

Louisiana Law Review

Volume 54
Number 1 *September 1993*

Article 2

9-1-1993

Contents

Follow this and additional works at: <https://digitalcommons.law.lsu.edu/lalrev>



Part of the Law Commons

Repository Citation

Contents, 54 La. L. Rev. (1993)

Available at: <https://digitalcommons.law.lsu.edu/lalrev/vol54/iss1/2>

This Front Matter is brought to you for free and open access by the Law Reviews and Journals at LSU Law Digital Commons. It has been accepted for inclusion in Louisiana Law Review by an authorized editor of LSU Law Digital Commons. For more information, please contact kreed25@lsu.edu.

Louisiana Law Review

CONTENTS

Issue Number 1

ARTICLES

- THE 21ST JOHN M. TUCKER, JR. LECTURE IN CIVIL
LAW Interpretation and Application of the Civil Code
and the Evaluation of Judicial Precedent
James L. Dennis 1
- Louisiana's New Divorce Legislation: Background and
Commentary
Kenneth Rigby
Katherine Shaw Spaht 19
- The Three Faces of ORPP: Value Clashes in the Law
Richard K. Greenstein 95
- Redhibition and Implied Warranties Under the 1993 Revision
of the Louisiana Law of Sales
George L. Bilbe 125
- The Internal Revenue Code's Assault on Buy-Sell
Agreements
Mark R. Siegel 149
- #### NOTES
- White v. Illinois* and the "Hearsay Clause" of the
Sixth Amendment
Hansel M. Harlan 177
- The Left-For-Dead Fiction of Corporate "Presence":
Is It Revived by *Burnham*?
Steven Mathew Wald 187

Issue Number 2**ARTICLES**

- Personal Liability For Corporate Participants Without Corporate Veil-Piercing: Louisiana Law
Glenn G. Morris 207
- Affirmative Action and the New Discrimination: A Reply to Duncan Kennedy
John Hasnas 263
- Maintaining Safety and Civility in Public Spaces: A Constitutional Approach to Aggressive Begging
Robert Teir 285
- Restitution for Intangible Gains
Paul T. Wangerin 339

COMMENTS

- The Conditional Sale in Louisiana Jurisprudence: Anatomy of a Synecdoche
Huey L. Golden 359
- We Left Them Off the List—Now What? Unscheduled Creditors in Chapter 7 Bankruptcies
J. Neal Prevost 389
- Federal Question Jurisdiction: Must a Defendant Have Minimum Contacts with the State Whose Long-Arm Statute is Used to Serve Process?
Lisa Rouchell 407

NOTES

- The Supreme Court Attempts to “Iron Out” the Wrinkles in *National Starch*
John Paul LeBlanc 437
- Asbestosis Litigation: Prescription, Contribution, Exposure, Insurance, and the Public Interest—A Casenote on *Cole v. Celotex Corp.*
George Robertson Murphy, III 467

Issue Number 3**DEDICATION**

- Retirement of George Willard Pugh, Julius B. Nachman Professor of Law, Louisiana State University
Lee Hargrave and Frank L. Maraist 489

Career and Bibliography of George Willard Pugh 491

ARTICLE

Louisiana Conflicts Law: Two "Surprises"
Symeon C. Symeonides 497

FORUM JURIDICUM

Article 2324: The Discombobulating State of Solidarity in Post Tort
Reform Louisiana
Thomas C. Galligan, Jr. 551

Tort Immunity Revisited: What is the Present Test for Statutory
Employer?
Janice M. Church 587

REVIEW OF RECENT DEVELOPMENTS: 1992-1993

Bankruptcy
*Judge Louis M. Phillips and
Diane Sciacca* 599

Insurance
*W. Shelby McKenzie and
H. Alston Johnson* 651

Louisiana Civil Procedure
Howard W. L'Enfant 667

Louisiana Constitutional Law
John Devlin 683

Matrimonial Regimes
Lee Hargrave 733

Mineral Rights
Patrick H. Martin 747

Obligations
*Bruce V. Schewe and
Kent A. Lambert* 763

Professional Responsibility
Warren L. Mengis 777

Security Devices
Thomas A. Harrell 791

Torts

William E. Crawford 807

Workers' Compensation

H. Alston Johnson 817

BOOK REVIEW

The Louisiana Civil Code: A European Legacy for the United States

Robert A. Pascal 827

Issue Number 4

DEDICATION

Dedication: Donald Theodore Trautman

Arthur T. von Mehren 833Some Thoughts on Choice of Law, Judicial Discretion,
and the ALI's Complex Litigation Project*Donald T. Trautman* 835

INTRODUCTION

The ALI's Complex Litigation Project: Commencing
the National Debate*Symeon C. Symeonides* 843Appendix: American Law Institute Complex Litigation
Project: Proposed Final Draft

881

ARTICLES

Interstate Consolidation: A Comparison of the ALI Project
with the Uniform Transfer of Litigation Act*Edward H. Cooper* 897The Complex Litigation Project's Tort
Choice-of-Law Rules*Friedrich K. Juenger* 907The Choice-of-Law Dispute in Comprehensive Environmental
Coverage Litigation: Has Help Arrived from the American
Law Institute Complex Litigation Project?*Peter J. Kalis*
James R. Segerdahl
John T. Waldron, III 925The Conflicts Provisions of the ALI's Complex Litigation
Project: A Glass Half Full?*P. John Kozyris* 953

- Unfinished Symphony: The Complex Litigation
Project Rests
Linda S. Mullenix 977
- Choice of Law in Air Disaster Cases: Complex Litigation
Rules and the Common Law
James A. R. Nafziger 1001
- The Complex Litigation Project's Proposal for Federally-
Mandated Choice of Law in Mass Tort Cases: Another
Assault on State Sovereignty
Robert A. Sedler 1085
- Section 6.01 of the ALI's Complex Litigation Project:
Function Follows Form
David E. Seidelson 1111
- Reform Aspirations of the Complex Litigation Project
Gene R. Shreve 1139
- The ALI's Complex Litigation Project: A State
Judge's View
Herbert P. Wilkins 1155

Issue Number 5

ARTICLES

- The American Constitutional Experience: Remarks of the Chief Justice
William H. Rehnquist 1161
- Civil Liability for Abuse of Right: Something Old, Something New. . .
A.N. Yiannopoulos 1173
- Reconstructing the Grounds for Interdiction
Jeanne Louise Carriere 1199
- Developments in Lease Law 1992-1993
Richard D. Moreno 1237
- A Civil Law to Common Law Dictionary
N. Stephan Kinsella 1265

COMMENTS

- Admissibility of Expert Testimony After *Daubert* and *Foret*: A Wider
Gate, A More Vigilant Gatekeeper
Bonnie J. Davis 1307

When Appearance Matters: Reapportionment Under the Voting Rights Act and *Shaw v. Reno*

Tricia Ann Martinez 1335

Louisiana and the Justification for a Protective Frisk for Weapons

John P. Murrill 1369

NOTES

Woodlawn Park Limited Partnership v. Doster Construction Company, Inc.: Disclosing Undisclosed Agency Law in Louisiana

Thomas P. LeBlanc 1395

The Battle of Removal—Is Delay the Ultimate Weapon?: A Note on *Martine v. National Tea Company*

Gordon D. Polozola 1419

BOOK REVIEW

Louisiana Legal Memoirs: Law in the Cajun Nation

Paul R. Baier 1443

Issue Number 6

THE CIVIL RIGHTS ACT OF 1991: A SYMPOSIUM

Introduction: A Brief Legislative History of the Civil Rights Act of 1991

Roger Clegg 1459

Enforcement Issues: A Practical Overview

Glen D. Nager
Julia M. Broas 1473

Disparate Impact: History and Consequence

C. Boyden Gray 1487

The Bar Against Challenges to Employment Discrimination Consent Decrees: A Public Choice Perspective

John O. McGinnis 1507

Alternative Dispute Resolution of Employment Discrimination Claims

R. Gaull Silberman
Susan E. Murphy
Susan P. Adams 1533

Congressional Self-Exemption from the Employment Discrimination Laws: A Rational Choice Analysis of the Civil Rights Act of 1991

Nelson Lund 1559

1993-1994]

LAW REVIEW INDEX

Epilogue: Civil Rights in the Eighties and Nineties
Roger Clegg 1605

ARTICLES

Recent Developments in the Law of Joint and Several Liability and
the Impact of Plaintiff's Employer's Fault
Edward J. Kionka 1619

COMMENTS

Solidary Liability in Louisiana Tort Law, Article 2324:
Amendments and Ambiguities
Chris J. LeBlanc 1637

Fixing the Right of Passage from an Enclosed Estate: Deciding
Where to Break Out Using Louisiana Civil Code Article 692
C. Sherburne Sentell, III 1659

NOTES

Reves v. Ernst & Young: Is RICO Corrupt?
J. Todd Benson 1685

Fraying the Hangman's Knot?: *State v. Michael Owen Perry*
David P. S. Charitat 1701

Analyzing Seizures Under the Louisiana Constitution After *State v.*
Tucker: A Different Perspective
Trevor V. Davis 1731

State Farm Mutual Automobile Insurance Co. v. Azhar: Protecting
the New Victims of "Hit and Run" in Underinsured Motorist
Coverage—Insurance Companies
James Thomas Rivera 1743

Daigle v. Clemco Industries: Panacea or Pandora's Box?
Charles F. Seemann III 1771