AUTHOR INDEX

ADAMS, Edward S. & David E. Runkle
The Easy Case for Derivatives Use: Advocating a Corporate Fiduciary Duty to Use Derivatives .............. 595

AMAR, Vikram David
The People Made Me Do It: Can the People of the States Instruct and Coerce Their State Legislatures in the Article V Constitutional Amendment Process? ... 1037

ARONS, Jessica R.
Misconceived Laws: The Irrationality of Parental Involvement Requirements for Contraception ....... 1093

BARTON, R. Joseph
Drowning in a Sea of Contract: Application of the Economic Loss Rule to Fraud and Negligent Misrepresentation Claims ................. 1789

BERNSTEIN, David E.
Lochner, Parity, and the Chinese Laundry Cases .. 211

BREEN, Elizabeth A.
A One Shot Deal: The National Childhood Vaccine Injury Act ...... 309

BROWN, Bartram S.
Humanitarian Intervention at a Crossroads ...... 1683

BROWN, Rebecca L.
The Fragmented Liberty Clause ................. 65

BRUBAKER, Ralph

CONOBOY, Heather B.
A Wrong Step in the Right Direction: The National Taxpayer Advocate and the 1998 IRS Restructuring and Reform Act ............... 1401

CUSHMAN, Barry
Lost Fidelities .................. 95

FARNSWORTH, E. Allan
Promises and Paternalism .... 385

FLEMMING, James E.
Fidelity, Basic Liberties, and the Specter of Lochner .......... 147

HARRISON, John
The Fiscal Powers and the 1930s: Entrenchment .......... 295

HAVEL, Brian F.
Forensic Constitutional Interpretation ............ 1247

HUIGENS, Kyron
The Dead End of Deterrence, and Beyond .......... 945

LAPP, David R.
Admirality and Federalism in the Wake of Yamaha Motor Corp., USA v. Calhoun: Is Yamaha a Cry by the Judiciary for Legislative Action in State Territorial Waters? ......... 677
MALLOY, S. Elizabeth Wilborn & Ronald J. Krotoszynski, Jr.
Recalibrating the Cost of Harm Advocacy: Getting Beyond Brandenburg ............. 1159

MALONE, Linda A.
Introduction: Seeking Reconciliation of Self-Determination, Territorial Integrity, and Humanitarian Intervention ............. 1677

MASON, Arnie Bruce
Implied-in-Fact Contracts Under the Federal Acquisition Regulation: Why PacOrd Got It Wrong ............. 709

McGINNIS, John O.
The Inevitable Infidelities of Constitutional Translation: The Case of the New Deal ..... 177

MEESE, Alan J.
Will, Judgment, and Economic Liberty: Mr. Justice Souter and the Mistranslation of the Due Process Clause ............. 3

MERTUS, Julie
Reconsidering the Legality of Humanitarian Intervention: Lessons from Kosovo .... 1743

MISNER, Robert L.
A Strategy for Mercy ............. 1303

NOAH, Lars
Interpreting Agency Enabling Acts: Misplaced Metaphors in Administrative Law .... 1463

POLICH, Jeffrey J.
Judicial Review and the Small Business Regulatory Enforcement Fairness Act: An Early Examination of When and Where Judges Are Using Their Newly Granted Power over Federal Regulatory Agencies ............. 1425

RAMIREZ, Steven A.
Depoliticizing Financial Regulation ............. 503

SEIDENFELD, Mark
Empowering Stakeholders: Limits on Collaboration as the Basis for Flexible Regulation ... 411

SMITH, Sandra L.
Fetal Homicide: Woman or Fetus as Victim? A Survey of Current State Approaches and Recommendations for Future State Application ............. 1845

SOLIMINE, Michael E. & Christine Oliver Hines
Deciding to Decide: Class Action Certification and Interlocutory Review by the United States Courts of Appeals Under Rule 23(f) ............. 1531

WELLE, Lawrence Judson
Power, Policy, and the Hyde Amendment: Ensuring Sound Judicial Interpretation of the Criminal Attorneys' Fees Law ............. 333
WILSON, Stacey L.
Good Intentions, But Unintended Consequences: Expanding Virginia's Manufacturing Tax Exemption Under City of Winchester v. American Woodmark Corp. ........ 1133

YOUNG, Ernest A.
Alden v. Maine and the Jurisprudence of Structure ............ 1601