CAN DIRECTORS CHANGE THEIR MINDS?: <i>A. Gilchrist Sparks, III</i>	815
THE NEW RELIGIONISTS' NEWEST SOCIAL GOSPEL: ON THE RHETORIC AND REALITY OF RELIGIONS' "MARGINALIZATION" IN PUBLIC LIFE <i>Theodore Y. Blumoff</i>	1
PLAIN ENGLISH—CHANGING THE CORPORATE CULTURE: <i>Isaac C. Hunt, Jr.</i>	713
RACE, COPS, AND TRAFFIC STOPS: <i>Angela J. Davis</i>	425
SELECTED INTERNATIONAL ASPECTS OF FUNDAMENTAL TAX REFORM PROPOSALS: <i>Stephen E. Shay and Victoria P. Summers</i>	1029
SELECTED RISKS ISSUES IN MERGER AND ACQUISITIONS TRANSACTIONS: <i>Howard L. Schechter</i>	719
SPECIALIST CERTIFICATION FOR LAWYERS: WHAT IS GOING ON?: <i>Judith Kilpatrick</i>	273
SOME CAUTIONS ABOUT STRUCTURAL OVERHAUL OF THE FEDERAL COURTS: <i>Carl Tobias</i>	389
SUMMARY OF ACQUISITION AGREEMENTS: <i>Lou R. Kling, Eileen Nugent Simon and Michael Goldman</i>	779

TOWARD A COHESIVE INTERNATIONAL APPROACH TO CROSS-BORDER TAKEOVER REGULATION: <i>Edward F. Greene, Andrew Curran and David A. Christman</i>	823
WOULD THE CSX/CONRAIL EXPRESS HAVE DERAILED IN DELAWARE? A COMPARATIVE ANALYSIS OF LOCK-UP PROVISIONS UNDER DELAWARE AND PENNSYLVANIA LAW: <i>Vincent F. Garrity, Jr. Mark A. Morton</i>	677

AUTHORS INDEX
Volume 51

	Page
AVI-YONAH, REUVEN S.: <i>Comment on Shay and Summers: Selected International Aspects of Fundamental Tax Reform Proposals</i>	1085
BLOCK, DENNIS J., JONATHAN M. HUFF AND H. ESTHER COCHRAN: <i>Defensive Measures in Anticipation of and in Response to Unsolicited Takeover Proposals</i>	623
BLUMOFF, THEODORE Y.: <i>The New Religionists' Newest Social Gospel: On the Rhetoric and Reality of Religions' "Marginalization" in Public Life</i>	1
BRIGHT, STEPHEN B.: <i>Casualties of the War on Crime: Fairness, Reliability and the Credibility of Criminal Justice Systems</i>	413
COFFEE, JR., JOHN C.: <i>The Bylaw Battlefield: Can Institutions Change the Outcome of Corporate Control Contests?</i>	605
DAVIS, ANGELA J.: <i>Race, Cops and Traffic Stops</i>	425
EAST, W. DAVID: <i>Check Encoding Warranties Under Revised Uniform Commercial Code Article 4 and Regulation CC</i>	97
EISENBERG, MELVIN A.: <i>The Director's Duty of Care in Negotiated Dispositions and the Use of Military Force</i>	579
GARRITY, JR., VINCENT F., AND MARK A. MORTON: <i>Would the CSX/Conrail Express Have Derailed in Delaware? A Comparative Analysis of Lock-Up Provisions Under Delaware and Pennsylvania Law</i>	677
GRAETZ, MICHAEL J.: <i>International Aspects of Fundamental Tax Restructuring: Practice or Principle?</i>	1093
GREENE, EDWARD F., ANDREW CURRAN AND DAVID A. CHRISTMAN: <i>Toward a Cohesive International Approach to Cross-Border Takeover Regulation</i>	823
HUNT, JR., ISAAC, C.: <i>Plain English—Changing the Corporate Culture</i>	713
KILPATRICK, JUDITH: <i>Specialist Certification for Lawyers: What Is Going On?</i>	273
KLING, LOU R., EILEEN NUGENT SIMON AND MICHAEL GOLDMAN: <i>Summary of Acquisition Agreements</i>	779
LANGBEIN, STANLEY I.: <i>The Future of Capital Export Neutrality: A Comment on Robert Peroni's Path to Progressive Reform of the U.S. International Tax Rules</i>	1019
MARGULIES, PETER: <i>Doubting Doubtless, and All That Jazz: Establishment Critiques of Outsider Innovations in Music and Legal Thought</i>	1155
MUNDSTOCK, GEORGE: <i>What's on Second?</i>	1079
MURRAY, DANIEL E.: <i>Liability of the State and Its Employees in the Mishandling of Security Interests Under Commercial Codes and Motor Vehicle Laws</i>	1109
NEFF, DANIEL A.: <i>The Impact of State Statutes and Continuing Director Rights Plan</i> ..	663
PERONI, ROBERT J.: <i>Back to the Future: A Path to Progressive Reform of the U.S. International Income Tax Rules</i>	975
POWELL, CEDRIC MERLIN: <i>Blinded By Color: The New Equal Protection, the Second Deconstruction, and Affirmative Inaction</i>	191
SCHecter, HOWARD L.: <i>Selected Risks Issues in Merger and Acquisitions Transactions</i>	719
SHAY, STEPHEN E., AND VICTORIA P. SUMMERS: <i>Selected International Aspects of Fundamental Tax Reform Proposals</i>	1029
SPARKS, III, A. GILCHRIST: <i>Merger Agreements Under Delaware Law—When Can Directors Change Their Rules</i>	815
THOMPSON, JR., SAMUEL C.: <i>Introduction to This Symposium and a Guide to Issues in Mergers and Acquisitions</i>	533
TILLINGHAST, DAVID R.: <i>Comments on Professor Peroni's Paper on Reform of the U.S. International Tax Rules</i>	1013
TOBIAS, CARL: <i>Some Cautions About Structural Overhaul of the Federal Courts</i>	389
WINICK, BRUCE J.: <i>Advance Directives Instruments for Those with Mental Illness</i>	57

STUDENTS INDEX
Volume 51

	<i>Page</i>
FIVE UNDER THE EIGHTH: METHODOLOGY REVIEW AND THE CRUEL AND UNUSUAL PUNISHMENTS CLAUSE: <i>Kristina E. Beard</i>	445
MISSOURI v. JENKINS: YET ANOTHER COMPLICATED CHAPTER IN THE DESEGREGATION SAGA: <i>James Anthony Ben</i> :	1221
"GET THAT CAMERA OUT OF MY FACE!" AN EXAMINATION OF THE VIABILITY OF SUING "TABLOID TELEVISION" FOR INVASION OF PRIVACY: <i>Eduardo W. Gonzalez</i>	935
TOO COSTLY TO LIVE: THE MORAL HAZARDS OF A DECISION IN <i>WASHINGTON v. GLUCKSBERG</i> AND <i>VACCO v. QUILL</i> : <i>Stephanie Graboyes-Russo</i>	907
CHANGING CONDOMINIUM CONSTRUCTION LAW IN FLORIDA. . . ; THE EXTENSION OF THE CONTRACTOR'S IMPLIED WARRANTY TO MATERIALS: <i>Colleen Grady</i>	169
UNITED STATES v. ROBINSON. HAS ROBINSON KILLED THE KATZ?: THE ELEVENTH CIRCUIT CONCLUDES THAT WARRANTLESS THERMAL SURVEILLANCE OF A HOME DOES NOT CONSTITUTE A SEARCH UNDER THE FOURTH AMENDMENT: <i>Robert M. Graff</i>	511
HARRIS v. AMERICAN AIRLINES. FLYING THROUGH THE TURBULENCE OF FEDERAL PREEMPTION AND THE AIRLINE DEREGULATION ACT: <i>John T. Houchin</i>	955
COX v. DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES. A CHALLENGE TO FLORIDA'S HOMOSEXUAL ADOPTION PLAN: <i>Tiffani G. Lee</i>	151
THE FIRST AMERICAN CASE UNDER THE NORTH AMERICAN AGREEMENT FOR LABOR COOPERATION: <i>Sarah Lowe</i>	481
THE CONSTITUTIONALITY OF STATUTES PROHIBITING AND PERMITTING PHYSICIAN-ASSISTED SUICIDE: <i>Jonathan R. Rosenn</i>	875
IN THE MATTER OF RHONE-POULENC RORER: SHIELDING DEFENDANTS UNDER RULE 23: <i>Laurie C. Uustal</i>	1247
NEW YORK STATE CONFERENCE OF BLUE CROSS & BLUE SHIELD PLANS, ET AL.: MEDICAL MALPRACTICE AND ENABLING REGULATION IN STATES AGAIN: <i>Sylvia L. Wenger</i> ...	131

SUBJECT INDEX
Volume 51

AVIATION LAW

- HARRISON V. AMERICAN AIRLINES: FLYING THROUGH THE TURBULENCE OF FEDERAL PREEMPTION AND THE AIRLINE DEREGULATION ACT* 955

BANKING

- CHECK ENCODING WARRANTIES UNDER REVISED UNIFORM COMMERCIAL CODE ARTICLE 4 AND REGULATION CC 97

CIVIL PROCEDURE

- IN THE MATTER OF RHONE-POULENC ROREK: SHIELDING DEFENDANTS UNDER RULE 23* 1247

COMMERCIAL LAW

- CHANGING CONDOMINIUM CONSTRUCTION LAW IN FLORIDA . . . ; THE EXTENSION OF THE CONTRACTOR'S IMPLIED WARRANTY TO "MATERIALS" 169
- CHECK ENCODING WARRANTIES UNDER REVISED UNIFORM COMMERCIAL CODE ARTICLE 4 AND REGULATION CC 97
- LIABILITY OF THE STATE AND ITS EMPLOYEES IN THE MISHANDLING OF SECURITY INTERESTS UNDER COMMERCIAL CODES AND MOTOR VEHICLE LAWS 1109
- SHOULD THE DOCTRINE OF LOST VOLUME SELLER BE RETAINED? A RESPONSE TO PROFESSOR BREEN 1195

CONSTITUTIONAL LAW

- BLINDED BY COLOR: THE NEW EQUAL PROTECTION, THE SECOND DECONSTRUCTION, AND AFFIRMATIVE INACTION 191
- THE CONSTITUTIONALITY OF STATUTES PROHIBITING AND PERMITTING PHYSICIAN ASSISTED SUICIDES 875
- TOO COSTLY TO LIVE: THE MORAL HAZARDS OF A DECISION IN *WASHINGTON V. GLUCKSBERG* 907
- COX V. DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES: A CHALLENGE TO FLORIDA'S HOMOSEXUAL ADOPTION BAN* 151

- FIVE UNDER THE EIGHT: METHODOLOGY REVIEW AND THE CRUEL AND UNUSUAL PUNISHMENTS CLAUSE . . . 445
- "GET THAT CAMERA OUT OF MY FACE!" AN EXAMINATION OF THE VIABILITY OF SUING "TABLOID TELEVISION" FOR INVASION OF PRIVACY 935
- HARRISON V. AMERICAN AIRLINES: FLYING THROUGH THE TURBULENCE OF FEDERAL PREEMPTION AND THE AIRLINE DEREGULATION ACT* 955
- MISSOURI V. JENKINS: YET ANOTHER COMPLICATED CHAPTER IN THE DESEGREGATION SAGA* 1221

CONSTRUCTION LAW

- CHANGING CONDOMINIUM CONSTRUCTION LAW IN FLORIDA . . . ; THE EXTENSION OF THE CONTRACTOR'S IMPLIED WARRANTY TO "MATERIALS" 169

COURTS

- SOME CAUTIONS ABOUT STRUCTURAL OVERHAUL OF THE FEDERAL COURTS 389

CRIMINAL LAW

- CASUALTIES OF THE WAR ON CRIME: FAIRNESS, RELIABILITY AND THE CREDIBILITY OF CRIMINAL JUSTICE SYSTEMS 413
- FIVE UNDER THE EIGHT: METHODOLOGY REVIEW AND THE CRUEL AND UNUSUAL PUNISHMENTS CLAUSE . . . 445
- RACE, COPS AND TRAFFIC STOPS 425
- UNITED STATES V. ROBINSON: HAS ROBINSON KILLED THE KATZ? THE ELEVENTH CIRCUIT CONCLUDES THAT WARRANTLESS THERMAL SURVEILLANCE OF A HOME DOES NOT CONSTITUTE A SEARCH UNDER THE FOURTH AMENDMENT* 511

FAMILY LAW

- COX V. DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES: A CHALLENGE TO FLORIDA'S HOMOSEXUAL ADOPTION BAN* 151

INSURANCE LAW

- NEW YORK STATE CONFERENCE OF BLUE CROSS & BLUE SHIELD PLANS, ET AL. V. TRAVELERS INSURANCE COMPANY, ET AL: MEDICAL MALPRACTICE AND ENABLING REGULATION IN STATES AGAIN* 131

INTERNATIONAL LAW

- THE FIRST AMERICAN CASE UNDER THE NORTH AMERICAN AGREEMENT FOR LABOR COOPERATION 481

JURISPRUDENCE

- BLINDED BY COLOR: THE NEW EQUAL PROTECTION, THE SECOND DECONSTRUCTION, AND AFFIRMATIVE INACTION 191
- DOUBTING DOUBLENESS, AND ALL THAT JAZZ: ESTABLISHMENT CRITIQUES OF OUTSIDER INNOVATIONS IN MUSIC AND LEGAL THOUGHT 1155
- THE NEW RELIGIONISTS' NEWEST SOCIAL GOSPEL: ON THE RHETORIC AND REALITY OF RELIGIONS' "MARGINALIZATION" IN PUBLIC LIFE 1

LABOR LAW

- THE FIRST AMERICAN CASE UNDER THE NORTH AMERICAN AGREEMENT FOR LABOR COOPERATION 481

LEGAL PROFESSION

- SPECIALIST CERTIFICATION FOR LAWYERS: WHAT IS GOING ON? 273

MENTAL HEALTH LAW

- ADVANCE DIRECTIVE INSTRUMENTS FOR THOSE WITH MENTAL ILLNESS 57

MERGERS AND ACQUISITIONS

- THE BYLAW BATTLEFIELD: CAN INSTITUTIONS CHANGE THE OUTCOME OF CORPORATE CONTROL CONTESTS? . . 605
- DEFENSIVE MEASURES IN ANTICIPATION OF AND IN RESPONSE TO UNSOLICITED TAKEOVER PROPOSALS . . . 623
- THE DIRECTOR'S DUTY OF CARE IN NEGOTIATED DISPOSITIONS 579
- THE IMPACT OF STATE STATUTES AND CONTINUING DIRECTOR RIGHTS PLAN 663

- INTRODUCTION TO THIS SYMPOSIUM AND A GUIDE TO ISSUES IN MERGERS AND ACQUISITIONS 533
- MERGER AGREEMENTS UNDER DELAWARE LAW—WHEN CAN DIRECTORS CHANGE THEIR MINDS? 815
- PLAIN ENGLISH—CHANGING THE CORPORATE CULTURE 713
- SELECTED RISKS ISSUES IN MERGER AND ACQUISITIONS TRANSACTIONS . 719
- SUMMARY OF ACQUISITION AGREEMENTS 779
- TOWARD A COHESIVE INTERNATIONAL APPROACH TO CROSS-BORDER TAKEOVER REGULATION 823
- WOULD THE CSX/CONRAIL EXPRESS HAVE DERAILED IN DELAWARE? A COMPARATIVE ANALYSIS OF LOCK-UP PROVISIONS UNDER DELAWARE AND PENNSYLVANIA LAW 677

RELIGION

- THE NEW RELIGIONISTS' NEWEST SOCIAL GOSPEL: ON THE RHETORIC AND REALITY OF RELIGIONS' "MARGINALIZATION" IN PUBLIC LIFE 1

TAX LAW

- BACK TO THE FUTURE: A PATH TO PROGRESSIVE REFORM OF THE U.S. INTERNATIONAL INCOME TAX RULES 975
- COMMENT ON SHAY AND SUMMERS: SELECTED INTERNATIONAL ASPECTS OF FUNDAMENTAL TAX REFORM PROPOSALS 1085
- COMMENTS ON PROFESSOR PERONI'S PAPER ON REFORM OF THE U.S. INTERNATIONAL INCOME TAX RULES . 1013
- COMMENT: WHAT'S ON SECOND? . . . 1079
- THE FUTURE OF CAPITAL EXPORT NEUTRALITY: A COMMENT ON ROBERT PERONI'S PATH TO PROGRESSIVE REFORM OF THE U.S. INTERNATIONAL TAX RULES 1019
- INTERNATIONAL ASPECTS OF FUNDAMENTAL TAX RESTRUCTURING: PRACTICE OR PRINCIPLE? 1093
- SELECTED INTERNATIONAL ASPECTS OF FUNDAMENTAL TAX REFORM PROPOSALS 1029