

## CURRENT INDEX TO LEGAL PERIODICALS

Marian Gould Gallagher Law Library  
University of Washington

Nikki Pike, Information Specialist  
Melia Mauer Cossette, Emily Shepard Smith, and Rachel Bender Turpin, Editors  
Copyright 2010, Marian Gould Gallagher Law Library  
University of Washington School of Law

### Key to Citations—September 24, 2010

Antitrust Law Journal	76	Antitrust L.J., No. 3, Pp.585-986, 2010.
Berkeley Journal of International Law	28	Berkeley J. Int'l L., No. 2, Pp. 313-652, 2010.
Berkeley La Raza Law Journal	19	Berkeley La Raza L.J., Pp. 1-191, 2008.
Capital University Law Review	38	Cap. U. L. Rev., No. 3, Spring, 2010.
Case Western Reserve Law Review	60	Case W. Res. L. Rev., No. 1, Fall, 2009.
Charleston Law Review	4	Charleston L. Rev., No. 3, Spring, 2010.
Columbia Human Rights Law Review	41	Colum. Hum. Rts. L. Rev., No. 3, Spring, 2010.
Creighton Law Review	43	Creighton L. Rev., No. 3, April, 2010.
Drexel Law Review	2	Drexel L. Rev., No. 2, Spring, 2010.
Duquesne Law Review	48	Duq. L. Rev., No. 2, Spring, 2010.
Elder Law Journal	18	Elder L.J., No. 1, Pp. 1-212, 2010.
Florida Coastal Law Review	11	Fla. Coastal L. Rev., No. 2, Winter, 2010.
Howard Law Journal	53	How. L.J., No. 2, Winter, 2010.
Indiana Law Journal	85	Ind. L.J., No. 3, Summer, 2010.
Iowa Law Review	95	Iowa L. Rev., No. 4, May, 2010.
Journal of Appellate Practice and Process	10	J. App. Prac. & Process, No. 2, Fall, 2009.
Journal of Health Care Law & Policy	13	J. Health Care L. & Pol'y, No. 2, Pp. 203-524, 2010.
Journal of Law and Policy	28	J.L. & Pol'y, No. 1, Pp. 1-540, 2009.
Legal Studies Forum	34	Legal Stud. F., No. 2, Pp. 329-684, 2010.
Liberty University Law Review	3	Liberty U. L. Rev., No. 2, Spring, 2009.
Loyola Law Review	56	Loy. L. Rev., No. 1, Spring, 2010.
Marquette Intellectual Property Law Review	14	Marq. Intell. Prop. L. Rev., No. 2, Summer, 2010.
Mississippi College Law Review	29	Miss. C.L. Rev., No. 2, Pp. 313-468, 2010.
New York University Environmental Law Journal	18	N.Y.U. Envtl. L.J., No. 2, Pp. 221-454, 2010.
North Carolina Journal of International Law and Commercial Regulation	35	N.C. J. Int'l L. & Com. Reg., No. 3, Spring, 2010.
Oklahoma Law Review	62	Okla. L. Rev., No. 3, Spring, 2010.
Scholar: St. Mary's Law Review on Minority Issues	12	Scholar, No. 4, Spring, 2010.
Suffolk Transnational Law Review	33	Suffolk Transnat'l L. Rev., No. 2, Summer, 2010.
Tulsa Law Review	45	Tulsa L. Rev., No. 3, Spring, 2010.
University of Baltimore Law Review	39	U. Balt. L. Rev., No. 3, Spring, 2010.
University of Kansas Law Review	*58	U. Kan. L. Rev., No. 5, June, 2010.
University of Michigan Journal of Law Reform	43	U. Mich. J.L. Reform, No. 4, Summer, 2010.
Washington University Jurisprudence Review	2	Wash. U. Jur. Rev., March, 2010.
Wisconsin Journal of Law, Gender & Society	25	Wis. J.L. Gender & Soc'y, No. 1, Spring, 2010.
Yale Journal on Regulation	27	Yale J. on Reg., No. 2, Summer, 2010.

\* A portion of this issue comprises the [Kansas Law Review](#) Criminal Procedure Survey.

---

### ADMINISTRATIVE LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Yale Journal on Regulation

Lietzan, Erika Fisher and Sarah E. Pitlyk. Thoughts on preemption in the wake of the **Levine** decision. 13 J. Health Care L. & Pol'y 225-255 (2010).

Olivo, Andrew. Student essay. Secrets and lies: the intelligence community's "don't ask, don't tell." 12 Scholar 551-583 (2010).

An Uncomfortable Fit?: Intellectual Property Policy and the Administrative State. Kali Murray, moderator; Sapna Kumar, Jason Mazzone, Hannibal Travis and Jasmine Abdel-khalik, panelists. 14 Marq. Intell. Prop. L. Rev. 441-469 (2010).

### AGRICULTURE LAW

Meyer, Keith G. A garden variety of UCC issues dealing with agriculture. 58 U. Kan. L. Rev. 1119-1177 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 2

September 24, 2010

### ARTS AND ENTERTAINMENT

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Legal Studies Forum

Banerjee, Arpan. Political censorship and Indian cinematographic laws: a functionalist-liberal analysis. 2 *Drexel L. Rev.* 557-626 (2010).

Batey, Robert. Moll Flanders: a (cautionary) handbook on criminal advocacy. 4 *Charleston L. Rev.* 437-477 (2010).

Heald, Paul J. Does the song remain the same? An empirical study of bestselling musical compositions (1913-1932) and their use in cinema (1968-2007). 60 *Case W. Res. L. Rev.* 1-46 (2009).

Moran, Michelle. Comment. Quilt artists: left out in the cold by the Visual Artists Rights Act of 1990. 14 *Marq. Intell. Prop. L. Rev.* 393-409 (2010).

A Gathering of Poets & Writers: Featuring the Literary Works of Lawyers. 34 *Legal Stud. F.* 329-684 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### BANKING AND FINANCE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*Journal of Law and Policy*

Burden, Jared M. Comment. Blowing bubbles: participations, derivatives, and how sharing risk creates banking crises. 45 *Tulsa L. Rev.* 551-574 (2010).

Dombalagian, Onnig H. Requiem for the bulge bracket?: revisiting investment bank regulation. 85 *Ind. L.J.* 777-849 (2010).

Dooley, Daniel V., Sr. and Mark Radke. Does severe punishment deter financial crimes? 4 *Charleston L. Rev.* 619-659 (2010).

Grossman, Nadelle. Turning a short-term fling into a long-term commitment: board duties in a new era. 43 *U. Mich. J.L. Reform* 905-970 (2010).

Molk, Peter. Broadening the use of municipal mortgages. 27 *Yale J. on Reg.* 397-407 (2010).

Morrissey, Daniel J. After the meltdown. 45 *Tulsa L. Rev.* 393-417 (2010).

Symposium: Getting It Right: The Government's Role in Housing and Economic Development. Articles by Benjamin S. Beach, Arlo Chase, Linda E. Fisher, Patricia E. Salkin, Amy Lavine, Thomas H. Stanton and Winnie F. Taylor. 28 *J.L. & Pol'y* 1-293 (2009).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### BANKRUPTCY LAW

Efrat, Rafael. Women entrepreneurs in bankruptcy. 45 *Tulsa L. Rev.* 527-549 (2010).

Kimhi, Omer. Chapter 9 of the Bankruptcy Code: a solution in search of a problem. 27 *Yale J. on Reg.* 351-395 (2010).

Steele, Laura D. Actual or hypothetical: determining the proper test for trademark licensee rights in bankruptcy. 14 *Marq. Intell. Prop. L. Rev.* 411-440 (2010).

### CIVIL RIGHTS AND DISCRIMINATION

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Scholar:

Bockman, Collin R. Note. Cybernetic-enhancement technology and the future of disability law. 95 *Iowa L. Rev.* 1315-1340 (2010).

Cho, Sumi. Embedded whiteness: theorizing exclusion in public contracting. 19 *Berkeley La Raza L.J.* 5-26 (2008).

Culliton-González, Katherine. Time to revive Puerto Rican voting rights. 19 *Berkeley La Raza L.J.* 27-69 (2008).

Culliton-González, Katherine. *Ya es tiempo para revitalizar los derechos al voto de los Puertorriqueños*. 19 *Berkeley La Raza L.J.* 71-116 (2008).

Keels, Lisa M. "Substantially limited:" the reproductive rights of women living with HIV/AIDS. 39 *U. Balt. L. Rev.* 389-422 (2010).

Meusch, Jacob E. Note. Equal education opportunity and the pursuit of "just schools": the Des Moines Independent Community School District rethinks diversity and the meaning of "minority student." 95 *Iowa L. Rev.* 1341-1367 (2010).

Monnet, Julien C. The latest phase of Negro disenfranchisement [1912 reprint from the Harvard Law Review.] 62 *Okla. L. Rev.* 407-426 (2010).

Quimby, Robert. Note. The withering of our democratic principles: **Frame v. City of Arlington** and why (for now?) the ADA no longer represents their full flowering. (**Frame v. City of Arlington**, 575 F.3d 432, 2009.) 29 *Miss. C.L. Rev.* 447-468 (2010).

Rutledge, Emily C. Comment. Healing jurisprudential "bruises": a critique of the failure of due process to account for the intersection of race, class, in the post-**Castle Rock** era. (**Town of Castle Rock v. Gonzales**, 545 U.S. 748, 2005.) 53 *How. L.J.* 421-465 (2010).

Taylor, Winnie F. Eliminating racial discrimination in the subprime mortgage market: proposals for fair lending reform. 28 *J.L. & Pol'y* 263-293 (2009).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 3

September 24, 2010

Tepker, Harry F. The Dean takes his stand: Julien Monnet's 1912 Harvard Law Review article denouncing Oklahoma's discriminatory grandfather clause. 62 Okla. L. Rev. 427-448 (2010).

Wattley, Cheryl Brown. Ada Lois Sipuel Fisher: how a "skinny little girl" took on the University of Oklahoma and helped pave the road to **Brown v. Board of Education**. 62 Okla. L. Rev. 449-495 (2010).

Yearby, Ruqaiyah. Litigation, integration, and transformation: using Medicaid to address racial inequities in health care. 13 J. Health Care L. & Pol'y 325-391 (2010).

### COMMERCIAL LAW

Meyer, Keith G. A garden variety of UCC issues dealing with agriculture. 58 U. Kan. L. Rev. 1119-1177 (2010).

### COMMUNICATIONS LAW

Amar, Akhil Reed. **30th Annual Sullivan Lecture**. How America's Constitution affirmed freedom of speech even before the First Amendment. 38 Cap. U. L. Rev. 503-515 (2010).

Gilles, Susan M. **Brandenburg v. State of Ohio**: an "accidental," "too easy," and "incomplete" landmark case. 38 Cap. U. L. Rev. 517-533 (2010).

Korff, Geoffrey D. Do not knock? **Lovell to Watchtower** and back again. 38 Cap. U. L. Rev. 535-566 (2010).

Morris, Melissa L. Note. How streaming audio and video change the playing field for copyright claims. 28 J.L. & Pol'y 419-457 (2009).

North, Evan E. Comment. Facebook isn't your space anymore: discovery of social networking websites. 58 U. Kan. L. Rev. 1279-1309 (2010).

Witucky, Kyle. Comment. Striking the optimal balance point between national security and a free press: a model statute and a call to Congress. 38 Cap. U. L. Rev. 567-608 (2010).

### COMPARATIVE AND FOREIGN LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Berkeley Journal of International Law  
Drexel Law Review

Ballard, Megan J. Post-conflict property restitution: flawed legal and theoretical foundations. 28 Berkeley J. Int'l L. 462-496 (2010).

Carrillo, Arturo J. and Jason S. Palmer. Transnational mass claim processes (TMCPs) in international law and practice. 28 Berkeley J. Int'l L. 343-430 (2010).

Drexel, Josef. Real knowledge is to know the extent of one's own ignorance: on the consumer harm approach in innovation-related competition cases. 76 Antitrust L.J. 677-708 (2010).

Emerson, Robert W. The French *huissier* as a model for U.S. civil procedure reform. 43 U. Mich. J.L. Reform 1043-1135 (2010).

Ezrachi, Ariel and David Gilo. Excessive pricing, entry, assessment, and investment: lessons from the **Mittal** litigation. 76 Antitrust L.J. 873-897 (2010).

Gal, Michal S. and A. Jorge Padilla. The follower phenomenon: implications for the design of monopolization rules in a global economy. 76 Antitrust L.J. 899-928 (2010).

Gathii, James Thuo. African regional trade agreements as flexible legal regimes. 35 N.C. J. Int'l L. & Com. Reg. 571-667 (2010).

Gerber, David J. Convergence in the treatment of dominant firm conduct: the United States, the European Union, and the institutional embeddedness of economics. 76 Antitrust L.J. 951-973 (2010).

Himmelberger, Adam W. Note. Tripartite convergence for certainty in merger review under China's Anti-Monopoly Law. 33 Suffolk Transnat'l L. Rev. 289-318 (2010).

Kierstead, Shelley. Retroactive child support—a tangle of competing interests. 11 Fla. Coastal L. Rev. 155-187 (2010).

Kuntz, Elaine S. Note. Social security systems around the world: do cultural priorities affect their development? 18 Elder L.J. 99-132 (2010).

Pillai, Bharathi. Note. Moving forward to 2012: an evaluation of the clean development mechanism. 18 N.Y.U. Envtl. L.J. 357-411 (2010).

Scully, Katherine. Note. Blocking exit, stopping voice: how exclusion from labor law protection puts domestic workers at risk in Saudi Arabia and around the world. 41 Colum. Hum. Rts. L. Rev. 825-881 (2010).

Tor, Avishalom. Unilateral, anticompetitive acquisitions of dominance or monopoly power. 76 Antitrust L.J. 847-872 (2010).

Waller, Spencer Weber and student William Tasch. Harmonizing essential facilities. 76 Antitrust L.J. 741-767 (2010).

The Alien Tort Statute: Comments on Current Issues. Articles by Richard M. Buxbaum, David D. Caron, Kathleen Jaeger and students Amy Endicott, Regina Waugh, Michele Potestà, Charles Ainscough, Ryan S. Lincoln, Anna Sanders and Ekaterina Apostolova. 28 Berkeley J. Int'l L. 511-652 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

# CURRENT INDEX TO LEGAL PERIODICALS

Page 4

September 24, 2010

Symposium: Perspectives on Fundamental Rights in South Asia. Preface by Anil Kalhan; foreword by Marc Galanter; articles by Shylashri Shankar, Elisabeth Wickeri, Payal Shah, Sehla Ashai and Arpan Banerjee. 2 Drexel L. Rev. 361-626 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

## CONFLICT OF LAWS

Ainscough, Charles. Student article. Choice of law and accomplice liability under the Alien Tort Statute. 28 Berkeley J. Int'l L. 588-603 (2010).

Brilmayer, Lea and Raechel Anglin. Choice of law theory and the metaphysics of the stand-alone trigger. 95 Iowa L. Rev. 1125-1178 (2010).

Merriam, Jesse. Establishment Clause-trophobia: building a framework for escaping the confines of domestic church-state jurisprudence. 41 Colum. Hum. Rts. L. Rev. 699-764 (2010).

Shah, Meera Rajinikant. Note. Unnecessary complications for basic obligations: **Medellín v. Texas** and Common Article 3. (**Medellín v. Texas**, 552 U.S. 491, 2008.) 41 Colum. Hum. Rts. L. Rev. 883-923 (2010).

## CONSTITUTIONAL LAW, GENERALLY

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Drexel Law Review

Collier, Victoria L. and Drew Early. Cracks in the armor: due process, attorney's fees, and the Department of Veterans Affairs. 18 Elder L.J. 1-23 (2010).

McLean, Iain and Scot M. Peterson. Adam Smith at the Constitutional Convention. 56 Loy. L. Rev. 95-133 (2010).

Nielsen, Jamie. Note. Locking down our borders: how anti-immigration sentiment led to unconstitutional legislation and the erosion of fundamental principles of American government. 28 J.L. & Pol'y 459-501 (2009).

Seite, Evan L. Note. Language legislation in Iowa: lessons learned from the enactment and application of the Iowa English Language Reaffirmation Act. 95 Iowa L. Rev. 1369-1399 (2010).

Strasser, Mark. Interstate marriage recognition and the right to travel. 25 Wis. J.L. Gender & Soc'y 1-34 (2010).

Symposium: Perspectives on Fundamental Rights in South Asia. Preface by Anil Kalhan; foreword by Marc Galanter; articles by Shylashri Shankar, Elisabeth Wickeri, Payal Shah, Sehla Ashai and Arpan Banerjee. 2 Drexel L. Rev. 361-626 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

## CONSUMER PROTECTION LAW

Carlson, Eric M. Trends and tips in long-term care: who benefits—or loses—from expanded choices? 18 Elder L.J. 191-212 (2010).

Drexel, Josef. Real knowledge is to know the extent of one's own ignorance: on the consumer harm approach in innovation-related competition cases. 76 Antitrust L.J. 677-708 (2010).

Eggen, Jaen Macchiaroli. The mature product preemption doctrine: the unitary standard and the paradox of consumer protection. 60 Case W. Res. L. Rev. 95-152 (2009).

Fisher, Linda E. Target marketing of subprime loans: racialized consumer fraud & reverse redlining. 28 J.L. & Pol'y 121-155 (2009).

## CORPORATIONS

Arnold, M. Thomas. "It's *déjà vu* all over again" using bounty hunters to leverage gatekeeper duties. 45 Tulsa L. Rev. 419-469 (2010).

Bebchuk, Lucian A., Alma Cohen and Holger Spamann. The wages of failure: executive compensation at Bear Stearns and Lehman 2000-2008. 27 Yale J. on Reg. 257-282 (2010).

Grossman, Nadelle. Turning a short-term fling into a long-term commitment: board duties in a new era. 43 U. Mich. J.L. Reform 905-970 (2010).

Magaro, Marshall M. Note. Two birds, one stone: achieving corporate social responsibility through the shareholder-primacy norm. 85 Ind. L.J. 1149-1167 (2010).

Verret, J.W. Treasury Inc.: how the bailout reshapes corporate theory and practice. 27 Yale J. on Reg. 283-350 (2010).

## COURTS

Cummings, John E. Comment. The cost of crazy: how therapeutic jurisprudence and mental health courts lower incarceration costs, reduce recidivism, and improve public safety. 56 Loy. L. Rev. 279-310 (2010).

Malloy, Robin Paul. Adam Smith in the courts of the United States. 56 Loy. L. Rev. 33-94 (2010).

## CRIMINAL LAW AND PROCEDURE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Charleston Law Review

Abarbanel, Jay A. Comment. In light of **Crawford v. Washington** and the difficult nature of domestic violence prosecutions, Maryland should adopt legislation making admissible prior acts of domestic violence in domestic violence prosecutions. (**Crawford v. Washington**, 541 U.S. 36, 2004.) 39 U. Balt. L. Rev. 467-506 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 5

September 24, 2010

- Appleman, Laura I. The plea jury. 85 Ind. L.J. 731-776 (2010).
- Adcock, Cynthia F. The collateral anti-therapeutic effects of the death penalty. 11 Fla. Coastal L. Rev. 289-320 (2010).
- Avery, Ryan. Note. Fair shake or an offer they can't refuse? The protection of cooperating alien witnesses under United States law. 33 Suffolk Transnat'l L. Rev. 347-375 (2010).
- Cafarelli, Amy. Case comment. Extradition law—criminal defendants extradited outside of treaties lack standing to assert rule of specialty. (**United States v. Valencia-Trujillo**, 573 F.3d 1171, 2009.) 33 Suffolk Transnat'l L. Rev. 377-389 (2010).
- Cummings, John E. Comment. The cost of crazy: how therapeutic jurisprudence and mental health courts lower incarceration costs, reduce recidivism, and improve public safety. 56 Loy. L. Rev. 279-310 (2010).
- Farrell, Brian. The right to *habeas corpus* in the inter-American human rights system. 33 Suffolk Transnat'l L. Rev. 197-224 (2010).
- Garvey, Elliot. Comment. A needle in the haystack: finding a solution to Ohio's lethal injection problems. 38 Cap. U. L. Rev. 609-642 (2010).
- Henderson, Ian W. Comment. Rights, regulations, and revolvers: Baltimore City's complex constitutional challenge following ... (**District of Columbia v. Heller**, 128 S. Ct. 2783, 2008.) 39 U. Balt. L. Rev. 423-466 (2010).
- Isaacs, Daniel C. Note. **Miranda's** application to the expanding **Terry** stop. (**Miranda v. Arizona**, 384 U.S. 436, 1966; **Terry v. Ohio**, 392 U.S. 1, 1968.) 28 J.L. & Pol'y 383-417 (2009).
- Kacker, Devyani. Coming full circle: the Rome Statute and the crime of aggression. 33 Suffolk Transnat'l L. Rev. 257-287 (2010).
- Klemm, Sara. Comment. Keeping prevention in the crosshairs: a better HIV exposure law for Maryland. 13 J. Health Care L. & Pol'y 495-524 (2010).
- Mansfield, Adam Kyle. Note. **Giles v. California** and forfeiture by wrongdoing: timing is everything. (**Giles v. California**, 128 S. Ct. 2678, 2008.) 38 Cap. U. L. Rev. 673-702 (2010).
- Peterson, Megan S. Casenote. Clinical book-cooking: **United States v. Palazzo** and the dilemma of attaching criminal liability to experimental drug investigators for faulty record-keeping. (**United States v. Palazzo**, 558 F.3d 400, 2009, *cert. denied*, 130 S. Ct. 196, 2009.) 56 Loy. L. Rev. 311-336 (2010).
- Rutledge, Emily C. Comment. Healing jurisprudential "bruises": a critique of the failure of due process to account for the intersection of race, class, in the post-**Castle Rock** era. (**Town of Castle Rock v. Gonzales**, 545 U.S. 748, 2005.) 53 How. L.J. 421-465 (2010).
- Sanders, Anna. Student article. New frontiers in the ATS: conspiracy and joint criminal enterprise liability after ... (**Sosa v. Alvarez-Machain**, 542 U.S. 692, 2004.) 28 Berkeley J. Int'l L. 619-639 (2010).
- Wilson, Melanie D. "You crossed the fog line!"—Kansas, pretext, and the Fourth Amendment. 58 U. Kan. L. Rev. 1179-1220 (2010).
- Symposium: Crime and Punishment. Articles by Robert Batey, John H. Blume, Sgeri L. Johnson, Emily C. Paavola, Keir M. Weyble, J. Richard Broughton, Craig M. Cooley, Daniel V. Dooley, Sr., Mark Radke and Corinna Barrett Lain. 4 Charleston L. Rev. 437-678 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### DISPUTE RESOLUTION

Caron, David D. and Leah D. Harhay. A call to action: turning the Golden State into a golden opportunity for international arbitration. 28 Berkeley J. Int'l L. 497-508 (2010).

Freeman, Marsha B. Florida collaborative family law: the good, the bad, and the (hopefully) getting better. 11 Fla. Coastal L. Rev. 237-256 (2010).

### DOMESTIC RELATIONS

Appell, Annette R. Controlling for kin: ghosts in the postmodern family. 25 Wis. J.L. Gender & Soc'y 73-136 (2010).

Deans, Shuana M. Comment. The forgotten side of the battlefield in America's war on infidelity: a call for the revamping, reviving, and reworking of criminal conversation and alienation of affections. 53 How. L.J. 377-419 (2010).

Freeman, Marsha B. Florida collaborative family law: the good, the bad, and the (hopefully) getting better. 11 Fla. Coastal L. Rev. 237-256 (2010).

Kierstead, Shelley. Retroactive child support—a tangle of competing interests. 11 Fla. Coastal L. Rev. 155-187 (2010).

Kim, Suzanne A. Marital naming/naming marriage: language and status in family law. 85 Ind. L.J. 893-953 (2010).

McMahon, Stephanie Hunter. California women: using federal taxes to put the "community" in community property. 25 Wis. J.L. Gender & Soc'y 35-72 (2010).

Strasser, Mark. Interstate marriage recognition and the right to travel. 25 Wis. J.L. Gender & Soc'y 1-34 (2010).

Wendel, Peter T. The succession rights of adopted adults: trying to fit a square peg into a round hole. 43 Creighton L. Rev. 815-854 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 6  
September 24, 2010

### ECONOMICS

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Antitrust Law Journal  
Journal of Law and Policy  
Tulsa Law Review

Baker, Jonathan B. Preserving a political bargain: the political economy of the non-interventionist challenge to monopolization enforcement. 76 Antitrust L.J. 605-652 (2010).

Cahn, Naomi, Dina Haynes and Fionnuala Ní Aoláin. Returning home: women in post-conflict societies. 39 U. Balt. L. Rev. 339-369 (2010).

Cho, Sumi. Embedded whiteness: theorizing exclusion in public contracting. 19 Berkeley La Raza L.J. 5-26 (2008).

Dickerson, Claire Moore. The future of international law and development: flying under the radar. 35 N.C. J. Int'l L. & Com. Reg. 555-570 (2010).

Farrell, Joseph and Carl Shapiro. Recapture, pass-through, and market definition. 76 Antitrust L.J. 585-604 (2010).

Flowe, Meredith. Comment. The international market for trafficking in persons for the purpose of sexual exploitation: analyzing current treatment of supply and demand. 35 N.C. J. Int'l L. & Com. Reg. 669-721 (2010).

Kelley, Thomas. Beyond Washington consensus and new institutionalism: what is the future of law and development? 35 N.C. J. Int'l L. & Com. Reg. 539-554 (2010).

Risch, Michael. Patent challenges and royalty inflation. 85 Ind. L.J. 1003-1057 (2010).

Sherwin, Emily. The truth about property rules: some obstacles to the economic analysis of remedies. 2 Wash. U. Jur. Rev. 39-74 (2010).

Symposium: Getting It Right: The Government's Role in Housing and Economic Development. Articles by Benjamin S. Beach, Arlo Chase, Linda E. Fisher, Patricia E. Salkin, Amy Lavine, Thomas H. Stanton and Winnie F. Taylor. 28 J.L. & Pol'y 1-293 (2009).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

Symposium: Issues at the Forefront of Monopolization and Abuse of Dominance. Introduction by Michal S. Gal, Avishalom Tor and Spencer Weber Waller, articles by Daniel A. Crane, Josef Drexler, Steven C. Salop, Spencer Weber Waller, Pamela Jones Harbour, Tara Isa Koslov, Adi Ayal, Maurice E. Stucke, Avishalom Tor, Ariel Ezrachi, David Gilo, Michal S. Gal, A. Jorge Padilla, William E. Kovacic, Marc Winerman, David J. Gerber and student William Tasch, afterword by D. Bruce Hoffman. 76 Antitrust L.J. 653-986 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

Symposium: Regulation and Recession: Causes, Effects, and Solutions for Financial Crises. Foreword by Jared M. Burden; articles by Daniel J. Morrissey, M. Thomas Arnold, Gregory Scott Crespi, Timothy R. Hurley and Rafael Efrat. 45 Tulsa L. Rev. 385-549 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### EDUCATION LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Liberty University Law Review

Backus, Mary Sue. OMG! Missing the teachable moment and undermining the future of the First Amendment—TISNF! 60 Case W. Res. L. Rev. 153-204 (2009).

Jacobsen, Michael D. Note. Old school? O.K.: no need to return to mandatory retirement in higher education. 18 Elder L.J. 71-98 (2010).

James, Osamudia R. Dog wags tail: the continuing viability of minority-targeted aid in higher education. 85 Ind. L.J. 851-892 (2010).

Meusch, Jacob E. Note. Equal education opportunity and the pursuit of "just schools": the Des Moines Independent Community School District rethinks diversity and the meaning of "minority student." 95 Iowa L. Rev. 1341-1367 (2010).

Roye, N. Georgeann. Comment. High hopes hamstrung: how the "*trial de novo*" for termination of tenured teachers' contracts undermines school reform in Oklahoma. 62 Okla. L. Rev. 527-583 (2010).

Waldman, Emily Gold. Regulating student speech: suppression versus punishment. 85 Ind. L.J. 1113-1147 (2010).

Wattley, Cheryl Brown. Ada Lois Sipuel Fisher: how a "skinny little girl" took on the University of Oklahoma and helped pave the road to **Brown v. Board of Education**. 62 Okla. L. Rev. 449-495 (2010).

Symposium. [Intelligent Design.] Foreword by Hosea M. Horneman; articles by John H. Calvert, Johnny Rex Buckles, Casey Luskin, Edward Hawkins Sisson and Barbara Ruth Mouly. 3 Liberty U. L. Rev. 203-574 (2009).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### ELDER LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Elder Law Journal

Perry, Joshua E. A missed opportunity: health care reform, rhetoric, ethics and economics at the end of life. 29 Miss. C.L. Rev. 409-426 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 7

September 24, 2010

Winick, Bruce J. and Alina M. Perez. Aging, driving, and public health: a therapeutic jurisprudence approach. 11 Fla. Coastal L. Rev. 189-236 (2010).

### EMPLOYMENT PRACTICE

Concepción, Roberto, Jr. Pre-employment credit checks: effectuating disparate impact on racial minorities under the guise of job-relatedness and business necessity. 12 Scholar 523-549 (2010).

Feeney, John J. Comment. An inevitable progression in the scope of Title VII's anti-retaliation provision: third-party retaliation claims. 38 Cap. U. L. Rev. 643-671 (2010).

Hawley, Ashley. Comment. Taking a step forward or backward? The 2009 revisions to the FMLA regulations. 25 Wis. J.L. Gender & Soc'y 137-161 (2010).

Jacobsen, Michael D. Note. Old school? O.K.: no need to return to mandatory retirement in higher education. 18 Elder L.J. 71-98 (2010).

McCann, Katrina. Comment. Transsexuals and Title VII: proposing an interpretation of ... (**Schroer v. Billington**, 577 F. Supp. 2d 293, 2008.) 25 Wis. J.L. Gender & Soc'y 163-184 (2010).

Olivo, Andrew. Student essay. Secrets and lies: the intelligence community's "don't ask, don't tell." 12 Scholar 551-583 (2010).

Thomas, Jennifer Dianne. Comment. Mandatory wellness programs: a plan to reduce health care costs or a subterfuge to discriminate against overweight employees. 53 How. L.J. 513-555 (2010).

Yamada, David C. Employment law as if people mattered: bringing therapeutic jurisprudence into the workplace. 11 Fla. Coastal L. Rev. 257-288 (2010).

### ENERGY AND UTILITIES LAW

Sieck, Daniel R. Note. Confronting the obsolescing bargain: transacting around political risk in developing and transitioning economies through renewable energy foreign direct investment. 33 Suffolk Transnat'l L. Rev. 319-345 (2010).

### ENVIRONMENTAL LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
New York University Environmental Law Journal

Camacho, Alejandro E. Assisted migration: redefining nature and natural resource law under climate change. 27 Yale J. on Reg. 171-255 (2010).

Jaeger, Kathleen. Environmental claims under the Alien Tort Statute. 28 Berkeley J. Int'l L. 519-536 (2010).

### ESTATES AND TRUSTS

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Creighton Law Review

Symposium on Estate Planning: Moral, Religious and Ethical Perspectives. Keynote address by Paul L. Caron; panel participation by Mary A. Donovan, Craig V. McGarry and John N. Sulentic; articles by Shelly Kreiczler-Levy, Zoë Prebble, John Prebble, Mark R. Siegel, Jason N. Summerfield and Peter T. Wendel; notes by Michael S. Knowles, Benjamin D. Patterson and Michael Schmidt. 43 Creighton L. Rev. 637-992 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### EVIDENCE

Abarbanel, Jay A. Comment. In light of **Crawford v. Washington** and the difficult nature of domestic violence prosecutions, Maryland should adopt legislation making admissible prior acts of domestic violence in domestic violence prosecutions. (**Crawford v. Washington**, 541 U.S. 36, 2004.) 39 U. Balt. L. Rev. 467-506 (2010).

Cooley, Craig M. Advancing DNA technology and evolving standards of decency: do capital prisoners have an Eighth Amendment right to post-conviction DNA testing in light of **Osborne**? 4 Charleston L. Rev. 569-618 (2010).

Mansfield, Adam Kyle. Note. **Giles v. California** and forfeiture by wrongdoing: timing is everything. (**Giles v. California**, 128 S. Ct. 2678, 2008.) 38 Cap. U. L. Rev. 673-702 (2010).

### FIRST AMENDMENT

Abodeely, Jennifer Ann. Comment. Thou shall not discriminate: a proposal for limiting First Amendment defenses to discrimination in public accommodations. 12 Scholar 585-615 (2010).

Amar, Akhil Reed. **30th Annual Sullivan Lecture**. How America's Constitution affirmed freedom of speech even before the First Amendment. 38 Cap. U. L. Rev. 503-515 (2010).

Backus, Mary Sue. OMG! Missing the teachable moment and undermining the future of the First Amendment—TISNF! 60 Case W. Res. L. Rev. 153-204 (2009).

Calvert, John H. **Kitzmiller's** error: defining "religion" exclusively rather than inclusively. 3 Liberty U. L. Rev. 213-328 (2009).

Gey, Steven G. Why should the First Amendment protect government speech when the government has nothing to say? 95 Iowa L. Rev. 1259-1314 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 8

September 24, 2010

Gilles, Susan M. **Brandenburg v. State of Ohio**: an “accidental,” “too easy,” and “incomplete” landmark case. 38 Cap. U. L. Rev. 517-533 (2010).

Korff, Geoffrey D. Do not knock? **Lovell to Watchtower** and back again. 38 Cap. U. L. Rev. 535-566 (2010).

Luskin, Casey. Zeal for Darwin’s house consumes them: how supporters of evolution encourage violations of the Establishment Clause. 3 Liberty U. L. Rev. 403-489 (2009).

Merriam, Jesse. Establishment Clause-trophobia: building a framework for escaping the confines of domestic church-state jurisprudence. 41 Colum. Hum. Rts. L. Rev. 699-764 (2010).

Piety, Tamara R. Onslaught: commercial speech and gender inequality. 60 Case W. Res. L. Rev. 47-93 (2009).

Shapiro, Akiva. Should the courts save taxpayer standing? Interpreting **Hein v. Freedom from Religion Foundation** narrowly through the lens of Judicial-Branch spending. 10 J. App. Prac. & Process 273-320 (2009).

Waldman, Emily Gold. Regulating student speech: suppression versus punishment. 85 Ind. L.J. 1113-1147 (2010).

Williams, Onika K. Note. The suppression of a *saggin* expression: exploring the “saggy pants” style within a First Amendment context. 85 Ind. L.J. 1169-1196 (2010).

Witucky, Kyle. Comment. Striking the optimal balance point between national security and a free press: a model statute and a call to Congress. 38 Cap. U. L. Rev. 567-608 (2010).

Zwick, Peter. 2009 Note of the Year. A redeemable loss: **Lyng**, lower courts and American Indian free exercise on public lands. (**Lyng v. Northwest Indian Cemetery Protective Association**, 485 U.S. 439, 1988.) 60 Case W. Res. L. Rev. 241-279 (2009).

### FOOD AND DRUG LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Journal of Health Care Law & Policy

Buhay, Mariestela. Comment. Off-label drug promotion is lost in translation: a prescription for a public health approach to regulating the pharmaceutical industry’s right to market and sell its products. 13 J. Health Care L. & Pol’y 459-493 (2010).

Peterson, Megan S. Casenote. Clinical book-cooking: **United States v. Palazzo** and the dilemma of attaching criminal liability to experimental drug investigators for faulty record-keeping. (**United States v. Palazzo**, 558 F.3d 400, 2009, *cert. denied*, 130 S. Ct. 196, 2009.) 56 Loy. L. Rev. 311-336 (2010).

Symposium. Emerging Issues in Food and Drug Law: A National Conference for Lawyers, Policy-Makers, and Corporate Leaders. Articles by Andrew C. von Eschenbach, Jeffrey M. Senger, Erika Fisher Lietzan, Sarah E. Pitlyk, Jeremiah J. Kelly, Jennifer L. Bragg and Maya P. Florence. 13 J. Health Care L. & Pol’y 203-283 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### FOURTEENTH AMENDMENT

Rutledge, Emily C. Comment. Healing jurisprudential “bruises”: a critique of the failure of due process to account for the intersection of race, class, in the post-**Castle Rock** era. (**Town of Castle Rock v. Gonzales**, 545 U.S. 748, 2005.) 53 How. L.J. 421-465 (2010).

### HEALTH LAW AND POLICY

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Journal of Health Care Law & Policy  
Mississippi College Law Review

Carlson, Eric M. Trends and tips in long-term care: who benefits—or loses—from expanded choices? 18 Elder L.J. 191-212 (2010).

Cerminara, Kathy L. Pandora’s dismay: eliminating coverage-related barriers to hospice care. 11 Fla. Coastal L. Rev. 107-154 (2010).

Cromwell, Michael W. Comment. Cutting the fat out of health-care costs: why Medicare and Medicaid write-offs should not be recoverable under Oklahoma’s collateral source rule. 62 Okla. L. Rev. 585-627 (2010).

Greenlee, Sarah E. Comment. Cast back into “tempest-tost” waters: the “uncharted seas” of private medical repatriations. 60 Case W. Res. L. Rev. 281-301 (2009).

Keels, Lisa M. “Substantially limited:” the reproductive rights of women living with HIV/AIDS. 39 U. Balt. L. Rev. 389-422 (2010).

Roe, Amanda McMurray. Note. Not-so-informed consent: using the doctor-patient relationship to promote state-supported outcomes. 60 Case W. Res. L. Rev. 205-239 (2009).

Southard, Katharine. Note. One step forward, two steps back: how mandating the human papillomavirus vaccine will increase the use of vaccine exemptions and negatively impact our nation’s health. 28 J.L. & Pol’y 503-540 (2009).

Wagner, Wendy, Elizabeth Fisher and Pasky Pascual. Misunderstanding models in environmental and public health regulation. 18 N.Y.U. Env’tl. L.J. 293-356 (2010).



## CURRENT INDEX TO LEGAL PERIODICALS

Page 9

September 24, 2010

Winick, Bruce J. and Alina M. Perez. Aging, driving, and public health: a therapeutic jurisprudence approach. 11 Fla. Coastal L. Rev. 189-236 (2010).

Symposium: Health Care Reform. Articles by Jonathan F. Will, Neil H. Buchanan, Seth J. Chandler, Dena S. Davis, W. Thomas Smith and Joshua E. Perry. 29 Miss. C.L. Rev. 313-426 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### HOUSING LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Journal of Law and Policy

Crespi, Gregory Scott. Green cards for foreign house buyers: a way to help stabilize housing prices. 45 Tulsa L. Rev. 471-493 (2010).

Mensz, Jan P. Note. Citizen police: using the *qui tam* provision of the False Claims Act to promote racial and economic integration in housing. 43 U. Mich. J.L. Reform 1137-1174 (2010).

Symposium: Getting It Right: The Government's Role in Housing and Economic Development. Articles by Benjamin S. Beach, Arlo Chase, Linda E. Fisher, Patricia E. Salkin, Amy Lavine, Thomas H. Stanton and Winnie F. Taylor. 28 J.L. & Pol'y 1-293 (2009).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### HUMAN RIGHTS LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Columbia Human Rights Law Review

Apostolova, Ekaterina. Student article. The relationship between the Alien Tort Statute and the Torture Victim Protection Act. 28 Berkeley J. Int'l L. 640-652 (2010).

Farrell, Brian. The right to *habeas corpus* in the inter-American human rights system. 33 Suffolk Transnat'l L. Rev. 197-224 (2010).

Flowe, Meredith. Comment. The international market for trafficking in persons for the purpose of sexual exploitation: analyzing current treatment of supply and demand. 35 N.C. J. Int'l L. & Com. Reg. 669-721 (2010).

Shah, Payal. Uterine prolapse and maternal morbidity in Nepal: a human rights imperative. 2 Drexel L. Rev. 491-536 (2010).

Wickeri, Elisabeth. No justice, no peace: conflict, socio-economic rights, and the new Constitution in Nepal. 2 Drexel L. Rev. 427-490 (2010).

### IMMIGRATION LAW

Atsem, Nana Adjoa. Note. **Choin v. Mukasey**: the road to permanent residency through U.S. citizen marriage and divorce. (**Choin v. Mukasey**, 537 F.3d 1116, 2008.) 35 N.C. J. Int'l L. & Com. Reg. 761-782 (2010).

Avery, Ryan. Note. Fair shake or an offer they can't refuse? The protection of cooperating alien witnesses under United States law. 33 Suffolk Transnat'l L. Rev. 347-375 (2010).

Aviad, Emily Ludmir. Towards an inclusive/elusive America: a response to Huntington's Who Are We? The Challenges to America's National Identity. (Reviewing Samuel P. Huntington, Who Are We? The Challenges to America's National Identity.) 19 Berkeley La Raza L.J. 141-176 (2008).

Crespi, Gregory Scott. Green cards for foreign house buyers: a way to help stabilize housing prices. 45 Tulsa L. Rev. 471-493 (2010).

Greenlee, Sarah E. Comment. Cast back into "tempest-tost" waters: the "uncharted seas" of private medical repatriations. 60 Case W. Res. L. Rev. 281-301 (2009).

Hernández-López, Ernesto. Law and popular culture: examples from Colombian slang and Spanish-language radio in the U.S. 19 Berkeley La Raza L.J. 117-140 (2008).

Nielsen, Jamie. Note. Locking down our borders: how anti-immigration sentiment led to unconstitutional legislation and the erosion of fundamental principles of American government. 28 J.L. & Pol'y 459-501 (2009).

Twu, Marianne. Comment. A sanctuary for those who serve: United States Iraqi Special Immigrant Visa programs. 35 N.C. J. Int'l L. & Com. Reg. 723-760 (2010).

### INDIAN AND ABORIGINAL LAW

Zwick, Peter. 2009 Note of the Year. A redeemable loss: **Lyng**, lower courts and American Indian free exercise on public lands. (**Lyng v. Northwest Indian Cemetery Protective Association**, 485 U.S. 439, 1988.) 60 Case W. Res. L. Rev. 241-279 (2009).

### INSURANCE LAW

Boardman, Michelle. Insuring understanding: the tested language defense. 95 Iowa L. Rev. 1075-1124 (2010).

### INTELLECTUAL PROPERTY LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Marquette Intellectual Property Law Review

Cross, Bill. Note. The NCAA as publicity enemy number one. 58 U. Kan. L. Rev. 1221-1244 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 10

September 24, 2010

Drexel, Josef. Real knowledge is to know the extent of one's own ignorance: on the consumer harm approach in innovation-related competition cases. 76 *Antitrust L.J.* 677-708 (2010).

Feldman, Catherine Schulte. Case comment. Patent law—no infringement for extraterritorial completion of method patents. (**Cardiac Pacemakers, Inc. v. St. Jude Medical, Inc.**, 576 F.3d 1348, 2009.) 33 *Suffolk Transnat'l L. Rev.* 391-407 (2010).

Heald, Paul J. Does the song remain the same? An empirical study of bestselling musical compositions (1913-1932) and their use in cinema (1968-2007). 60 *Case W. Res. L. Rev.* 1-46 (2009).

Morris, Melissa L. Note. How streaming audio and video change the playing field for copyright claims. 28 *J.L. & Pol'y* 419-457 (2009).

Risch, Michael. Patent challenges and royalty inflation. 85 *Ind. L.J.* 1003-1057 (2010).

### INTERNATIONAL LAW

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

*Berkeley Journal of International Law*  
*Suffolk Transnational Law Review*

Bennoune, Karima. Remembering the other's others: theorizing the approach of international law to Muslim fundamentalism. 41 *Colum. Hum. Rts. L. Rev.* 635-698 (2010).

Carter, McCall C. Note. Morality, law, and the duty to act: creating a common law duty to act modeled after the responsibility to protect doctrine. 2 *Wash. U. Jur. Rev.* 138-163 (2010).

Kelley, Thomas. Beyond Washington consensus and new institutionalism: what is the future of law and development? 35 *N.C. J. Int'l L. & Com. Reg.* 539-554 (2010).

Merriam, Jesse. Establishment Clause-trophobia: building a framework for escaping the confines of domestic church-state jurisprudence. 41 *Colum. Hum. Rts. L. Rev.* 699-764 (2010).

Pillai, Bharathi. Note. Moving forward to 2012: an evaluation of the clean development mechanism. 18 *N.Y.U. Envtl. L.J.* 357-411 (2010).

Shah, Meera Rajinikant. Note. Unnecessary complications for basic obligations: **Medellín v. Texas** and Common Article 3. (**Medellín v. Texas**, 552 U.S. 491, 2008.) 41 *Colum. Hum. Rts. L. Rev.* 883-923 (2010).

### INTERNATIONAL TRADE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

*North Carolina Journal of International Law and Commercial Regulation*

Alexander, Clint W. and Bryan J. Soukup. Obama's first trade war: the US-Mexico cross-border trucking dispute and the implications of strategic cross-sector retaliation on US compliance under NAFTA. 28 *Berkeley J. Int'l L.* 313-342 (2010).

Feldman, Catherine Schulte. Case comment. Patent law—no infringement for extraterritorial completion of method patents. (**Cardiac Pacemakers, Inc. v. St. Jude Medical, Inc.**, 576 F.3d 1348, 2009.) 33 *Suffolk Transnat'l L. Rev.* 391-407 (2010).

Himmelberger, Adam W. Note. Tripartite convergence for certainty in merger review under China's Anti-Monopoly Law. 33 *Suffolk Transnat'l L. Rev.* 289-318 (2010).

Kahn, Jordan C. Investment protection under the proposed ASEAN-United States free trade agreement. 33 *Suffolk Transnat'l L. Rev.* 225-256 (2010).

### JUDGES

Aldisert, Hon. Ruggero J. Judicial declaration of public policy. 10 *J. App. Prac. & Process* 229-245 (2009).

Aronson, Ori. Inferiorizing judicial review: popular constitutionalism in trial courts. 43 *U. Mich. J.L. Reform* 971-1041 (2010).

Endicott, Amy. Student article. The judicial answer? *Treatment of the political question doctrine in alien tort claims.* 28 *Berkeley J. Int'l L.* 537-554 (2010).

Hoeflich, M.H. Just a scrap of history: Judge Cassius Gaius Foster and Major J.K. Hudson, "the fighting editor." 58 *U. Kan. L. Rev.* 1097-1118 (2010).

Shapiro, Akiva. Should the courts save taxpayer standing? Interpreting **Hein v. Freedom from Religion Foundation** narrowly through the lens of Judicial-Branch spending. 10 *J. App. Prac. & Process* 273-320 (2009).

Wisotsky, Steven. How to interpret statutes—or not: plain meaning and other phantoms. 10 *J. App. Prac. & Process* 321-346 (2009).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 11  
September 24, 2010

### JURISDICTION

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Berkeley Journal of International Law

Eggen, Jaen Macchiaroli. The mature product preemption doctrine: the unitary standard and the paradox of consumer protection. 60 Case W. Res. L. Rev. 95-152 (2009).

The Alien Tort Statute: Comments on Current Issues. Articles by Richard M. Buxbaum, David D. Caron, Kathleen Jaeger and students Amy Endicott, Regina Waugh, Michele Potestà, Charles Ainscough, Ryan S. Lincoln, Anna Sanders and Ekaterina Apostolova. 28 Berkeley J. Int'l L. 511-652 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### JURISPRUDENCE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Florida Coastal Law Review

Washington University Jurisprudence Review

Aldisert, Hon. Ruggero J. Judicial declaration of public policy. 10 J. App. Prac. & Process 229-245 (2009).

Aronson, Ori. Inferiorizing judicial review: popular constitutionalism in trial courts. 43 U. Mich. J.L. Reform 971-1041 (2010).

Cho, Sumi. Embedded whiteness: theorizing exclusion in public contracting. 19 Berkeley La Raza L.J. 5-26 (2008).

Dill, Jesse R. Comment. Possessing trademarks: can Blackstone or Locke apply to fast food, grocery stores, and virtual sex toys? (**McCurry Restaurant v. McDonald's Corp.**, Rayuan Sivil No. W-02-1037, 2006; **Grupo Gigante SA De CV v. Dallo & Co.**, 391 F.3d 1088, 2004.) 14 Marq. Intell. Prop. L. Rev. 371-392 (2010).

Malloy, Robin Paul. Adam Smith in the courts of the United States. 56 Loy. L. Rev. 33-94 (2010).

McLean, Iain and Scot M. Peterson. Adam Smith at the Constitutional Convention. 56 Loy. L. Rev. 95-133 (2010).

Metzger, Ernest. Adam Smith's historical jurisprudence and the "method of the civilians." 56 Loy. L. Rev. 1-32 (2010).

Mouly, Barbara Ruth. Intelligent design and tort law: partners in a unified theory of causation. 3 Liberty U. L. Rev. 543-574 (2009).

Shankar, Shylashri. The substance of the Constitution: engaging with foreign judgments in India, Sri Lanka, and South Africa. 2 Drexel L. Rev. 373-425 (2010).

Symposium: Therapeutic Jurisprudence. Articles by Kathy L. Cerminara, Shelley Kierstead, Bruce J. Winick, Alina M. Perez, Marsha B. Freeman, David C. Yamada and Cynthia F. Adcock. 11 Fla. Coastal L. Rev. 107-320 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### JUVENILES

Ciolino, Dane S. and Monica Hof Wallace. Recodifying emancipation: a précis of the 2009 revision of Louisiana emancipation law. 56 Loy. L. Rev. 135-153 (2010).

Ouellette, Alicia. Shaping parental authority over children's bodies. 85 Ind. L.J. 955-1002 (2010).

### LABOR LAW

Chirba-Martin, Mary Ann. ERISA preemption of state "play or pay" mandates: how PPACA clouds an already confusing picture. 13 J. Health Care L. & Pol'y 393-421 (2010).

Crain, Marion. Managing identity: buying into the brand at work. 95 Iowa L. Rev. 1179-1258 (2010).

Frankenfield, Christopher J. The relationship between ERISA, state and local health care experimentation, and the passage of national health care reform. 13 J. Health Care L. & Pol'y 423-457 (2010).

Hurley, Timothy R. Hidden in plain sight—VEBAs: shifting the risk of retiree benefits to retirees. 45 Tulsa L. Rev. 495-525 (2010).

Roye, N. Georgeann. Comment. High hopes hamstrung: how the "trial de novo" for termination of tenured teachers' contracts undermines school reform in Oklahoma. 62 Okla. L. Rev. 527-583 (2010).

Scully, Katherine. Note. Blocking exit, stopping voice: how exclusion from labor law protection puts domestic workers at risk in Saudi Arabia and around the world. 41 Colum. Hum. Rts. L. Rev. 825-881 (2010).

Yamada, David C. Employment law as if people mattered: bringing therapeutic jurisprudence into the workplace. 11 Fla. Coastal L. Rev. 257-288 (2010).

### LAW AND SOCIETY

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:

Berkeley La Raza Law Journal

Charleston Law Review

Appell, Annette R. Controlling for kin: ghosts in the postmodern family. 25 Wis. J.L. Gender & Soc'y 73-136 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 12

September 24, 2010

Broughman, Brian and Robert Cooter. Charity and information: correcting the failure of a disjunctive social norm. 43 U. Mich. J.L. Reform 871-904 (2010).

Deans, Shuana M. Comment. The forgotten side of the battlefield in America's war on infidelity: a call for the revamping, reviving, and reworking of criminal conversation and alienation of affections. 53 How. L.J. 377-419 (2010).

Seite, Evan L. Note. Language legislation in Iowa: lessons learned from the enactment and application of the Iowa English Language Reaffirmation Act. 95 Iowa L. Rev. 1369-1399 (2010).

Symposium: Crime and Punishment. Articles by Robert Batey, John H. Blume, Sgeri L. Johnson, Emily C. Paavola, Keir M. Weyble, J. Richard Broughton, Craig M. Cooley, Daniel V. Dooley, Sr., Mark Radke and Corinna Barrett Lain. 4 Charleston L. Rev. 437-678 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### LAW ENFORCEMENT AND CORRECTIONS

Adcock, Cynthia F. The collateral anti-therapeutic effects of the death penalty. 11 Fla. Coastal L. Rev. 289-320 (2010).

### LEGAL ANALYSIS AND WRITING

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Duquesne Law Review

Boardman, Michelle. Insuring understanding: the tested language defense. 95 Iowa L. Rev. 1075-1124 (2010).

Engendering Hope in the Legal Writing Classroom: Pedagogy, Curriculum, and Attitude. Foreword by Jan M. Levine; articles by Allison D. Martin, Kevin L. Rand, Julia Glencer, Erin Karsman, Jan M. Levine, Tara Willke, Camille Lamar Campbell, Ted Becker, Christine Pedigo Bartholomew, Johanna Oreskovic, Carol L. Wallinger, Terri L. Enns, Jamie R. Abrams, Mary-Beth Moylan, Stephanie Thompson, Barbara J. Brunner, Karin Mika, Rebecca A. Cochran and Sherri Lee Keene. 48 Duq. L. Rev. 199-558 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### LEGAL EDUCATION

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Duquesne Law Review

Burke, Bob and Justice Steven W. Taylor. Humble beginnings: a history of the OU College of Law. 62 Okla. L. Rev. 383-397 (2010).

Engendering Hope in the Legal Writing Classroom: Pedagogy, Curriculum, and Attitude. Foreword by Jan M. Levine; articles by Allison D. Martin, Kevin L. Rand, Julia Glencer, Erin Karsman, Jan M. Levine, Tara Willke, Camille Lamar Campbell, Ted Becker, Christine Pedigo Bartholomew, Johanna Oreskovic, Carol L. Wallinger, Terri L. Enns, Jamie R. Abrams, Mary-Beth Moylan, Stephanie Thompson, Barbara J. Brunner, Karin Mika, Rebecca A. Cochran and Sherri Lee Keene. 48 Duq. L. Rev. 199-558 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### LEGAL HISTORY

Burke, Bob and Justice Steven W. Taylor. Humble beginnings: a history of the OU College of Law. 62 Okla. L. Rev. 383-397 (2010).

Hoeflich, M.H. Just a scrap of history: Judge Cassius Gaius Foster and Major J.K. Hudson, "the fighting editor." 58 U. Kan. L. Rev. 1097-1118 (2010).

Malloy, Robin Paul. Adam Smith in the courts of the United States. 56 Loy. L. Rev. 33-94 (2010).

McLean, Iain and Scot M. Peterson. Adam Smith at the Constitutional Convention. 56 Loy. L. Rev. 95-133 (2010).

Metzger, Ernest. Adam Smith's historical jurisprudence and the "method of the civilians." 56 Loy. L. Rev. 1-32 (2010).

Monnet, Julien C. The latest phase of Negro disenfranchisement [1912 reprint from the Harvard Law Review.] 62 Okla. L. Rev. 407-426 (2010).

Tepker, Harry F. The Dean takes his stand: Julien Monnet's 1912 Harvard Law Review article denouncing Oklahoma's discriminatory grandfather clause. 62 Okla. L. Rev. 427-448 (2010).

Wattley, Cheryl Brown. Ada Lois Sipuel Fisher: how a "skinny little girl" took on the University of Oklahoma and helped pave the road to **Brown v. Board of Education**. 62 Okla. L. Rev. 449-495 (2010).

### LEGAL PROFESSION

Freeman, Marsha B. Florida collaborative family law: the good, the bad, and the (hopefully) getting better. 11 Fla. Coastal L. Rev. 237-256 (2010).

Knowles, Michael S. Note. Keep your friends close and the laymen closer: state bar association can combat the problems associated with nonlawyers engaging in the unauthorized practice of estate planning through a certification system. 43 Creighton L. Rev. 855-903 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 13

September 24, 2010

Krishnan, Jayanth K. The joint law venture: a pilot study. 28 *Berkeley J. Int'l L.* 431-461 (2010).

The Practitioner's Perspective: Insight From Estate Planning Attorneys. Mary A. Donovan, Craig V. McGarry and John N. Sulentic, panelists. 43 *Creighton L. Rev.* 657-668 (2010).

### LEGISLATION

Wisotsky, Steven. How to interpret statutes—or not: plain meaning and other phantoms. 10 *J. App. Prac. & Process* 321-346 (2009).

### MEDICAL JURISPRUDENCE

Berjis, Malosack. Student article. Human embryonic stem cell research and surplus embryos: a moral argument. 29 *Miss. C.L. Rev.* 427-445 (2010).

Bockman, Collin R. Note. Cybernetic-enhancement technology and the future of disability law. 95 *Iowa L. Rev.* 1315-1340 (2010).

Ouellette, Alicia. Shaping parental authority over children's bodies. 85 *Ind. L.J.* 955-1002 (2010).

Roe, Amanda McMurray. Note. Not-so-informed consent: using the doctor-patient relationship to promote state-supported outcomes. 60 *Case W. Res. L. Rev.* 205-239 (2009).

Sawicki, Nadia N. Character, competence, and the principles of medical discipline. 13 *J. Health Care L. & Pol'y* 285-323 (2010).

Southard, Katharine. Note. One step forward, two steps back: how mandating the human papillomavirus vaccine will increase the use of vaccine exemptions and negatively impact our nation's health. 28 *J.L. & Pol'y* 503-540 (2009).

White, Melissa C. The eternal flame: capacity to consent to sexual behavior among nursing home residents with dementia. 18 *Elder L.J.* 133-158 (2010).

### MILITARY, WAR AND PEACE

Cahn, Naomi, Dina Haynes and Fionnuala Ní Aoláin. Returning home: women in post-conflict societies. 39 *U. Balt. L. Rev.* 339-369 (2010).

Collier, Victoria L. and Drew Early. Cracks in the armor: due process, attorney's fees, and the Department of Veterans Affairs. 18 *Elder L.J.* 1-23 (2010).

Kacker, Devyani. Coming full circle: the Rome Statute and the crime of aggression. 33 *Suffolk Transnat'l L. Rev.* 257-287 (2010).

Olivo, Andrew. Student essay. Secrets and lies: the intelligence community's "don't ask, don't tell." 12 *Scholar* 551-583 (2010).

Twu, Marianne. Comment. A sanctuary for those who serve: United States Iraqi Special Immigrant Visa programs. 35 *N.C. J. Int'l L. & Com. Reg.* 723-760 (2010).

Wickeri, Elisabeth. No justice, no peace: conflict, socioeconomic rights, and the new Constitution in Nepal. 2 *Drexel L. Rev.* 427-490 (2010).

### MOTOR VEHICLES

Winick, Bruce J. and Alina M. Perez. Aging, driving, and public health: a therapeutic jurisprudence approach. 11 *Fla. Coastal L. Rev.* 189-236 (2010).

### NATURAL RESOURCES LAW

Camacho, Alejandro E. Assisted migration: redefining nature and natural resource law under climate change. 27 *Yale J. on Reg.* 171-255 (2010).

### ORGANIZATIONS

Rice, Susan E. **Clarence Clyde Ferguson, Jr. Annual Lecture.** America and the United Nations in a new era of engagement. 53 *How. L.J.* 367-376 (2010).

Tomasovic, Elizabeth K. Robbed of reproductive justice: the necessity of a global initiative to provide redress to Roma women coercively sterilized in Eastern Europe. 41 *Colum. Hum. Rts. L. Rev.* 765-823 (2010).

### POLITICS

Broughton, J. Richard. Some reflections on conservative politics and the limits of the criminal sanction. 4 *Charleston L. Rev.* 537-567 (2010).

Cadik, Emily and Dori Glanz. Taking Texas back: a voter turnout analysis of South Texas. 12 *Scholar* 483-521 (2010).

Dickerson, Claire Moore. The future of international law and development: flying under the radar. 35 *N.C. J. Int'l L. & Com. Reg.* 555-570 (2010).

Endicott, Amy. Student article. The judicial answer? *Treatment of the political question doctrine in alien tort claims.* 28 *Berkeley J. Int'l L.* 537-554 (2010).

Gey, Steven G. Why should the First Amendment protect government speech when the government has nothing to say? 95 *Iowa L. Rev.* 1259-1314 (2010).

Seite, Evan L. Note. Language legislation in Iowa: lessons learned from the enactment and application of the Iowa English Language Reaffirmation Act. 95 *Iowa L. Rev.* 1369-1399 (2010).

### PRACTICE AND PROCEDURE

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*Journal of Appellate Practice and Process*

Bernstein, Anita. Fellow-feeling and gender in the law of personal injury. 28 *J.L. & Pol'y* 295-381 (2009).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 14

September 24, 2010

Boron, Justin J. Comment. *Admissibility tolerance*: limited latitude for summary judgment material under Rule 56. 56 Loy. L. Rev. 221-278 (2010).

Emerson, Robert W. The French *huissier* as a model for U.S. civil procedure reform. 43 U. Mich. J.L. Reform 1043-1135 (2010).

McDermott, Rick. Lessons learned from fifteen years in the trenches of patent litigation. 14 Marq. Intell. Prop. L. Rev. 471-480 (2010).

Mize, Ryan. Comment. From plausibility to clarity: an analysis of the implications of *Ashcroft v. Iqbal* and possible remedies. (*Ashcroft v. Iqbal*, 129 S. Ct. 1937, 2009.) 58 U. Kan. L. Rev. 1245-1278 (2010).

North, Evan E. Comment. Facebook isn't your space anymore: discovery of social networking websites. 58 U. Kan. L. Rev. 1279-1309 (2010).

Quimby, Robert. Note. The withering of our democratic principles: *Frame v. City of Arlington* and why (for now?) the ADA no longer represents their full flowering. (*Frame v. City of Arlington*, 575 F.3d 432, 2009.) 29 Miss. C.L. Rev. 447-468 (2010).

Samuels, Joel H. When is an alternative forum available? Rethinking the *forum non conveniens* analysis. 85 Ind. L.J. 1059-1112 (2010).

Sparrow, X. Blake. Comment. Should the scope of work product immunity and the duty to preserve be coextensive?: anticipating litigation in a world of electronically stored information. 53 How. L.J. 467-512 (2010).

Stephenson, Gail S. Reaching the top of the docket: Louisiana's preference system. 56 Loy. L. Rev. 155-220 (2010).

Walt, Steven. Before the jurisprudential turn: Corbin and the mid-century opposition to *Erie*. 2 Wash. U. Jur. Rev. 75-137 (2010).

### PRODUCTS LIABILITY

Eggen, Jaen Macchiaroli. The mature product preemption doctrine: the unitary standard and the paradox of consumer protection. 60 Case W. Res. L. Rev. 95-152 (2009).

### PROFESSIONAL ETHICS

Knowles, Michael S. Note. Keep your friends close and the laymen closer: state bar association can combat the problems associated with nonlawyers engaging in the unauthorized practice of estate planning through a certification system. 43 Creighton L. Rev. 855-903 (2010).

Perry, Joshua E. A missed opportunity: health care reform, rhetoric, ethics and economics at the end of life. 29 Miss. C.L. Rev. 409-426 (2010).

### PROPERTY—PERSONAL AND REAL

Ballard, Megan J. Post-conflict property restitution: flawed legal and theoretical foundations. 28 Berkeley J. Int'l L. 462-496 (2010).

Sherwin, Emily. The truth about property rules: some obstacles to the economic analysis of remedies. 2 Wash. U. Jur. Rev. 39-74 (2010).

### PSYCHOLOGY AND PSYCHIATRY

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Florida Coastal Law Review

Cummings, John E. Comment. The cost of crazy: how therapeutic jurisprudence and mental health courts lower incarceration costs, reduce recidivism, and improve public safety. 56 Loy. L. Rev. 279-310 (2010).

Symposium: Therapeutic Jurisprudence. Articles by Kathy L. Cerminara, Shelley Kierstead, Bruce J. Winick, Alina M. Perez, Marsha B. Freeman, David C. Yamada and Cynthia F. Adcock. 11 Fla. Coastal L. Rev. 107-320 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### RELIGION

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Liberty University Law Review

Aviad, Emily Ludmir. Towards an inclusive/elusive America: a response to Huntington's *Who Are We? The Challenges to America's National Identity*. (Reviewing Samuel P. Huntington, *Who Are We? The Challenges to America's National Identity*.) 19 Berkeley La Raza L.J. 141-176 (2008).

Bennoune, Karima. Remembering the other's others: theorizing the approach of international law to Muslim fundamentalism. 41 Colum. Hum. Rts. L. Rev. 635-698 (2010).

Kreiczer-Levy, Shelly. Religiously inspired gender-bias disinheritance—what's law got to do with it? 43 Creighton L. Rev. 669-692 (2010).

Merriam, Jesse. Establishment Clause-trophobia: building a framework for escaping the confines of domestic church-state jurisprudence. 41 Colum. Hum. Rts. L. Rev. 699-764 (2010).

Symposium. [Intelligent Design.] Foreword by Hosea M. Horneman; articles by John H. Calvert, Johnny Rex Buckles, Casey Luskin, Edward Hawkins Sisson and Barbara Ruth Mouly. 3 Liberty U. L. Rev. 203-574 (2009).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### REMEDIES

Brooks, Michael L. Note. Uncharted waters: the Supreme Court plots the course to a constitutional bright-line restriction on punitive awards in ... (*Exxon Shipping Co. v. Baker*, 128 S. Ct. 2605, 2008.) 62 Okla. L. Rev. 497-526 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 15

September 24, 2010

Sherwin, Emily. The truth about property rules: some obstacles to the economic analysis of remedies. 2 Wash. U. Jur. Rev. 39-74 (2010).

Waugh, Regina. Student article. Exhaustion of remedies and the Alien Tort Statute. 28 Berkeley J. Int'l L. 555-570 (2010).

### RETIREMENT SECURITY

Chirba-Martin, Mary Ann. ERISA preemption of state "play or pay" mandates: how PPACA clouds an already confusing picture. 13 J. Health Care L. & Pol'y 393-421 (2010).

Frankenfield, Christopher J. The relationship between ERISA, state and local health care experimentation, and the passage of national health care reform. 13 J. Health Care L. & Pol'y 423-457 (2010).

Hurley, Timothy R. Hidden in plain sight—VEBAs: shifting the risk of retiree benefits to retirees. 45 Tulsa L. Rev. 495-525 (2010).

Jefferson, Regina T. Redistribution in the private retirement system: who wins and who loses? 53 How. L.J. 283-318 (2010).

Wilson, Michael R. The policymaker's handbook to entitlement reform: a new approach to saving our seniors. 18 Elder L.J. 159-190 (2010).

### SCIENCE AND TECHNOLOGY

Backus, Mary Sue. OMG! Missing the teachable moment and undermining the future of the First Amendment—TISNF! 60 Case W. Res. L. Rev. 153-204 (2009).

Bockman, Collin R. Note. Cybernetic-enhancement technology and the future of disability law. 95 Iowa L. Rev. 1315-1340 (2010).

Harbour, Pamela Jones and Tara Isa Koslov. Section 2 in a Web 2.0 world: an expanded vision of relevant product markets. 76 Antitrust L.J. 769-797 (2010).

Morris, Melissa L. Note. How streaming audio and video change the playing field for copyright claims. 28 J.L. & Pol'y 419-457 (2009).

North, Evan E. Comment. Facebook isn't your space anymore: discovery of social networking websites. 58 U. Kan. L. Rev. 1279-1309 (2010).

Oppenheimer, Max Stul. The time and place for "technology-shifting" rights. 14 Marq. Intell. Prop. L. Rev. 269-320 (2010).

Sisson, Edward Hawkins. A Socrates in judicial robes: an address to trial judges who preside over cases involving intelligent design. 3 Liberty U. L. Rev. 491-541 (2009).

Su, Yi-Chen. What about know-how: heightened obviousness and lowered disclosure is not a panacea to the American patent system for biotechnology medication and pharmaceutical inventions in the post-KSR era. 14 Marq. Intell. Prop. L. Rev. 321-369 (2010).

### SECOND AMENDMENT

Henderson, Ian W. Comment. Rights, regulations, and revolvers: Baltimore City's complex constitutional challenge following ... (**District of Columbia v. Heller**, 128 S. Ct. 2783, 2008.) 39 U. Balt. L. Rev. 423-466 (2010).

### SECURITIES LAW

Arnold, M. Thomas. "It's *déjà vu* all over again" using bounty hunters to leverage gatekeeper duties. 45 Tulsa L. Rev. 419-469 (2010).

Bebchuk, Lucian A., Alma Cohen and Holger Spamann. The wages of failure: executive compensation at Bear Stearns and Lehman 2000-2008. 27 Yale J. on Reg. 257-282 (2010).

Dombalagian, Onnig H. Requiem for the bulge bracket?: revisiting investment bank regulation. 85 Ind. L.J. 777-849 (2010).

Dooley, Daniel V., Sr. and Mark Radke. Does severe punishment deter financial crimes? 4 Charleston L. Rev. 619-659 (2010).

Morrissey, Daniel J. After the meltdown. 45 Tulsa L. Rev. 393-417 (2010).

Verret, J.W. Treasury Inc.: how the bailout reshapes corporate theory and practice. 27 Yale J. on Reg. 283-350 (2010).

### SEXUALITY AND THE LAW

Abodeely, Jennifer Ann. Comment. Thou shall not discriminate: a proposal for limiting First Amendment defenses to discrimination in public accommodations. 12 Scholar 585-615 (2010).

Flowe, Meredith. Comment. The international market for trafficking in persons for the purpose of sexual exploitation: analyzing current treatment of supply and demand. 35 N.C. J. Int'l L. & Com. Reg. 669-721 (2010).

Kim, Suzanne A. Marital naming/naming marriage: language and status in family law. 85 Ind. L.J. 893-953 (2010).

McCann, Katrina. Comment. Transsexuals and Title VII: proposing an interpretation of ... (**Schroer v. Billington**, 577 F. Supp. 2d 293, 2008.) 25 Wis. J.L. Gender & Soc'y 163-184 (2010).

Shah, Payal. Uterine prolapse and maternal morbidity in Nepal: a human rights imperative. 2 Drexel L. Rev. 491-536 (2010).

Strasser, Mark. Interstate marriage recognition and the right to travel. 25 Wis. J.L. Gender & Soc'y 1-34 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 16  
September 24, 2010

Tomasovic, Elizabeth K. Robbed of reproductive justice: the necessity of a global initiative to provide redress to Roma women coercively sterilized in Eastern Europe. 41 Colum. Hum. Rts. L. Rev. 765-823 (2010).

White, Melissa C. The eternal flame: capacity to consent to sexual behavior among nursing home residents with dementia. 18 Elder L.J. 133-158 (2010).

### SOCIAL WELFARE

Cerminara, Kathy L. Pandora's dismay: eliminating coverage-related barriers to hospice care. 11 Fla. Coastal L. Rev. 107-154 (2010).

Kuntz, Elaine S. Note. Social security systems around the world: do cultural priorities affect their development? 18 Elder L.J. 99-132 (2010).

Schuck, Peter H. The golden age of aging, and its discontents. 18 Elder L.J. 25-70 (2010).

Wilson, Michael R. The policymaker's handbook to entitlement reform: a new approach to saving our seniors. 18 Elder L.J. 159-190 (2010).

### SPORTS

Cross, Bill. Note. The NCAA as publicity enemy number one. 58 U. Kan. L. Rev. 1221-1244 (2010).

### STATE AND LOCAL GOVERNMENT LAW

Henderson, Ian W. Comment. Rights, regulations, and revolvers: Baltimore City's complex constitutional challenge following ... (**District of Columbia v. Heller**, 128 S. Ct. 2783, 2008.) 39 U. Balt. L. Rev. 423-466 (2010).

Kimhi, Omer. Chapter 9 of the Bankruptcy Code: a solution in search of a problem. 27 Yale J. on Reg. 351-395 (2010).

Molk, Peter. Broadening the use of municipal mortgages. 27 Yale J. on Reg. 397-407 (2010).

Salkin, Patricia E. and Amy Lavine. Community benefits agreements and comprehensive planning: balancing community empowerment and the police power. 28 J.L. & Pol'y 157-216 (2009).

Stephenson, Gail S. Reaching the top of the docket: Louisiana's preference system. 56 Loy. L. Rev. 155-220 (2010).

### TAXATION—FEDERAL ESTATE AND GIFT

Prebble, Zoë and John Prebble. The morality of tax avoidance. 43 Creighton L. Rev. 693-745 (2010).

Siegel, Mark R. Who should bear the bite of estate taxes on non-probate property? 43 Creighton L. Rev. 747-784 (2010).

### TAXATION—FEDERAL INCOME

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Howard Law Journal

Broughman, Brian and Robert Cooter. Charity and information: correcting the failure of a disjunctive social norm. 43 U. Mich. J.L. Reform 871-904 (2010).

Chandler, Seth J. The architecture of contemporary healthcare reform and effective marginal tax rates. 29 Miss. C.L. Rev. 335-378 (2010).

Hurley, Timothy R. Hidden in plain sight—VEBAs: shifting the risk of retiree benefits to retirees. 45 Tulsa L. Rev. 495-525 (2010).

McMahon, Stephanie Hunter. California women: using federal taxes to put the "community" in community property. 25 Wis. J.L. Gender & Soc'y 35-72 (2010).

Third Annual Vinson & Elkins LLP/Howard Law Journal Symposium. Wealth Distribution and the U.S. Tax System. Introduction by Alice Gresham Bullock; articles by Alice Gresham Bullock, Regina T. Jefferson, Beverly Moran and Samuel C. Thompson, Jr. 53 How. L.J. 245-366 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### TAXATION—TRANSNATIONAL

Thompson, Samuel C., Jr. Assessing the following systems for taxing foreign-source active business income: deferral, exemption, and imputation. 53 How. L.J. 337-366 (2010).

### TORTS

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
Berkeley Journal of International Law

Bernstein, Anita. Fellow-feeling and gender in the law of personal injury. 28 J.L. & Pol'y 295-381 (2009).

Carter, McCall C. Note. Morality, law, and the duty to act: creating a common law duty to act modeled after the responsibility to protect doctrine. 2 Wash. U. Jur. Rev. 138-163 (2010).

Cromwell, Michael W. Comment. Cutting the fat out of health-care costs: why Medicare and Medicaid write-offs should not be recoverable under Oklahoma's collateral source rule. 62 Okla. L. Rev. 585-627 (2010).

Deans, Shuana M. Comment. The forgotten side of the battlefield in America's war on infidelity: a call for the revamping, reviving, and reworking of criminal conversation and alienation of affections. 53 How. L.J. 377-419 (2010).



## CURRENT INDEX TO LEGAL PERIODICALS

Page 17  
September 24, 2010

Mouly, Barbara Ruth. Intelligent design and tort law: partners in a unified theory of causation. 3 *Liberty U. L. Rev.* 543-574 (2009).

The Alien Tort Statute: Comments on Current Issues. Articles by Richard M. Buxbaum, David D. Caron, Kathleen Jaeger and students Amy Endicott, Regina Waugh, Michele Potestà, Charles Ainscough, Ryan S. Lincoln, Anna Sanders and Ekaterina Apostolova. 28 *Berkeley J. Int'l L.* 511-652 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

### TRADE REGULATION

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*Antitrust Law Journal*

### WATER LAW

Spiegel, Danielle. Note. Can the public trust doctrine save western groundwater? 18 *N.Y.U. Envtl. L.J.* 412-453 (2010).

### WOMEN

For more on this subject see the **Tables of Contents of Indexed Law Reviews** for:  
*University of Baltimore Law Review*  
*Wisconsin Journal of Law, Gender & Society*

Ashai, Sehla. The Jammu and Kashmir state subjects controversy of 2004. 2 *Drexel L. Rev.* 537-555 (2010).

Bernstein, Anita. Fellow-feeling and gender in the law of personal injury. 28 *J.L. & Pol'y* 295-381 (2009).

Efrat, Rafael. Women entrepreneurs in bankruptcy. 45 *Tulsa L. Rev.* 527-549 (2010).

Kreiczler-Levy, Shelly. Religiously inspired gender-bias disinheritance—what's law got to do with it? 43 *Creighton L. Rev.* 669-692 (2010).

Piety, Tamara R. Onslaught: commercial speech and gender inequality. 60 *Case W. Res. L. Rev.* 47-93 (2009).

Shah, Payal. Uterine prolapse and maternal morbidity in Nepal: a human rights imperative. 2 *Drexel L. Rev.* 491-536 (2010).

Tomasovic, Elizabeth K. Robbed of reproductive justice: the necessity of a global initiative to provide redress to Roma women coercively sterilized in Eastern Europe. 41 *Colum. Hum. Rts. L. Rev.* 765-823 (2010).

Symposium. Applied Feminism and Marginalized Communities. Foreword by Michele Gilman; articles by Naomi Cahn, Dina Haynes, Fionnuala Ní Aoláin, Chris Gottlieb and Lisa M. Keels. 39 *U. Balt. L. Rev.* 335-422 (2010).

(For contents see the **Tables of Contents of Indexed Law Reviews** for this journal.)

## TABLES OF CONTENTS OF INDEXED LAW REVIEWS

### 76 ANTITRUST LAW JOURNAL, NO. 3, PP.585-986, 2010.

Acknowledgements. 76 *Antitrust L.J.* vii-viii (2010).

Farrell, Joseph and Carl Shapiro. Recapture, pass-through, and market definition. 76 *Antitrust L.J.* 585-604 (2010).

Baker, Jonathan B. Preserving a political bargain: the political economy of the non-interventionist challenge to monopolization enforcement. 76 *Antitrust L.J.* 605-652 (2010).

Symposium: Issues at the Forefront of Monopolization and Abuse of Dominance. 76 *Antitrust L.J.* 653-986 (2010).

Gal, Michal S., Avishalom Tor and Spencer Weber Waller. Introduction: expansion and contraction in monopolization law. 76 *Antitrust L.J.* 653-661 (2010).

Crane, Daniel A. Does monopoly broth make bad soup? 76 *Antitrust L.J.* 663-675 (2010).

Drexel, Josef. Real knowledge is to know the extent of one's own ignorance: on the consumer harm approach in innovation-related competition cases. 76 *Antitrust L.J.* 677-708 (2010).

Salop, Steven C. Refusals to deal and price squeezes by an unregulated, vertically integrated monopolist. 76 *Antitrust L.J.* 709-740 (2010).

Waller, Spencer Weber and student William Tasch. Harmonizing essential facilities. 76 *Antitrust L.J.* 741-767 (2010).

Harbour, Pamela Jones and Tara Isa Koslov. Section 2 in a Web 2.0 world: an expanded vision of relevant product markets. 76 *Antitrust L.J.* 769-797 (2010).

Ayal, Adi. Monopolization via voluntary network effects. 76 *Antitrust L.J.* 799-822 (2010).

Stucke, Maurice E. When a monopolist deceives. 76 *Antitrust L.J.* 823-846 (2010).

Tor, Avishalom. Unilateral, anticompetitive acquisitions of dominance or monopoly power. 76 *Antitrust L.J.* 847-872 (2010).

Ezrachi, Ariel and David Gilo. Excessive pricing, entry, assessment, and investment: lessons from the **Mittal** litigation. 76 *Antitrust L.J.* 873-897 (2010).

Gal, Michal S. and A. Jorge Padilla. The follower phenomenon: implications for the design of monopolization rules in a global economy. 76 *Antitrust L.J.* 899-928 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 18

September 24, 2010

Kovacic, William E. and Marc Winerman. Competition policy and the application of Section 5 of the Federal Trade Commission Act. 76 Antitrust L.J. 929-950 (2010).

Gerber, David J. Convergence in the treatment of dominant firm conduct: the United States, the European Union, and the institutional embeddedness of economics. 76 Antitrust L.J. 951-973 (2010).

Hoffman, D. Bruce. Afterword: putting monopoly into practice. 76 Antitrust L.J. 975-986 (2010).

### 28 BERKELEY JOURNAL OF INTERNATIONAL LAW, NO. 2, PP. 313-652, 2010.

Alexander, Klint W. and Bryan J. Soukup. Obama's first trade war: the US-Mexico cross-border trucking dispute and the implications of strategic cross-sector retaliation on US compliance under NAFTA. 28 Berkeley J. Int'l L. 313-342 (2010).

Carrillo, Arturo J. and Jason S. Palmer. Transnational mass claim processes (TMCPs) in international law and practice. 28 Berkeley J. Int'l L. 343-430 (2010).

Krishnan, Jayanth K. The joint law venture: a pilot study. 28 Berkeley J. Int'l L. 431-461 (2010).

Ballard, Megan J. Post-conflict property restitution: flawed legal and theoretical foundations. 28 Berkeley J. Int'l L. 462-496 (2010).

Caron, David D. and Leah D. Harhay. A call to action: turning the Golden State into a golden opportunity for international arbitration. 28 Berkeley J. Int'l L. 497-508 (2010).

The Alien Tort Statute: Comments on Current Issues. 28 Berkeley J. Int'l L. 511-652 (2010).

Buxbaum, Richard M. and David D. Caron. The Alien Tort Statute: an overview of the current issues. 28 Berkeley J. Int'l L. 511-518 (2010).

#### A. Jurisdiction and Justiciability

Jaeger, Kathleen. Environmental claims under the Alien Tort Statute. 28 Berkeley J. Int'l L. 519-536 (2010).

Endicott, Amy. Student article. The judicial answer? *Treatment of the political question doctrine in alien tort claims.* 28 Berkeley J. Int'l L. 537-554 (2010).

#### B. Immunity and Notable Preliminary Issues

Waugh, Regina. Student article. Exhaustion of remedies and the Alien Tort Statute. 28 Berkeley J. Int'l L. 555-570 (2010).

Potestà, Michele. Student article. State immunity and *jus cogens* violations: the Alien Tort Statute against the backdrop of the latest developments in the 'law of nations.' 28 Berkeley J. Int'l L. 571-586 (2010).

#### C. Theories of Liability for Non-State Actors

Ainscough, Charles. Student article. Choice of law and accomplice liability under the Alien Tort Statute. 28 Berkeley J. Int'l L. 588-603 (2010).

Lincoln, Ryan S. Student article. To proceed with caution? *Aiding and abetting liability under the Alien Tort Statute.* 28 Berkeley J. Int'l L. 604-618 (2010).

Sanders, Anna. Student article. New frontiers in the ATS: conspiracy and joint criminal enterprise liability after ... (*Sosa v. Alvarez-Machain*, 542 U.S. 692, 2004.) 28 Berkeley J. Int'l L. 619-639 (2010).

#### D. The Relationship of the ATS to Other Statutes

Apostolova, Ekaterina. Student article. The relationship between the Alien Tort Statute and the Torture Victim Protection Act. 28 Berkeley J. Int'l L. 640-652 (2010).

### 19 BERKELEY LA RAZA LAW JOURNAL, PP. 1-191, 2008.

Abella, David and Gloria Espitia, Co-Editors in Chief. Introduction. 19 Berkeley La Raza L.J. 1-3 (2008).

Cho, Sumi. Embedded whiteness: theorizing exclusion in public contracting. 19 Berkeley La Raza L.J. 5-26 (2008).

Culliton-González, Katherine. Time to revive Puerto Rican voting rights. 19 Berkeley La Raza L.J. 27-69 (2008).

Culliton-González, Katherine. *Ya es tiempo para revitalizar los derechos al voto de los Puertorriqueños.* 19 Berkeley La Raza L.J. 71-116 (2008).

Hernández-López, Ernesto. Law and popular culture: examples from Colombian slang and Spanish-language radio in the U.S. 19 Berkeley La Raza L.J. 117-140 (2008).

Aviad, Emily Ludmir. Towards an inclusive/elusive America: a response to Huntington's *Who Are We? The Challenges to America's National Identity.* (Reviewing Samuel P. Huntington, *Who Are We? The Challenges to America's National Identity.*) 19 Berkeley La Raza L.J. 141-176 (2008).

SpearIt. Book note. Complexions of crime: politics and the power to punish. (Reviewing Jonathan Simon, *Governing Through Crime: How the War on Crime Transformed American Democracy and Created a Culture of Fear.*) 19 Berkeley La Raza L.J. 177-180 (2008).

SpearIt. Book note. Visions of victory: secure the Hispanic vote—and win. (Reviewing Leslie Sanchez, *Los Republicanos: Why Hispanics and Republicans Need Each Other.*) 19 Berkeley La Raza L.J. 181-184 (2008).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 19

September 24, 2010

SpearIt. Book note. The genetics debate from a philosopher's view. (Reviewing Ronald M. Green, Babies By Design: The Ethics of Genetic Choice.) 19 Berkeley La Raza L.J. 185-188 (2008).

SpearIt. Book note. The browning of America: the impacts of Latinos on the law and in legal discourse. (Reviewing Carlos R. Soltero, Latinos and American Law: Landmark Supreme Court Cases.) 19 Berkeley La Raza L.J. 189-191 (2008).

### 38 CAPITAL UNIVERSITY LAW REVIEW, NO. 3, SPRING, 2010.

Amar, Akhil Reed. **30th Annual Sullivan Lecture.** How America's Constitution affirmed freedom of speech even before the First Amendment. 38 Cap. U. L. Rev. 503-515 (2010).

Gilles, Susan M. **Brandenburg v. State of Ohio:** an "accidental," "too easy," and "incomplete" landmark case. 38 Cap. U. L. Rev. 517-533 (2010).

Korff, Geoffrey D. Do not knock? **Lovell to Watchtower** and back again. 38 Cap. U. L. Rev. 535-566 (2010).

Witucky, Kyle. Comment. Striking the optimal balance point between national security and a free press: a model statute and a call to Congress. 38 Cap. U. L. Rev. 567-608 (2010).

Garvey, Elliot. Comment. A needle in the haystack: finding a solution to Ohio's lethal injection problems. 38 Cap. U. L. Rev. 609-642 (2010).

Feeney, John J. Comment. An inevitable progression in the scope of Title VII's anti-retaliation provision: third-party retaliation claims. 38 Cap. U. L. Rev. 643-671 (2010).

Mansfield, Adam Kyle. Note. **Giles v. California** and forfeiture by wrongdoing: timing is everything. (**Giles v. California**, 128 S. Ct. 2678, 2008.) 38 Cap. U. L. Rev. 673-702 (2010).

### 60 CASE WESTERN RESERVE LAW REVIEW, NO. 1, FALL, 2009.

Heald, Paul J. Does the song remain the same? An empirical study of bestselling musical compositions (1913-1932) and their use in cinema (1968-2007). 60 Case W. Res. L. Rev. 1-46 (2009).

Piety, Tamara R. Onslaught: commercial speech and gender inequality. 60 Case W. Res. L. Rev. 47-93 (2009).

Eggen, Jaen Macchiaroli. The mature product preemption doctrine: the unitary standard and the paradox of consumer protection. 60 Case W. Res. L. Rev. 95-152 (2009).

Backus, Mary Sue. OMG! Missing the teachable moment and undermining the future of the First Amendment—TISNF! 60 Case W. Res. L. Rev. 153-204 (2009).

Roe, Amanda McMurray. Note. Not-so-informed consent: using the doctor-patient relationship to promote state-supported outcomes. 60 Case W. Res. L. Rev. 205-239 (2009).

Zwick, Peter. 2009 Note of the Year. A redeemable loss: **Lyng**, lower courts and American Indian free exercise on public lands. (**Lyng v. Northwest Indian Cemetery Protective Association**, 485 U.S. 439, 1988.) 60 Case W. Res. L. Rev. 241-279 (2009).

Greenlee, Sarah E. Comment. Cast back into "tempest-tost" waters: the "uncharted seas" of private medical repatriations. 60 Case W. Res. L. Rev. 281-301 (2009).

### 4 CHARLESTON LAW REVIEW, NO. 3, SPRING, 2010.

Symposium: Crime and Punishment. 4 Charleston L. Rev. 437-678 (2010).

Batey, Robert. Moll Flanders: a (cautionary) handbook on criminal advocacy. 4 Charleston L. Rev. 437-477 (2010).

Blume, John H., Sheri L. Johnson, Emily C. Paavola and Keir M. Weyble. When lightning strikes back: South Carolina's return to the unconstitutional, standardless capital sentencing regime of the pre-**Furman** era. 4 Charleston L. Rev. 479-535 (2010).

Broughton, J. Richard. Some reflections on conservative politics and the limits of the criminal sanction. 4 Charleston L. Rev. 537-567 (2010).

Cooley, Craig M. Advancing DNA technology and evolving standards of decency: do capital prisoners have an Eighth Amendment right to post-conviction DNA testing in light of **Osborne**? 4 Charleston L. Rev. 569-618 (2010).

Dooley, Daniel V., Sr. and Mark Radke. Does severe punishment deter financial crimes? 4 Charleston L. Rev. 619-659 (2010).

Lain, Corinna Barrett. Lessons learned from the evolution of "evolving standards." 4 Charleston L. Rev. 661-678 (2010).

### 41 COLUMBIA HUMAN RIGHTS LAW REVIEW, NO. 3, SPRING, 2010.

Bennoune, Karima. Remembering the other's others: theorizing the approach of international law to Muslim fundamentalism. 41 Colum. Hum. Rts. L. Rev. 635-698 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 20

September 24, 2010

Merriam, Jesse. Establishment Clause-trophobia: building a framework for escaping the confines of domestic church-state jurisprudence. 41 Colum. Hum. Rts. L. Rev. 699-764 (2010).

Tomasovic, Elizabeth K. Robbed of reproductive justice: the necessity of a global initiative to provide redress to Roma women coercively sterilized in Eastern Europe. 41 Colum. Hum. Rts. L. Rev. 765-823 (2010).

Scully, Katherine. Note. Blocking exit, stopping voice: how exclusion from labor law protection puts domestic workers at risk in Saudi Arabia and around the world. 41 Colum. Hum. Rts. L. Rev. 825-881 (2010).

Shah, Meera Rajinikant. Note. Unnecessary complications for basic obligations: **Medellín v. Texas** and Common Article 3. (**Medellín v. Texas**, 552 U.S. 491, 2008.) 41 Colum. Hum. Rts. L. Rev. 883-923 (2010).

### 43 CREIGHTON LAW REVIEW, NO. 3, APRIL, 2010.

Symposium on Estate Planning: Moral, Religious and Ethical Perspectives. 43 Creighton L. Rev. 637-992 (2010).

Caron, Paul L. **Tepoel Lecture**. The costs of estate tax dithering. 43 Creighton L. Rev. 637-656 (2010).

The Practitioner's Perspective: Insight From Estate Planning Attorneys. Mary A. Donovan, Craig V. McGarry and John N. Sulentic, panelists. 43 Creighton L. Rev. 657-668 (2010).

Kreiczer-Levy, Shelly. Religiously inspired gender-bias disinheritance—what's law got to do with it? 43 Creighton L. Rev. 669-692 (2010).

Prebble, Zoë and John Prebble. The morality of tax avoidance. 43 Creighton L. Rev. 693-745 (2010).

Siegel, Mark R. Who should bear the bite of estate taxes on non-probate property? 43 Creighton L. Rev. 747-784 (2010).

Summerfield, Jason N. Disinheritance in New York State: legacies we do and do not leave. 43 Creighton L. Rev. 785-814 (2010).

Wendel, Peter T. The succession rights of adopted adults: trying to fit a square peg into a round hole. 43 Creighton L. Rev. 815-854 (2010).

Knowles, Michael S. Note. Keep your friends close and the laymen closer: state bar association can combat the problems associated with nonlawyers engaging in the unauthorized practice of estate planning through a certification system. 43 Creighton L. Rev. 855-903 (2010).

Patterson, Benjamin D. Note. The Uniform Trust Code revives the historical purposes of trusts and reiterates the importance of the settlor's intent. 43 Creighton L. Rev. 905-944 (2010).

Schmidt, Michael. Note. **Negron v. United States**: the Sixth Circuit improperly applied the Eighth Circuit's unreasonable and unrealistic results exception resulting in its conclusion that the IRS annuity tables must be used to value an annuity with a marketability restriction. (**Negron v. United States**, 553 F.3d 1013, 2009.) 43 Creighton L. Rev. 945-992 (2010).

### 2 DREXEL LAW REVIEW, NO. 2, SPRING, 2010.

Symposium: Perspectives on Fundamental Rights in South Asia. 2 Drexel L. Rev. 361-626 (2010).

Kalhan, Anil. Preface. Symposium: Perspectives on Fundamental Rights in South Asia. 2 Drexel L. Rev. 361-364 (2010).

Galanter, Marc. Foreword: world of our cousins. 2 Drexel L. Rev. 365-371 (2010).

Shankar, Shylashri. The substance of the Constitution: engaging with foreign judgments in India, Sri Lanka, and South Africa. 2 Drexel L. Rev. 373-425 (2010).

Wickery, Elisabeth. No justice, no peace: conflict, socioeconomic rights, and the new Constitution in Nepal. 2 Drexel L. Rev. 427-490 (2010).

Shah, Payal. Uterine prolapse and maternal morbidity in Nepal: a human rights imperative. 2 Drexel L. Rev. 491-536 (2010).

Ashai, Sehla. The Jammu and Kashmir state subjects controversy of 2004. 2 Drexel L. Rev. 537-555 (2010).

Banerjee, Arpan. Political censorship and Indian cinematographic laws: a functionalist-liberal analysis. 2 Drexel L. Rev. 557-626 (2010).

### 48 DUQUESNE LAW REVIEW, NO. 2, SPRING, 2010.

Engendering Hope in the Legal Writing Classroom: Pedagogy, Curriculum, and Attitude. 48 Duq. L. Rev. 199-558 (2010).

Levine, Jan M. Foreword. 48 Duq. L. Rev. 199-201 (2010).

Martin, Allison D. and Kevin L. Rand. The future's so bright, I gotta wear shades: law school through the lens of hope. 48 Duq. L. Rev. 203-231 (2010).

Glencer, Julia, Erin Karsman, Jan M. Levine and Tara Wilke. The fruits of hope: student evaluations. 48 Duq. L. Rev. 233-272 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 21

September 24, 2010

Campbell, Camille Lamar. How to use a tube top and a dress code to demystify the predictive writing process and build a framework of hope during the first weeks of class. 48 Duq. L. Rev. 273-324 (2010).

Becker, Ted. If I had a hammer: can Shepardizing, synthesis, and other tools of legal writing help build hope for law students? 48 Duq. L. Rev. 325-347 (2010).

Bartholomew, Christine Pedigo and Johanna Oreskovic. Normalizing trepidation and anxiety. 48 Duq. L. Rev. 349-383 (2010).

Wallinger, Carol L. Autonomy support 101: how using proven autonomy support techniques can increase law student autonomy, engender hope, and improve outcomes. 48 Duq. L. Rev. 385-402 (2010).

Enns, Terri L. Students critiquing novice writing: building hope by building bridges. 48 Duq. L. Rev. 403-422 (2010).

Abrams, Jamie R. A synergistic pedagogical approach to first-year teaching. 48 Duq. L. Rev. 423-453 (2010).

Moylan, Mary-Beth and Stephanie Thompson. Enduring hope? A study of looping in law school. 48 Duq. L. Rev. 455-471 (2010).

Brunner, Barbara J. Before they even start: hope and incoming 1Ls. 48 Duq. L. Rev. 473-498 (2010).

Mika, Karin. Would you say that to your children? Enhancing learning through improved communication. 48 Duq. L. Rev. 499-511 (2010).

Cochran, Rebecca A. Hope, again: hope theory in bar exam preparation. 48 Duq. L. Rev. 513-532 (2010).

Keene, Sherri Lee. It was the best of practice, it was the worst of practice: moving successfully from the courtroom to the classroom. 48 Duq. L. Rev. 533-558 (2010).

### 18 ELDER LAW JOURNAL, NO. 1, PP. 1-212, 2010.

Collier, Victoria L. and Drew Early. Cracks in the armor: due process, attorney's fees, and the Department of Veterans Affairs. 18 Elder L.J. 1-23 (2010).

Schuck, Peter H. The golden age of aging, and its discontents. 18 Elder L.J. 25-70 (2010).

Jacobsen, Michael D. Note. Old school? O.K.: no need to return to mandatory retirement in higher education. 18 Elder L.J. 71-98 (2010).

Kuntz, Elaine S. Note. Social security systems around the world: do cultural priorities affect their development? 18 Elder L.J. 99-132 (2010).

White, Melissa C. The eternal flame: capacity to consent to sexual behavior among nursing home residents with dementia. 18 Elder L.J. 133-158 (2010).

Wilson, Michael R. The policymaker's handbook to entitlement reform: a new approach to saving our seniors. 18 Elder L.J. 159-190 (2010).

Carlson, Eric M. Trends and tips in long-term care: who benefits—or loses—from expanded choices? 18 Elder L.J. 191-212 (2010).

### 11 FLORIDA COASTAL LAW REVIEW, NO. 2, WINTER, 2010.

Symposium: Therapeutic Jurisprudence. 11 Fla. Coastal L. Rev. 107-390 (2010).

Cerminara, Kathy L. Pandora's dismay: eliminating coverage-related barriers to hospice care. 11 Fla. Coastal L. Rev. 107-154 (2010).

Kierstead, Shelley. Retroactive child support—a tangle of competing interests. 11 Fla. Coastal L. Rev. 155-187 (2010).

Winick, Bruce J. and Alina M. Perez. Aging, driving, and public health: a therapeutic jurisprudence approach. 11 Fla. Coastal L. Rev. 189-236 (2010).

Freeman, Marsha B. Florida collaborative family law: the good, the bad, and the (hopefully) getting better. 11 Fla. Coastal L. Rev. 237-256 (2010).

Yamada, David C. Employment law as if people mattered: bringing therapeutic jurisprudence into the workplace. 11 Fla. Coastal L. Rev. 257-288 (2010).

Adcock, Cynthia F. The collateral anti-therapeutic effects of the death penalty. 11 Fla. Coastal L. Rev. 289-320 (2010).

### 53 HOWARD LAW JOURNAL, NO. 2, WINTER, 2010.

Third Annual Vinson & Elkins LLP/Howard Law Journal Symposium. Wealth Distribution and the U.S. Tax System. 53 How. L.J. 245-366 (2010).

Bullock, Alice Gresham. Introduction. 53 How. L.J. 245-248 (2010).

Bullock, Alice Gresham. The tax code, the tax gap, and income inequality: the middle class squeeze. 53 How. L.J. 249-282 (2010).

Jefferson, Regina T. Redistribution in the private retirement system: who wins and who loses? 53 How. L.J. 283-318 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 22

September 24, 2010

Moran, Beverly. Wealth redistribution and the income tax. 53 How. L.J. 319-336 (2010).

Thompson, Samuel C., Jr. Assessing the following systems for taxing foreign-source active business income: deferral, exemption, and imputation. 53 How. L.J. 337-366 (2010).

Rice, Susan E. **Clarence Clyde Ferguson, Jr. Annual Lecture.** America and the United Nations in a new era of engagement. 53 How. L.J. 367-376 (2010).

Deans, Shuana M. Comment. The forgotten side of the battlefield in America's war on infidelity: a call for the revamping, reviving, and reworking of criminal conversation and alienation of affections. 53 How. L.J. 377-419 (2010).

Rutledge, Emily C. Comment. Healing jurisprudential "bruises": a critique of the failure of due process to account for the intersection of race, class, in the post-**Castle Rock** era. (**Town of Castle Rock v. Gonzales**, 545 U.S. 748, 2005.) 53 How. L.J. 421-465 (2010).

Sparrow, X. Blake. Comment. Should the scope of work product immunity and the duty to preserve be coextensive?: anticipating litigation in a world of electronically stored information. 53 How. L.J. 467-512 (2010).

Thomas, Jennifer Dianne. Comment. Mandatory wellness programs: a plan to reduce health care costs or a subterfuge to discriminate against overweight employees. 53 How. L.J. 513-555 (2010).

### **85 INDIANA LAW JOURNAL, NO. 3, SUMMER, 2010.**

Appleman, Laura I. The plea jury. 85 Ind. L.J. 731-776 (2010).

Dombalagian, Onnig H. Requiem for the bulge bracket?: revisiting investment bank regulation. 85 Ind. L.J. 777-849 (2010).

James, Osamudia R. Dog wags tail: the continuing viability of minority-targeted aid in higher education. 85 Ind. L.J. 851-892 (2010).

Kim, Suzanne A. Marital naming/naming marriage: language and status in family law. 85 Ind. L.J. 893-953 (2010).

Ouellette, Alicia. Shaping parental authority over children's bodies. 85 Ind. L.J. 955-1002 (2010).

Risch, Michael. Patent challenges and royalty inflation. 85 Ind. L.J. 1003-1057 (2010).

Samuels, Joel H. When is an alternative forum available? Rethinking the *forum non conveniens* analysis. 85 Ind. L.J. 1059-1112 (2010).

Waldman, Emily Gold. Regulating student speech: suppression versus punishment. 85 Ind. L.J. 1113-1147 (2010).

Magaro, Marshall M. Note. Two birds, one stone: achieving corporate social responsibility through the shareholder-primacy norm. 85 Ind. L.J. 1149-1167 (2010).

Williams, Onika K. Note. The suppression of a *saggin* expression: exploring the "saggy pants" style within a First Amendment context. 85 Ind. L.J. 1169-1196 (2010).

### **95 IOWA LAW REVIEW, NO. 4, MAY, 2010.**

#### **In Honor of Dean Carolyn C. Jones**

Andersen, Eric G. Tribute to Dean Carolyn C. Jones. [Includes photograph.] 95 Iowa L. Rev. 1069-1071 (2010).

Boyle, Cynthia M. and Theodore J. Patton. In recognition of Dean Carolyn Jones. 95 Iowa L. Rev. 1073-1074 (2010).

Boardman, Michelle. Insuring understanding: the tested language defense. 95 Iowa L. Rev. 1075-1124 (2010).

Brilmayer, Lea and Raechel Anglin. Choice of law theory and the metaphysics of the stand-alone trigger. 95 Iowa L. Rev. 1125-1178 (2010).

Crain, Marion. Managing identity: buying into the brand at work. 95 Iowa L. Rev. 1179-1258 (2010).

Gey, Steven G. Why should the First Amendment protect government speech when the government has nothing to say? 95 Iowa L. Rev. 1259-1314 (2010).

Bockman, Collin R. Note. Cybernetic-enhancement technology and the future of disability law. 95 Iowa L. Rev. 1315-1340 (2010).

Meusch, Jacob E. Note. Equal education opportunity and the pursuit of "just schools": the Des Moines Independent Community School District rethinks diversity and the meaning of "minority student." 95 Iowa L. Rev. 1341-1367 (2010).

Seite, Evan L. Note. Language legislation in Iowa: lessons learned from the enactment and application of the Iowa English Language Reaffirmation Act. 95 Iowa L. Rev. 1369-1399 (2010).

### **10 JOURNAL OF APPELLATE PRACTICE AND PROCESS, NO. 2, FALL, 2009.**

May, Nancy Bellhouse. Foreword. Justice Frankfurter, books, and the law. 10 J. App. Prac. & Process v-vi (2009).

Aldisert, Hon. Ruggero J. Judicial declaration of public policy. 10 J. App. Prac. & Process 229-245 (2009).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 23

September 24, 2010

Kravitz, Hon. Mark R. Written and oral persuasion in the United States courts: a district judge's perspective on their history, function, and future. 10 J. App. Prac. & Process 247-272 (2009).

Shapiro, Akiva. Should the courts save taxpayer standing? Interpreting **Hein v. Freedom from Religion Foundation** narrowly through the lens of Judicial-Branch spending. 10 J. App. Prac. & Process 273-320 (2009).

Wisotsky, Steven. How to interpret statutes—or not: plain meaning and other phantoms. 10 J. App. Prac. & Process 321-346 (2009).

Books and judges: books for judges. 10 J. App. Prac. & Process 347-392 (2009).

Huang, Peter O. Recent Supreme Court patent decisions: the trend to limit the power of patent holders. 10 J. App. Prac. & Process 393-400 (2009).

Higginbotham, Patrick E. Narratives drawn from rich experience: Mayer Brown's Federal Appellate Practice. 10 J. App. Prac. & Process 401-402 (2009).

### 13 JOURNAL OF HEALTH CARE LAW & POLICY, NO. 2, PP. 203-524, 2010.

Symposium. Emerging Issues in Food and Drug Law: A National Conference for Lawyers, Policy-Makers, and Corporate Leaders. 13 J. Health Care L. & Pol'y 203-283 (2010).

von Eschenbach, Andrew C. Continuing the restoration and transformation of the FDA. 13 J. Health Care L. & Pol'y 203-209 (2010).

Senger, Jeffrey M. Emerging issues in FDA regulation: warning letters, Internet promotion, and tobacco. 13 J. Health Care L. & Pol'y 211-223 (2010).

Lietzan, Erika Fisher and Sarah E. Pitlyk. Thoughts on preemption in the wake of the **Levine** decision. 13 J. Health Care L. & Pol'y 225-255 (2010).

Kelly, Jeremiah J. Follow-on biologics: legal, scientific, and policy considerations. 13 J. Health Care L. & Pol'y 257-268 (2010).

Bragg, Jennifer L. and Maya P. Florence. Life with a REMS: challenges and opportunities. 13 J. Health Care L. & Pol'y 269-283 (2010).

Sawicki, Nadia N. Character, competence, and the principles of medical discipline. 13 J. Health Care L. & Pol'y 285-323 (2010).

Yearby, Ruqaiyah. Litigation, integration, and transformation: using Medicaid to address racial inequities in health care. 13 J. Health Care L. & Pol'y 325-391 (2010).

Chirba-Martin, Mary Ann. ERISA preemption of state "play or pay" mandates: how PPACA clouds an already confusing picture. 13 J. Health Care L. & Pol'y 393-421 (2010).

Frankenfield, Christopher J. The relationship between ERISA, state and local health care experimentation, and the passage of national health care reform. 13 J. Health Care L. & Pol'y 423-457 (2010).

Buhay, Mariestela. Comment. Off-label drug promotion is lost in translation: a prescription for a public health approach to regulating the pharmaceutical industry's right to market and sell its products. 13 J. Health Care L. & Pol'y 459-493 (2010).

Klemm, Sara. Comment. Keeping prevention in the crosshairs: a better HIV exposure law for Maryland. 13 J. Health Care L. & Pol'y 495-524 (2010).

### 28 JOURNAL OF LAW AND POLICY, NO. 1, PP. 1-540, 2009.

Symposium: Getting It Right: The Government's Role in Housing and Economic Development. 28 J.L. & Pol'y 1-293 (2009).

Beach, Benjamin S. Using government policy to create middle class green construction careers. 28 J.L. & Pol'y 1-60 (2009).

Chase, Arlo. Rethinking the homeownership society: rental stability alternative. 28 J.L. & Pol'y 61-119 (2009).

Fisher, Linda E. Target marketing of subprime loans: racialized consumer fraud & reverse redlining. 28 J.L. & Pol'y 121-155 (2009).

Salkin, Patricia E. and Amy Lavine. Community benefits agreements and comprehensive planning: balancing community empowerment and the police power. 28 J.L. & Pol'y 157-216 (2009).

Stanton, Thomas H. The failure of Fannie Mae and Freddie Mac and the future of government support for the housing finance system. 28 J.L. & Pol'y 217-261 (2009).

Taylor, Winnie F. Eliminating racial discrimination in the subprime mortgage market: proposals for fair lending reform. 28 J.L. & Pol'y 263-293 (2009).

Bernstein, Anita. Fellow-feeling and gender in the law of personal injury. 28 J.L. & Pol'y 295-381 (2009).

Isaacs, Daniel C. Note. **Miranda's** application to the expanding **Terry** stop. (**Miranda v. Arizona**, 384 U.S. 436, 1966; **Terry v. Ohio**, 392 U.S. 1, 1968.) 28 J.L. & Pol'y 383-417 (2009).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 24

September 24, 2010

Morris, Melissa L. Note. How streaming audio and video change the playing field for copyright claims. 28 J.L. & Pol'y 419-457 (2009).

Nielsen, Jamie. Note. Locking down our borders: how anti-immigration sentiment led to unconstitutional legislation and the erosion of fundamental principles of American government. 28 J.L. & Pol'y 459-501 (2009).

Southard, Katharine. Note. One step forward, two steps back: how mandating the human papillomavirus vaccine will increase the use of vaccine exemptions and negatively impact our nation's health. 28 J.L. & Pol'y 503-540 (2009).

### 34 LEGAL STUDIES FORUM, NO. 2, PP. 329-684, 2010.

A Gathering of Poets & Writers: Featuring the Literary Works of Lawyers. 34 Legal Stud. F. 329-684 (2010).

Non-Fiction. 34 Legal Stud. F. 392-466 (2010).

Poetry. 34 Legal Stud. F. 467-594 (2010).

Stories. 34 Legal Stud. F. 595-674 (2010).

Acknowledgements. 34 Legal Stud. F. 675-676 (2010).

About the authors. 34 Legal Stud. F. 677-684 (2010).

### 3 LIBERTY UNIVERSITY LAW REVIEW, NO. 2, SPRING, 2009.

Symposium. [Intelligent Design.] 3 Liberty U. L. Rev. 203-574 (2009).

Horneman, Hosea M., Articles and Book Reviews Editor. Foreword. 3 Liberty U. L. Rev. 203-211 (2009).

Calvert, John H. **Kitzmiller's** error: defining "religion" exclusively rather than inclusively. 3 Liberty U. L. Rev. 213-328 (2009).

Buckles, Johnny Rex. The constitutionality of the monkey wrench: exploring the case for intelligent design. 3 Liberty U. L. Rev. 329-401 (2009).

Luskin, Casey. Zeal for Darwin's house consumes them: how supporters of evolution encourage violations of the Establishment Clause. 3 Liberty U. L. Rev. 403-489 (2009).

Sisson, Edward Hawkins. A Socrates in judicial robes: an address to trial judges who preside over cases involving intelligent design. 3 Liberty U. L. Rev. 491-541 (2009).

Mouly, Barbara Ruth. Intelligent design and tort law: partners in a unified theory of causation. 3 Liberty U. L. Rev. 543-574 (2009).

### 56 LOYOLA LAW REVIEW, NO. 1, SPRING, 2010.

Metzger, Ernest. Adam Smith's historical jurisprudence and the "method of the civilians." 56 Loy. L. Rev. 1-32 (2010).

Malloy, Robin Paul. Adam Smith in the courts of the United States. 56 Loy. L. Rev. 33-94 (2010).

McLean, Iain and Scot M. Peterson. Adam Smith at the Constitutional Convention. 56 Loy. L. Rev. 95-133 (2010).

Ciolino, Dane S. and Monica Hof Wallace. Recodifying emancipation: a précis of the 2009 revision of Louisiana emancipation law. 56 Loy. L. Rev. 135-153 (2010).

Stephenson, Gail S. Reaching the top of the docket: Louisiana's preference system. 56 Loy. L. Rev. 155-220 (2010).

Boron, Justin J. Comment. *Admissibility tolerance*: limited latitude for summary judgment material under Rule 56. 56 Loy. L. Rev. 221-278 (2010).

Cummings, John E. Comment. The cost of crazy: how therapeutic jurisprudence and mental health courts lower incarceration costs, reduce recidivism, and improve public safety. 56 Loy. L. Rev. 279-310 (2010).

Peterson, Megan S. Casenote. Clinical book-cooking: **United States v. Palazzo** and the dilemma of attaching criminal liability to experimental drug investigators for faulty record-keeping. (**United States v. Palazzo**, 558 F.3d 400, 2009, *cert. denied*, 130 S. Ct. 196, 2009.) 56 Loy. L. Rev. 311-336 (2010).

### 14 MARQUETTE INTELLECTUAL PROPERTY LAW REVIEW, NO. 2, SUMMER, 2010.

Duffy, John F. **Honorable Helen Wilson Nies Memorial Lecture**. Innovation and recovery. 14 Marq. Intell. Prop. L. Rev. 237-268 (2010).

Oppenheimer, Max Stul. The time and place for "technology-shifting" rights. 14 Marq. Intell. Prop. L. Rev. 269-320 (2010).

Su, Yi-Chen. What about know-how: heightened obviousness and lowered disclosure is not a panacea to the American patent system for biotechnology medication and pharmaceutical inventions in the post-KSR era. 14 Marq. Intell. Prop. L. Rev. 321-369 (2010).

Dill, Jesse R. Comment. Prossessing trademarks: can Blackstone or Locke apply to fast food, grocery stores, and virtual sex toys? (**McCurry Restaurant v. McDonald's Corp.**, Rayuan Sivil No. W-02-1037, 2006; **Grupo Gigante SA De CV v. Dallo & Co.**, 391 F.3d 1088, 2004.) 14 Marq. Intell. Prop. L. Rev. 371-392 (2010).



## CURRENT INDEX TO LEGAL PERIODICALS

Page 25

September 24, 2010

Moran, Michelle. Comment. Quilt artists: left out in the cold by the Visual Artists Rights Act of 1990. 14 Marq. Intell. Prop. L. Rev. 393-409 (2010).

Steele, Laura D. Actual or hypothetical: determining the proper test for trademark licensee rights in bankruptcy. 14 Marq. Intell. Prop. L. Rev. 411-440 (2010).

An Uncomfortable Fit?: Intellectual Property Policy and the Administrative State. Kali Murray, moderator; Sapna Kumar, Jason Mazzone, Hannibal Travis and Jasmine Abdel-khalik, panelists. 14 Marq. Intell. Prop. L. Rev. 441-469 (2010).

McDermott, Rick. Lessons learned from fifteen years in the trenches of patent litigation. 14 Marq. Intell. Prop. L. Rev. 471-480 (2010).

### 29 MISSISSIPPI COLLEGE LAW REVIEW, NO. 2, PP. 313-468, 2010.

Symposium: Health Care Reform. 29 Miss. C.L. Rev. 313-426 (2010).

Will, Jonathan F. Diagnosing American health care: economic stakeholders and bioethical considerations. 29 Miss. C.L. Rev. 313-317 (2010).

Buchanan, Neil H. Medicare meets Mephistopheles: health care, government spending, and economic prosperity. 29 Miss. C.L. Rev. 319-334 (2010).

Chandler, Seth J. The architecture of contemporary healthcare reform and effective marginal tax rates. 29 Miss. C.L. Rev. 335-378 (2010).

Davis, Dena S. Contraception, abortion, and health care reform: finding appropriate moral ground. 29 Miss. C.L. Rev. 379-386 (2010).

Smith, W. Thomas. An overview of long-term care services and support in America. 29 Miss. C.L. Rev. 387-407 (2010).

Perry, Joshua E. A missed opportunity: health care reform, rhetoric, ethics and economics at the end of life. 29 Miss. C.L. Rev. 409-426 (2010).

Berjis, Malosack. Student article. Human embryonic stem cell research and surplus embryos: a moral argument. 29 Miss. C.L. Rev. 427-445 (2010).

Quimby, Robert. Note. The withering of our democratic principles: **Frame v. City of Arlington** and why (for now?) the ADA no longer represents their full flowering. (**Frame v. City of Arlington**, 575 F.3d 432, 2009.) 29 Miss. C.L. Rev. 447-468 (2010).

### 18 NEW YORK UNIVERSITY ENVIRONMENTAL LAW JOURNAL, NO. 2, PP. 221-454, 2010.

Vandenbergh, Michael P. and Mark A. Cohen. Climate change governance: boundaries and leakage. 18 N.Y.U. Env'tl. L.J. 221-292 (2010).

Wagner, Wendy, Elizabeth Fisher and Pasky Pascual. Misunderstanding models in environmental and public health regulation. 18 N.Y.U. Env'tl. L.J. 293-356 (2010).

Pillai, Bharathi. Note. Moving forward to 2012: an evaluation of the clean development mechanism. 18 N.Y.U. Env'tl. L.J. 357-411 (2010).

Spiegel, Danielle. Note. Can the public trust doctrine save western groundwater? 18 N.Y.U. Env'tl. L.J. 412-453 (2010).

### 35 NORTH CAROLINA JOURNAL OF INTERNATIONAL LAW AND COMMERCIAL REGULATION, NO. 3, SPRING, 2010.

Kelley, Thomas. Beyond Washington consensus and new institutionalism: what is the future of law and development? 35 N.C. J. Int'l L. & Com. Reg. 539-554 (2010).

Dickerson, Claire Moore. The future of international law and development: flying under the radar. 35 N.C. J. Int'l L. & Com. Reg. 555-570 (2010).

Gathii, James Thuo. African regional trade agreements as flexible legal regimes. 35 N.C. J. Int'l L. & Com. Reg. 571-667 (2010).

Flowe, Meredith. Comment. The international market for trafficking in persons for the purpose of sexual exploitation: analyzing current treatment of supply and demand. 35 N.C. J. Int'l L. & Com. Reg. 669-721 (2010).

Twu, Marianne. Comment. A sanctuary for those who serve: United States Iraqi Special Immigrant Visa programs. 35 N.C. J. Int'l L. & Com. Reg. 723-760 (2010).

Atsem, Nana Adjoa. Note. **Choin v. Mukasey**: the road to permanent residency through U.S. citizen marriage and divorce. (**Choin v. Mukasey**, 537 F.3d 1116, 2008.) 35 N.C. J. Int'l L. & Com. Reg. 761-782 (2010).

### 62 OKLAHOMA LAW REVIEW, NO. 3, SPRING, 2010.

Coats, Andrew M. Foreword. 62 Okla. L. Rev. 379-381 (2010).

Burke, Bob and Justice Steven W. Taylor. Humble beginnings: a history of the OU College of Law. 62 Okla. L. Rev. 383-397 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 26

September 24, 2010

Henry, Gov. Brad. OU Law: cultivating character. 62 Okla. L. Rev. 399-406 (2010).

Monnet, Julien C. The latest phase of Negro disenfranchisement [1912 reprint from the Harvard Law Review.] 62 Okla. L. Rev. 407-426 (2010).

Tepker, Harry F. The Dean takes his stand: Julien Monnet's 1912 Harvard Law Review article denouncing Oklahoma's discriminatory grandfather clause. 62 Okla. L. Rev. 427-448 (2010).

Wattley, Cheryl Brown. Ada Lois Sipuel Fisher: how a "skinny little girl" took on the University of Oklahoma and helped pave the road to **Brown v. Board of Education**. 62 Okla. L. Rev. 449-495 (2010).

Brooks, Michael L. Note. Uncharted waters: the Supreme Court plots the course to a constitutional bright-line restriction on punitive awards in ... (**Exxon Shipping Co. v. Baker**, 128 S. Ct. 2605, 2008.) 62 Okla. L. Rev. 497-526 (2010).

Roye, N. Georgeann. Comment. High hopes hamstrung: how the "trial de novo" for termination of tenured teachers' contracts undermines school reform in Oklahoma. 62 Okla. L. Rev. 527-583 (2010).

Cromwell, Michael W. Comment. Cutting the fat out of health-care costs: why Medicare and Medicaid write-offs should not be recoverable under Oklahoma's collateral source rule. 62 Okla. L. Rev. 585-627 (2010).

### 12 SCHOLAR: ST. MARY'S LAW REVIEW ON MINORITY ISSUES, NO. 4, SPRING, 2010.

Cadik, Emily and Dori Glanz. Taking Texas back: a voter turnout analysis of South Texas. 12 Scholar 483-521 (2010).

Concepción, Roberto, Jr. Pre-employment credit checks: effectuating disparate impact on racial minorities under the guise of job-relatedness and business necessity. 12 Scholar 523-549 (2010).

Olivo, Andrew. Student essay. Secrets and lies: the intelligence community's "don't ask, don't tell." 12 Scholar 551-583 (2010).

Abodeely, Jennifer Ann. Comment. Thou shall not discriminate: a proposal for limiting First Amendment defenses to discrimination in public accommodations. 12 Scholar 585-615 (2010).

### 33 SUFFOLK TRANSNATIONAL LAW REVIEW, NO. 2, SUMMER, 2010.

Farrell, Brian. The right to *habeas corpus* in the inter-American human rights system. 33 Suffolk Transnat'l L. Rev. 197-224 (2010).

Kahn, Jordan C. Investment protection under the proposed ASEAN-United States free trade agreement. 33 Suffolk Transnat'l L. Rev. 225-256 (2010).

Kacker, Devyani. Coming full circle: the Rome Statute and the crime of aggression. 33 Suffolk Transnat'l L. Rev. 257-287 (2010).

Himmelberger, Adam W. Note. Tripartite convergence for certainty in merger review under China's Anti-Monopoly Law. 33 Suffolk Transnat'l L. Rev. 289-318 (2010).

Sieck, Daniel R. Note. Confronting the obsolescing bargain: transacting around political risk in developing and transitioning economies through renewable energy foreign direct investment. 33 Suffolk Transnat'l L. Rev. 319-345 (2010).

Avery, Ryan. Note. Fair shake or an offer they can't refuse? The protection of cooperating alien witnesses under United States law. 33 Suffolk Transnat'l L. Rev. 347-375 (2010).

Cafarelli, Amy. Case comment. Extradition law—criminal defendants extradited outside of treaties lack standing to assert rule of specialty. (**United States v. Valencia-Trujillo**, 573 F.3d 1171, 2009.) 33 Suffolk Transnat'l L. Rev. 377-389 (2010).

Feldman, Catherine Schulte. Case comment. Patent law—no infringement for extraterritorial completion of method patents. (**Cardiac Pacemakers, Inc. v. St. Jude Medical, Inc.**, 576 F.3d 1348, 2009.) 33 Suffolk Transnat'l L. Rev. 391-407 (2010).

### 45 TULSA LAW REVIEW, NO. 3, SPRING, 2010.

Symposium: Regulation and Recession: Causes, Effects, and Solutions for Financial Crises. 45 Tulsa L. Rev. 385-549 (2010).

Burden, Jared M. Symposium foreword. 45 Tulsa L. Rev. 385-391 (2010).

Morrissey, Daniel J. After the meltdown. 45 Tulsa L. Rev. 393-417 (2010).

Arnold, M. Thomas. "It's *déjà vu* all over again" using bounty hunters to leverage gatekeeper duties. 45 Tulsa L. Rev. 419-469 (2010).

Crespi, Gregory Scott. Green cards for foreign house buyers: a way to help stabilize housing prices. 45 Tulsa L. Rev. 471-493 (2010).

Hurley, Timothy R. Hidden in plain sight—VEBAs: shifting the risk of retiree benefits to retirees. 45 Tulsa L. Rev. 495-525 (2010).

Efrat, Rafael. Women entrepreneurs in bankruptcy. 45 Tulsa L. Rev. 527-549 (2010).

Burden, Jared M. Comment. Blowing bubbles: participations, derivatives, and how sharing risk creates banking crises. 45 Tulsa L. Rev. 551-574 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 27

September 24, 2010

### 39 UNIVERSITY OF BALTIMORE LAW REVIEW, NO. 3, SPRING, 2010.

Symposium. Applied Feminism and Marginalized Communities. 39 U. Balt. L. Rev. 335-422 (2010).

Gilman, Michele. Foreword. 39 U. Balt. L. Rev. 335-337 (2010).

Cahn, Naomi, Dina Haynes and Fionnuala Ní Aoláin. Returning home: women in post-conflict societies. 39 U. Balt. L. Rev. 339-369 (2010).

Gottlieb, Chris. Reflections on judging mothering. 39 U. Balt. L. Rev. 371-388 (2010).

Keels, Lisa M. "Substantially limited:" the reproductive rights of women living with HIV/AIDS. 39 U. Balt. L. Rev. 389-422 (2010).

Henderson, Ian W. Comment. Rights, regulations, and revolvers: Baltimore City's complex constitutional challenge following ... (**District of Columbia v. Heller**, 128 S. Ct. 2783, 2008.) 39 U. Balt. L. Rev. 423-466 (2010).

Abarbanel, Jay A. Comment. In light of **Crawford v. Washington** and the difficult nature of domestic violence prosecutions, Maryland should adopt legislation making admissible prior acts of domestic violence in domestic violence prosecutions. (**Crawford v. Washington**, 541 U.S. 36, 2004.) 39 U. Balt. L. Rev. 467-506 (2010).

### 58 UNIVERSITY OF KANSAS LAW REVIEW, NO. 5, JUNE, 2010.

Hoeflich, M.H. Just a scrap of history: Judge Cassius Gaius Foster and Major J.K. Hudson, "the fighting editor." 58 U. Kan. L. Rev. 1097-1118 (2010).

Meyer, Keith G. A garden variety of UCC issues dealing with agriculture. 58 U. Kan. L. Rev. 1119-1177 (2010).

Wilson, Melanie D. "You crossed the fog line!"—Kansas, pretext, and the Fourth Amendment. 58 U. Kan. L. Rev. 1179-1220 (2010).

Cross, Bill. Note. The NCAA as publicity enemy number one. 58 U. Kan. L. Rev. 1221-1244 (2010).

Mize, Ryan. Comment. From plausibility to clarity: an analysis of the implications of **Ashcroft v. Iqbal** and possible remedies. (**Ashcroft v. Iqbal**, 129 S. Ct. 1937, 2009.) 58 U. Kan. L. Rev. 1245-1278 (2010).

North, Evan E. Comment. Facebook isn't your space anymore: discovery of social networking websites. 58 U. Kan. L. Rev. 1279-1309 (2010).

Kansas Law Review Criminal Procedure Survey. 58 U. Kan. L. Rev. 1311-1423 (2010).

### 43 UNIVERSITY OF MICHIGAN JOURNAL OF LAW REFORM, NO. 4, SUMMER, 2010.

Broughman, Brian and Robert Cooter. Charity and information: correcting the failure of a disjunctive social norm. 43 U. Mich. J.L. Reform 871-904 (2010).

Grossman, Nadelle. Turning a short-term fling into a long-term commitment: board duties in a new era. 43 U. Mich. J.L. Reform 905-970 (2010).

Aronson, Ori. Inferiorizing judicial review: popular constitutionalism in trial courts. 43 U. Mich. J.L. Reform 971-1041 (2010).

Emerson, Robert W. The French *huissier* as a model for U.S. civil procedure reform. 43 U. Mich. J.L. Reform 1043-1135 (2010).

Menz, Jan P. Note. Citizen police: using the *qui tam* provision of the False Claims Act to promote racial and economic integration in housing. 43 U. Mich. J.L. Reform 1137-1174 (2010).

### 2 WASHINGTON UNIVERSITY JURISPRUDENCE REVIEW, MARCH, 2010.

Sagers, Chris. Understanding the recurrent crisis in legal romanticism: two criteria for coherent doubt. 2 Wash. U. Jur. Rev. 1-38 (2010).

Sherwin, Emily. The truth about property rules: some obstacles to the economic analysis of remedies. 2 Wash. U. Jur. Rev. 39-74 (2010).

Walt, Steven. Before the jurisprudential turn: Corbin and the mid-century opposition to **Erie**. 2 Wash. U. Jur. Rev. 75-137 (2010).

Carter, McCall C. Note. Morality, law, and the duty to act: creating a common law duty to act modeled after the responsibility to protect doctrine. 2 Wash. U. Jur. Rev. 138-163 (2010).

### 25 WISCONSIN JOURNAL OF LAW, GENDER & SOCIETY, NO. 1, SPRING, 2010.

Strasser, Mark. Interstate marriage recognition and the right to travel. 25 Wis. J.L. Gender & Soc'y 1-34 (2010).

McMahon, Stephanie Hunter. California women: using federal taxes to put the "community" in community property. 25 Wis. J.L. Gender & Soc'y 35-72 (2010).

Appell, Annette R. Controlling for kin: ghosts in the postmodern family. 25 Wis. J.L. Gender & Soc'y 73-136 (2010).

## CURRENT INDEX TO LEGAL PERIODICALS

Page 28

September 24, 2010

Hawley, Ashley. Comment. Taking a step forward or backward? The 2009 revisions to the FMLA regulations. 25 Wis. J.L. Gender & Soc'y 137-161 (2010).

McCann, Katrina. Comment. Transsexuals and Title VII: proposing an interpretation of ... (**Schroer v. Billington**, 577 F. Supp. 2d 293, 2008.) 25 Wis. J.L. Gender & Soc'y 163-184 (2010).

### **27 YALE JOURNAL ON REGULATION, NO. 2, SUMMER, 2010.**

Camacho, Alejandro E. Assisted migration: redefining nature and natural resource law under climate change. 27 Yale J. on Reg. 171-255 (2010).

Bebchuk, Lucian A., Alma Cohen and Holger Spamann. The wages of failure: executive compensation at Bear Stearns and Lehman 2000-2008. 27 Yale J. on Reg. 257-282 (2010).

Verret, J.W. Treasury Inc.: how the bailout reshapes corporate theory and practice. 27 Yale J. on Reg. 283-350 (2010).

Kimhi, Omer. Chapter 9 of the Bankruptcy Code: a solution in search of a problem. 27 Yale J. on Reg. 351-395 (2010).

Molk, Peter. Broadening the use of municipal mortgages. 27 Yale J. on Reg. 397-407 (2010).