TITLE INDEX

Title Categories

Articles, Essays, Comments, and Reviews 1009
Symposia, Festschrifts, Lectures, and Speeches 1015
Student Notes, Comments, and Papers 1020
Tributes, Dedications, and Awards 1033

Articles, Essays, Comments, and Reviews

A Constitutional Right to a Healthful Environment, Brooks, Richard O., 16:1063
A Crisis in Confidence: Municipal Officials under Fire, Markowitz, Deborah L., 16:579
A Debtor's Choice of a "Chapter" Rehabilitation Proceeding Under the "Bankruptcy Act", Coogan, Peter F., 1:117
"A Plague of Lawyers"?: Law and the Public Interest, Oakes, James L., 2:1
A Response to Statutory Obsolescence: The Nonprimacy of Statutes Act, Davies, Jack, 4:203
A Suggested Approach to Choice-of-Law, Reese, Willis L.M., 14:1
Aboriginal Title: Abenaki Indian Land Claim in Vermont, Lucido II, Robert O., 16:611
Adequacy in Education: An Analysis of the Constitutional Standard in Vermont, Nelson, John A., 18:7
Alternative Dispute Resolution, Substantive Doctrine, and Power, Tarpley, Joan R., 21:1107
An Emerging Consensus: Reproductive Technology and the Law, Dolgin, Janet L., 23:225
An Examination of the "Exceptional Reasons" Jurisprudence of the Mandatory Detention Act: Title 18 U.S.C. Sections 3143, 3145(c), Rosen, Jonathan S., 19:19
An Introduction to the Vermont Law Review Section on Developments and Issues in Environmental Law, Brooks, Richard O., 13:627
And Now We Are Here on a Darkling Plain, Williams Jr., Norman, & Ernst, Holly, 13:635
And Now We Have Four Systems—, Williams Jr., Norman, 12:1
Are We An Over-Regulated Society?, Hufstedler, Shirley M., 8:55
Beyond Standing: Proposals for Congressional Response to Supreme Court "Standing" Decisions, Dumont, James, 13:675
Blackmailing for Mutual Good: A Reply to Russell Hardin, Block, Walter, 24:121
Blinded by the Hype: Shifting the Burden When Manufacturers Engage in Direct to Consumer Advertising of Prescription Drugs, Tyler, Barbara J., & Cooper, Robert A., 21:1073

Blowing the Whistle on the NFL's New Instant Replay Rule: Visual Evidence and a Recommended "Appellate" Model, Guggenheim, Jack Acheizer, 24:567
Caseflow Management and Backlog Reduction: An Examination of Vermont's Superior Court Program, Smith, Saundra, & Connolly, Paul R. J., 9:247
Chickenhawk! Evidence of a Complainant's Homosexuality Under Vermont's Rape Shield Law, Hill, Cindy Ellen, 22:711
Comment on the Right to Marital Privacy: A Postscript on Griswold v. Connecticut, Rockwell, Landon G., 2:69
Community and the Constitution: A Reassessment of the Roots of Immigration Law, Chan, Annie M., 21:491
Community Courts: Offering Alternative Dispute Resolution Within the Judicial System, Cratsley, John C., 3:1
Confusing Punishment with Custodial Care: The Troublesome Legacy of Estelle v. Gamble, Genty, Philip M., 21:379
Constitutionalism And The Rule Of Law: New Hampshire's Home Schooling Quandry, Stocklin-Enright, Brendan, 8:265
Curran v. Bosze: Toward a Clear Standard for Authorizing Kidney and Bone Marrow Transplants between Minor Siblings, Korins, Janet B., 16:499
Dangerous Territory, Vogel, Joan, 18:763
Death and His Lawyers: Why Joseph Spaziano Owes His Life to the Miami Herald—and Not to any Defense Lawyer or Judge, Mello, Michael, 20:19
Decisions for the Dying: An Empirical Study of Physicians' Responses to Advance Directives, Zinberg, Joel M., 13:445
Does Professional Licensing Conditioned Upon Mutual Reciprocity Violate the Commerce Clause?, Chase, Jonathon B., 10:223
Education for the Handicapped: A Senator's Perspective, Stafford, Robert T., 3:71
Efficient But Not Equitable: The Problem With Using the Law and Economics Paradigm to Interpret Sexual Harassment in the Work Place, Lester, Toni, 22:519
Employment Discrimination Law and the Need for Reform, Cooper, Christine Godsil, 16:183
Environmental Issues and Concerns for Lenders, Kunzman, Steven A., 15:531
Environmental Literacy and International Law, Johnson, Vincent Robert, 17:801
Environmental Mediation and the Accountability Problem, Susskind, Lawrence, 6:1
Environmental Mediation—Another Piece for the Puzzle, McCrory, John P., 6:49
Equality, Classifications, and Irrelevant Characteristics, Farrell, Robert C., 12:11
Expert and Opinion Evidence in Vermont: Developments, Profiles, and Emerging Concerns for Reliability of Scientific Evidence, Kreiling, Kenneth R., 17:109
Gilmore's New Book: Turning and Turning in the Widening Gyre, Teachout, Peter R., 2:229
Government Regulation of the Pursuit of Knowledge: The Recombinant DNA Controversy, Berger, Richard G., 3:83

Green Finance: Problems and Solutions Concerning Alternative Environmental Debt Exchanges, Kublicki, Nicolas M., 18:313
Hardly a Revolution—The Eligibility of Nonhuman Animals for Dignity-Rights in a Liberal Democracy, Wise, Steven M., 22:793
"In the Years When Murder Wore the Mask of Law": Diary of a Capital Appeals Lawyer, Mello, Michael, 24:583
Innovation and Institution: Rethinking the Economics of U.S. Science and Technology Policy, Frischmann, Brett, 24:347
Interstate Compacts in Commerce and Industry: A Proposal for "Common Markets Among States", Davis, Christi, & Branson, Douglas M., 23:133
Introduction to the Sterry R. Waterman Lectures, Dycus, Stephen, 25:449
Keeping Faith: Fiduciary Obligations in Property Owners Associations, Natelson, Robert G., 11:421
Langdell's Concept of Law as Science: The Beginning of Anti-Formalism in American Legal Theory, Speziale, Marcia, 5:1
Lawyering in the State of Nature: Instinct and Automaticity in Legal Problem Solving, Weinstein, Ian, 23:1
Lessons from the Third World: Spirituality as the Source of Commitment to Affirmative Action, Burns, Michael M., 14:401
Liberalism Within the Limits of the Reasonable Alone: Developments of John Rawls' Political Philosophy, its Political Positivism, and the Limits on its Applicability, Lake, Peter F., 19:603
Lockouts in Evolutionary Perspective: The Changing Balance of Power in American Industrial Relations, Dolin, Susan L., 12:335
Low-Level Radioactive Waste Disposal Policy in Vermont: An Assessment of Act 296, Wilson, Craig Prescott, 16:639
Meditations on the Original: James Madison, Framer with Common Law Intentions-Ramifications in the Contemporary Supreme Court, Bader, William D., 20:5
National Labor Relations Board Control of Union Discipline and the Myth of Nonintervention, Hartley, Roger C., 16:11
"No Simple Disposition": The Brigham Case and the Future of Local Control Over School Spending in Vermont, Teachout, Peter, 22:21
Not Quite a State of Nature: Derivations of Early Vermont Law, Gillies, Paul, 23:99
On from Mount Laurel: Guidelines on the "Regional General Welfare", Williams, Norman, Jr., 1:23
Orwellian Lawspeak Infiltrates Legal Education, Austin, Arthur, 19:1
Parents' "Pecuniary Injuries" for the Wrongful Death of an Adult Child: Where is the Love?, Joselson, Emily J., 12:57
Personal Jurisdiction: The Hidden Agendas in the Supreme Court Decisions, McDermott, John T., 10:1
Planning Law In The 1980's: What Do We Know About It?, Williams Jr., Norman, 7:205

Postscript—Death and His Lawyers, Mello, Michael, 20:945
Pragmatism and the Promise of Adjudication, Shutkin, William Andrew, 18:57
Precedential Defilade: A Reply to Dean Chase, Berman, Donald H., 10:247
Privacy in the Burger Court: The Influence of Mr. Justice Black, Meiklehjohn, Donald, 2:35
Professor Jones and the Constitution, Monaghan, Henry Paul, 4:87
Protecting the Media from Excessive Damages: The Nineteenth-Century Origins of Remitter and its Modern Application in Food Lion, Snyder, Brad, 24:299
Putting Senator Davies in Context, Gilmore, Grant, 4:233
Rediscovering Progressive Labor Politics: The Labor Law Implications of Federal Trace Commission v. Superior Court Trial Lawyers Association, Minda, Gary, 16:71
Reining in the Unruly Horse: The Public Policy Test For Disallowing Tax Deductions, Deal, Cathryn V., 9:11
Repelling a Constitutional Battering Ram: The Fight to Keep Nonstudent Religious Worship Services out of Public Schools, Kravitz, Jason C., 19:643
Rethinking Vermont's Termination of Parental Rights Laws: Guidelines for a Comprehensive Termination of Parental Rights Statute, Zaves, Maryanne, 19:49
Revising Vermont's Criminal Code, Stern, Barry Jeffery, 12:307
Rule or Reason in Choice of Law: A Comment on Neumeier, Trautman, Donald T, 1:1
Selecting Remedies at Superfund Sites: How Should "Clean" Be Determined?, Padgett, Casey Scott, 18:361
Some Thoughts on Blackstone, Precedent, and Originalism, Bader, William D., 19:5
Specific Performance of Contracts For Sales Of Goods: Expansion Or Retrenchment In The 1980's, Axelrod, Elliot, 7:249
State v. Whitingham School Board: A Unique Employment Discrimination Loophole for Vermont Employers, Kreiling, Kenneth R., 6:119
Taking Risks: Executive Order 12,630 and Environmental Health and Safety Regulation, Engel, Kirsten, 14:213
Ted Kaczynski's Diary, Mello, Michael, & Perkins, Paul, 22:83
Terrorism as Impermissible Political Violence: An International Law Framework, Greene, Kevin J., 16:461
The Academic Freedom Privilege: A Sword or a Shield?, Mobilia, Marcia Anne, 9:43
The Americans with Disabilities Act of 1990: Title I and Its Impact on Employment Decisions, Weatherspoon, Floyd D., 16:263
The Bike Tour Leader's Dilemma: Talking About Supervision, Meltsner, Michael, et al., 13:399
The Brooding Omnipresence of Constitutional Law, Jones, Harry W., 4:1
The Classroom as Shop Floor: Images of Work and the Study of Labor Law, Cicero, C. John, 20:117
The Constitutional Philosophy of Justice William H. Rehnquist, Kleven, Thomas, 8:1

The Death Penalty for Drug Kingpins: Constitutional and International Implications, Pinkard, Eric, 24:1
The Dynamics of Tort Law: Court or Legislature?, Bischoff, Ralph F., 4:35
The Equitable Solution to Superfund Liability: Creating a Viable Allocation Procedure for Businesses at Superfund Sites, McCrory, Martin A., 23:59
The Gender Gap in the Law School Classroom—Beyond Survival, Bean, Kathleen S., 14:23
The Green Alternative to Classical Liberal Property Theory, Frazier, Terry W., 20:299
The Implications of Inadequate Maternity Leave Policies Under Title VII, Lally-Green, Maureen E., 16:223
The Interaction of the Public Trust and the "Takings" Doctrines: Protecting Wetlands and Critical Coastal Areas, Archer, Jack H., & Stone, Terrance H., 20:81
The Jurisprudence of Levi Woodbury, Bader, William D., et al., 18:261
The Law and Politics of Paying Teachers Salary Step Increases Upon Expiration of a Collective Bargaining Agreement, May, James C., 20:753
The Law of the Jubilee in Modern Perspective, Ledewitz, Bruce, & Taylor, Robert D., 22:157
The Lawyer as Enlightened Citizen: Towards a New Regulatory Model in Environmental Law, Evans, Jill E., 24:229
The Logic and Limits of Public Information Mandates Under Federal Hazardous Waste Law: A Policy Analysis, Blomquist, Robert F., 14:559
The Meaning of "Sex": Homosexual and Bisexual Harassment Under Title VII, Calleros, Charles R., 20:55
The Misnomer of Equality Under the Equal Access Act, Green, Steven, 14:369
The Moderate Rehnquist, Johnson, Vincent R., 17:267
The Need to Abolish Defenses to Crime: A Modest Proposal to Solve the Problem of Burden of Persuasion, Quigley, John, 14:335
The Negotiating Impasse in Labor Relations for Teachers, Freeman, R. Bruce, 5:39
The New Inquisition: State Compulsion of Therapeutic Confessions, Nelson, William A., 20:951
The Nonprimacy of Statutes Act: A Comment, Calabresi, Guido, 4:247
The Non-Trial of the Century: Representations of the Unabomber, Mello, Michael, 24:417
The Philosophy Of Law: An Introduction. By Thomas Morawetz, Patterson, D.M., 7:273
The Psychological Conditions for a Socially Significant Free Press: Reconsidering the Hutchins Commission Report Fifty Years Later, Calvert, Clay, 22:493
The Public Trust Doctrine and Federal Condemnation: A Call for Recognition of a Federal Common Law, Malley Jr., J. Wallace, & Silverstein, Jeffrey M., 15:501
The Quick and the Dead: Fish Entrainment, Entrapment, and the Implementation and Application of Section 316(b) of the Clean Water Act, May, James R., & van Rossum, Maya K., 20:373

The Reasonable Woman in Sexual Harassment Law and the Case for Subjectivity, Blackwood, Eileen M., 16:1005

The Regulation Of The Practice Of Law, Practice And Procedure, And Court Administration In Vermont—Judicial Or Legislative Power?, Dooley III, John A., 8:211

The Remedies Available to Candidates Who Are Defamed by Television or Radio Commercials of Opponents, Albert, James A., 11:33

The Rhetoric of Marriage, Achievement, and Power: An Analysis of Judicial Opinions Considering the Treatment of Professional Degrees as Marital Property, Keller, Susan Etta, 21:409

The Right to Bear Arms in the First State Bills of Rights: Pennsylvania, North Carolina, Vermont, and Massachusetts, Halbrook, Stephen P., 10:255

The Road to Equal Educational Opportunity For Vermont Schoolchildren, Gensberg, Robert, 22:1

The Sale of Business Doctrine: Landreth Adds New Life to the Anti-Fraud Provisions of the Securities Act, O'Brien, John A., & Moye, John E., 11:1

The Second Circuit, Civil Rights Litigation, and Expanding Federal Jurisdiction, Wigton, Robert C., 15:301

The Theory and Practice of Mediation: A Reply to Professor Susskind, Stulberg, Joseph B., 6:85

The Tribal Property Right to Wildlife Capital (Part II): Asserting a Sovereign Servitude to Protect Habitat of Imperiled Species, Wood, Mary Christina , 25:355

The United Nations Conference on Straddling Fish Stocks and Highly Migratory Fish Stocks: An Analysis of International Environmental Law and the Conference's Final Agreement, Brown, Howard L., 21:547

The White River Junction Manifesto, Williams Jr., Norman, et al., 9:193

The WTI Risk Assessment: The Need for Effective Public Participation, Schannauer, Ashley N., 24:31

Tribal Environmental Policy in an Era of Self-Determination: The Roles of Ethics, Economics, and Traditional Ecological Knowledge, Tsosie, Rebecca, 21:225

Twins Separated at Birth: A Comparative History of the Civil and Criminal Arising Under Jurisdiction of the Federal Courts and Some Proposals for Change, Zeigler, Donald H., 19:673

U.S. & Canadian Federalism: A Study in Contrast, Wingo, Harvey, 11:473

Vermont Law Review Celebrates Twenty Years, Teachout, Mary Miles, 20:1

Vermont Law School's New General Practice Program: An Introduction, Chase, Jonathon B., 11:373

Vermont Task Force Report on Gender Bias in the Legal System: Introduction and Executive Summary, Vermont Task Force, 15:395

Vermont's Business Corporation Law: A Call for Much Needed Reform, Smiddy, Linda O., 17:3

Wal-Mart in Vermont—The Case Against Sprawl, Roper, William E., & Humstone, Elizabeth, 22:755
Waste Trade and Disposal in the Americas: The Need for and Benefits of a Regional Response, Poulakidas, Dean M., 21:873
Wetland Protection and Section 404 of the Federal Water Pollution Control Act Amendments of 1972: A Corps of Engineers Renaissance, Ablard, Charles D., & O'Neill, Brian Boru, 1:51
Where Are South Carolina and the Supreme Court Taking Us?, Williams Jr., Norman, & Lyman, R. Jeffrey, 16:1111
Where No Minds Meet: Insurance Policy Interpretation and the Use of Drafting History, Prince III, John Randolph, 18:409
Work in Progress: The Vermont Rules of Professional Conduct, Taylor, A. Jeffry, 20:901
Workplace Discrimination: Truthfulness and the Moral Imagination, Calhoun, Emily, 16:137

Symposia, Festschrifts, Lectures, and Speeches

A Note from the Editors: A Vermont Law Review Milestone, a Landmark Case, and a Vermont Election, Ross, David, & Rider, Heather, 25:1
A Note from the Editors: An Introduction to Vermont Law Review's Symposium on the Environmental Law of War, Flynn, Sean C., 25:649
After Lucas: No More Wetland Takings?, Disheroon, Fred R., 17:683
Against the Stream: An Introduction to the Vermont Law Review Symposium on the Revolution in State Constitutional Law, Teachout, Peter R., 13:13
All's Note Fair in (Civil) War: Criminal Liability for Environmental Damage in Internal Armed Conflict, Bruch, Carl E., 25:695
An Act Relating to Civil Unions, Vermont Legislature, 25:347
An Essay on the Passive Virtue of Baker v. State, Kujovich, Gil, 25:93
At the Fusion of Horizons: Incommensurability and the Public Interest, Williams, Joan Chalmers, 20:625
Baker v. State, Vermont Supreme Court, 25:285
Balancing the Interests and Maximizing Rights in Environmental Justice, Yang, Tseming, 23:529
Beyond Baker: The Case for a Vermont Marriage, Coolidge, David Orgon, & Duncan, William C., 25:61
Beyond the Juror's Ken: Battered Women, Walker, Lenore E., et al., 7:1
Biological Theories of Human Behavior: Admonitions of a Skeptic, Vogel, Joan, 22:425
Biology, Behavior, and Criminal Law: Seeking a Responsible Approach to an Inevitable Interchange, Goodenough, Oliver R., 22:263
Breaking the Vicious Circle: The Lawyer's Role, Wesley, John P., 6:363

But Why Not Marriage: An Essay on Vermont's Civil Unions Law, Same-Sex Marriage, and Separate But (Un)equal, Cox, Barbara J., 25:113
Can a Biological Inquiry Help Reduce Male Violence Against Women?, Hanna, Cheryl, 22:333
Challenges American Lawyers Will Confront in the Twenty-First Century, Drinan, S.J., Robert F., 22:257
Chester, Pennsylvania—Was It a Classic Example of Environmental Justice?, Hill, Barry E., 23:479
Collaboration in Law Practice: A Satisfying and Productive Process for a Diverse Profession, Bryant, Susan, 17:459
Commentary on Professor Tarlock's Paper: The Influence of International Environmental Law on United States Pollution Control Law, Jarman, M. Casey, & McLaughlin, Richard, 21:793
Contributions of State Constitutional Law to the Third Century of American Federalism, Kaye, Judith S., 13:49
Cyber Warfare and the Environment, Arkin, William M., 25:779
"Desperate for Love": Cinematic Influences upon a Defendant's Closing Argument to a Jury, Meyer, Philip N., 18:721
Divided Houses: Secession and Constitutional Faith in Canada and the United States, LaSelva, Samuel V., 23:771
Ecological Health and the Northern Forest, Trombulak, Stephen C., 19:283
Economic Implications of Wider Compensation for "Takings" or, What If Agricultural Policies Ruled the World, Runge, C. Ford, 17:723
Environmental Justice and Environmental Quality Benefits: The Oldest, Most Pernicious Struggle and Hope for Burdened Communities, Swantson, Samara F., 23:545
Environmental Law of War, Hourcle, Laurent R., 25:653
Environmental Pollution and Crime, Masters, Roger D., 22:359
Expansion of Arrest Power: A Key to Effective Intervention, Lerman, Lisa G., 7:59
Exploring the Limits: Feminism and the Legal Regulation of Gay Male Pornography, Stychin, Carl F., 16:857
Federalism and State Constitutions, Douglas III, Charles G., 13:127
For Today I'm Gay: The Unfinished Battle for Same-Sex Marriage in Vermont, Mello, Michael, 25:149
From Gender Difference to Feminist Solidarity: Using Carol Gilligan and an Ethic of Care in Law, Bender, Leslie, 15:1
Gender Differences in Biological and Sociological Predictors of Crime, Denno, Deborah W., 22:305
Healing the Breach: Harmonizing Legal Practice and Education, Meltsner, Michael, 11:377
Human Rights and the Environment: Facing a New World Order, Mondale, Walter F., 16:449

Hydropower in New England: An Introduction, Ehrenfeld, John R., 5:189
Impact of Economic and Financial Policies on the Development of Small-Scale Hydroelectric Facilities in New England, Lynch, Daniel R., & Kirshen, Paul H., 5:295
Impassioning a Civil Rights Course, Bender, Leslie, & Braveman, Daan, 16:943
Improving the Legal Response of Child Protective Service Agencies, Horowitz, Robert M., & Davidson, Howard A., 6:381
In Opposition to Amending the Vermont Constitution, Kujovich, Gil, 25:277
Inauguration of Dean L. Kinvin Wroth: The Law as a Public Profession, Wroth, L. Kinvin, 21:375
Inauguration of Dean Maximilian W. Kempner, Redlich, Norman, 16:455
Integrating International and U.S. Law: Environmental and Related Problems: An Introduction, Nafzinger, James A.R., 21:755
Interface Between Developers of Small Hydro Projects and Utilities, Greenman, Frederic E., 5:313
International Nuclear Safety: The Case of the Chernobyl Nuclear Power Station, Marples, David R., & Cerullo, Tatyana E., 24:1209
Introduction, Barnes, Erin, & Dean, Karen Martin, 23:283
Introduction, Brooks, Richard O., 23:699
Introduction, Duthu, N. Bruce, 21:3
Introduction, Vermont Law Review, 17:645
Introduction to Symposium: Hydroelectric Power in New England, Dycus, J. Stephen, & Lapping, Mark B., 5:185
Introduction: Coping With Family Violence—Strategies and Tactics For the 1980's, Schechter, Lowell F., 6:325
Introduction: Reflections of a Former Hebrew, Novick, Sheldon M., 23:451
Is This Legal Realism?, Williams, Jr., Norman, & Yates, Anya, 20:737
Jews, Christians, Lawyers, and Money, Shaffer, Thomas L., 25:451
"Lady" Justice: Power and Image in Feminist Jurisprudence, Buker, Eloise A., 15:69
Legal Education in Vermont, Kempner, Maximilian W., 21:1
Legal Realism, Norman Williams, and Vermont's Act 250, Brooks, Richard O., 20:699
Leveling the Playing Field through Environmental Justice, Bullard, Robert D., 23:453
Listening to Dr. Fiske: The Easy Case of Price Waterhouse v. Hopkins, Chamallas, Martha, 15:89
Managing the Northern Forest: Lessons from the West, Huffman, James L., 19:477
Mediation: A New Remedy for Cases of Domestic Violence, Bethel, Charles A., & Singer, Linda R., 7:15
Native American Collaboration in Cultural Resource Protection in the Columbia River Gorge National Scenic Area, Rogers, Krinstine Olson, 17:741
Norman Williams Festschrift Introduction, Dycus, Stephen, 20:619

Norman Williams, Exclusionary Zoning, and the Mount Laurel Doctrine: Making the Theory Fit the Facts, Payne, John M., 20:665
Norman Williams, Jr. and Legal Realism, Merriam, Dwight H., 20:723
Nostalgia as Constitutional Doctrine: Legalizing Norman Rockwell's America, Brown, Judith Olans, & Baumann, Phyllis Tropper, 15:49
Note from the Editors, Cerullo, Tatyana E., & Idzelis, Rima, 24:1207
Nuclear War: Still the Gravest Threat to the Environment, Dycus, Stephen, 25:753
Of Wilderness and Commerce: A Historical Overview of the Northern Forest, Blackmer, Stephen D., 19:263
On Doing the Right Thing: Education Work in the Academy, Harris, Angela P., 15:125
Oregon's Constitutional Renaissance: Federalism Revisited, Buttler, John H., 13:107
Other Lessons from the Northwest, Whitelaw, Ed, 19:493
"Out, Damned Spot; Out, I Say." The Persistence of Race in American Law, Redlich, Norman, 25:475
Pathologizing Professional Life: Psych-Literary Case Stories, Elkins, James R., 18:581
Planning and the Law, Mandelker, Daniel R., 20:657
Post-Custody, Pre-Indictment Problems of Fundamental Fairness and Access to Counsel: Mississippi's Opportunity, Whitten, Amy D., & Robertson, James L., 13:247
Privacy and the Texas Constitution, Harrington, James C., 13:155
Quebec, Canada and the First Nations: The Problem of Secession, Wroth, L. Kinvin, 23:709
Racial Images of the "Criminal": A Cognitive Disorder, Novick, Sheldon M., 22:383
Reciprocity and Criminal Justice: Using Epigenetics to Design a Program, Perry, John G., 22:407
Reciprocity and the Law, Badcock, Christopher, 22:295
Reference re: Secession of Quebec, Supreme Court of Canada, 23:721
Regulatory Takings: Coherent Concept or Logical Contradiction?, Bromley, Daniel W., 17:647
Reliance on State Law: Protecting the Rights of People with Mental Disabilities, Collins, Ronald K.L., 13:305
Remarks of William J. Brennan, Jr., Brennan Jr., William J., 13:11
Reweaving the Landscape: The Institutional Challenges of Ecosystem Management for Lands in Private Ownership, Breckenridge, Lee P., 19:363
Scholarly Discourse, Barnes, Robin C., 16:933
School Planning in New York During the 1950's, Williams Jr., Norman, & Yates, Anya, 20:647
Small Hydropower Development and the Environment: A Survey of State and Federal Law, Scotch, Benson D., 5:251
Some Off-the-Cuff Remarks About Lawyers as Storytellers, Donovan, Jeremiah, 18:751

State Constitutional Law in Maine: At the Crossroads, Tinkle, Marshall J., 13:61
State Constitutional Law: An Attorney General's Perspective, Amestoy, Jeffrey L., 13:337
State Constitutions and the "Open Fields" Doctrine: A Historical-Definitional Analysis of the Scope of Protection Against Warrentless Searches of "Possessions", McCabe, Neil C., 13:179
State Courts in a Time of Federal Constitutional Change, Oakes, James L., 13:323
Stumbling Blocks and Stepping Stones: Newcomers' Guide to Perilous Terrain in Law School, Schwartz, Lois, & Homer, Suzanne, 15:165
Surviving Legal De-Education: An Outsider's Guide, Scales, Ann C., 15:139
Sustainable Development in the Global Economy: New Systems in Environmental Management, Monsma, David, 24:1245
Sustaining the Development of International Trade and Environmental Law, Brand, Ronald A., 21:823
Symptoms Exposed When Legalists Engage in Moral Discourse: Reflections on the Difficulties of Talking Ethics, Elkins, James R., 17:353
The "Civil" Prosecution of Child Abuse and Neglect, Besharov, Douglas J., 6:403
The Adirondack Park and the Northern Forest: An Essay on Preservation and Conservation, Halper, Louise A., 19:335
The Background of Mount Laurel I, Williams, Jr., Norman, & Yates, Anya, 20:687
The Baker Case, Civil Unions, and the Recognition of our Common Humanity: An Introduction and a Speculation, Chambers, David, 25:5
The Black Panther Party's Narratives of Resistance, Papke, David Ray, 18:645
The Care/Equality Paradox for Women Lawyers, Harrington, Mona, 23:297
The Coming Fresh Water Crisis: International Legal and Institutional Responses, McCaffrey, Stephen, 21:803
The Common Law of Waterpower in New England, Brion, Denis J., 5:201
The Cree Intervention in the Canadian Supreme Court Reference on Quebec Secession: A Subjective Assessment, Sheppard, Claude-Armand, 23:845
The Environmental Challenge: What We Must Do to Survive, Gore, Al, 14:549
The Environmental Effects of Nuclear Weapons and the 1996 World Court Opinion, Matheson, Michael J., 25:773
The Global Facility and the Search for Financial Strategies to Foster Sustainable Development, Miller, Alan S., 24:1229
The Indian Country Environmental Justice Clinic: From Vision to Reality, Suagee, Dean B., 23:567
The Influence of International Environmental Law on United States Pollution Control Law, Tarlock, A. Dan, 21:759
The Moral Confusion of Affirmative Action Jurisprudence or When Will We learn to Bear the Shame of Guilt?, Day, Kate Nace, 16:777
The Narrative Construction of Legal Reality, Sherwin, Richard K., 18:681
The New "Tokenism", Fineman, Martha Albertson, 23:289

The Quebec Secession Reference and the Judicial Arbitration of Conflicting Narratives about Law, Democracy and Identity, Gaudreault-DesBiens, Jean Francois, 23:793

The Right to "Equal Privileges and Immunities": A State's Version of "Equal Protection", Schuman, David, 13:221

The Role of the Federal Energy Regulatory Commission in Licensing Small Hydroelectric Projects, Debevoise, Thomas M., 5:279

The Social Context of Domestic Violence: Implications For Prevention, Gil, David G., 6:339

The Spousal Exemption for Criminal Rape Prosecution, Schwartz, Martin D., 7:33

The Takings Issue and the Due Process Clause: A Way Out of a Doctrinal Confusion, Echeverria, John D., & Dennis, Sharon, 17:695

The Thurgood Marshall Papers and the Quest for a Principled Theory of Tribal Sovereignty: Fueling the Fires of Tribal/State Conflict, Duthu, N. Bruce, 21:47

The Voice of the Little People—A Lost Value in Commercial Speech Analysis, Hunter, Robert C., 16:901

Timber Taxes: A Critique of the Northern Forest Lands Council's Tax Recommendations, Milne, Janet E., 19:423

Toward a Theory of State Constitutional Jurisprudence: A Judge's Thoughts, Mahady, Frank G., 13:145

Toward Justice in the Workplace, Kennedy, Edward M., 16:1

Treating Tribes as States Under Federal Statutes in the Environmental Arena: Where Laws of Nature and Natural Law Collide, Monette, Richard A., 21:111

Tribal Court Jurisprudence: A Snapshot from the Field, Pommersheim, Frank, 21:7

Tribal Voices in Historic Preservation: Sacred Landscapes, Cross-Cultural Bridges, and Common Ground, Suagee, Dean B., 21:145

Vermont Civil Unions: The New Language of Marriage, Johnson, Greg, 25:15

Webster and Rhetoric: Reading Again Benet's The Devil and Daniel Webster, McKenna, James, 17:425

Will You Please Be Quiet, Please? Lawyers Listening to the Call of Stories, Meyer, Philip N., 18:567

Women Lawyers in Celluloid, Rewrapped, Shapiro, Carole, 23:303

25 Years of Women Making Waves at Vermont Law School, Smiddy, Linda O., 23:285

Student Notes, Comments, and Papers

A Constitutional Analysis of Gubernatorial Succession Provisions in Vermont, Kennedy, J. Patrick, 17:235

A Counselor's Crisis: Protecting Witnesses' Privacy Rights in Sexual Assault Prosecutions, Burns, Cynthia, & McCoy, Phyllis R., 12:497

A Critical Look at Vermont's New Child Custody Law, Gomez, Jane E., 11:671

A Critique of the Vermont Securities Act: Is Vermont's "Blue Sky" Really Grey?, Seelagy, Scott K., 11:131

A Farewell to Side Judges; Or, Are We Available?, Coutant, Richard H., 10:321

A Problem of Post-Judgment Executions in Vermont—Sheriffs' Liability, Graham, Felicia B., 2:117

A Proposal for Improving Vermont's Statutory Requirements for Planned Unit Development, Fedun, Michael, 14:591

A Proposal to Ban Sexual Orientation Discrimination in Private Employment in Vermont, Dillon, Judith Lillian, 15:435

A Question of Competence: The Indigent Criminal Defendant's Right to Adequate and Competent Psychiatric Assistance After Ake v. Oklahoma, Schlossberg, Todd D., 14:121

A Response to Low-Level Radioactive Waste Disposal Policy in Vermont: An Assessment of Act 296, Greenberg, John, 16:1169

A Right to Treatment: Promoting the Interests of Minors in State Custody in Vermont, Terwilliger, Kurt, 15:227

A Suggested Interpretation of Vermont's DR-107(A)(1): The Employment Attorney's Perspective on Contacting Employees of an Adverse Business Organization, Schaefer, Catherine L., 18:95

A Wrong Without a Remedy: Proposing a Recusal Procedure for Circuit Court Judges, Hutt, Jason, 22:627

Abandonment of Lex Loci Delicti? Toward a Functional Approach to Choice-of-Law in Vermont, Fisher, Kenneth R., 2:133

Abortion Choice And The Law In Vermont: A Recent Study, Olmstead, Frank H., 7:281

Acceptance of Sustainable Use Within the CITES Community, Hickey, Michael J., 23:861

Act 230: Cost Containment, Deregulation, and the Reform of Special Education in Vermont, Eaton, Gregory M., 17:195

Act 250's "Necessary Wildlife Habitat" Definition: How Much Wildlife Does it Embrace?, Perella, Joseph R., 12:531

Acting and Legal Education, Maxwell, James, 17:533

Aggravated Assault—Authenticating Tape Recordings, Custodial Interrogation, and Psychiatrist-Patient Privilege—State v. Mecier, 138 Vt. 149, 412 A.2d 291 (1980), Opel, Robert H., 5:416

AIDS and Informed Consent: Recognizing Partners As Surrogate Decision-Makers, Grabowski, Barbara J., 15:333

An "Eye for an Eye": Does God Sanction Capital Punishment?, Carnot, Kimberley H., 25:523

An Analysis of the Constitutionality of the Vermont Hate Motivated Crimes Statute in Light of the United States Supreme Court's Decisions in R.A.V. v. City of St. Paul and Wisconsin v. Mitchell, FitzPatrick, Erik B., 18:771

An Analysis of the Doctrines and Goals of Feminist Legal Theory and Their Constitutional Implications, Storey, Anne-Marie Leath, 19:137
An Automatic Standing Rule May Be Promulgated Under Article 11 of the Vermont Constitution, Norton, Stephen G., 10:459
Ancient New England Highways: The Hanover "Greenways" Controversy, Sutton, Edward D., 9:373
Antinuclear Demonstrations and the Necessity Defense, Kessler, Michael L., 5:103
Application of the Mootness Doctrine to Citizen Suits Under the Clean Water Act After Gwaltney of Smithfield v. Chesapeake Bay Foundation, Inc.: Polluters Can't Escape the Controversy, Silverstein, Jeffrey M., 14:273
Aquaculture and the Public Trust Doctrine: Accommodating Competing Uses of Coastal Waters in New England, Marston, Andrea, 21:335
Arbitration: An Antidote to New York's Medical Malpractice Crisis, O'Brien, Karen R., 11:577
Assumption of Risk After Sunday v. Stratton Corporation: The Vermont Sports Injury Liability Statute and Injured Skiers, Manby, C. Robert, 3:129
Bail and the Dangerous Defendant: The Effect of Pray and Cyr on the Use of Preventive Conditions, Balsamo, Michael N., 2:217
Balancing Children's Rights into the Divorce Decision, Vivaz, Dora Sybella, 13:531
Baseball's Antitrust Exemption Repealed: An Analysis of the Effect on Salary Cap and Salary Taxation Provisions, Picher, Thomas C., 20:559
Beyond Dronenburg: Rethinking the Right to Privacy, Corti, Karen A., 11:299
Beyond Son of Sam: Simon & Schuster, Inc. v. New York State Crime Victims Board and a Constitutionally Valid Alternative to New York Executive Law Section 632-a, Tschorn, Adam Robert, 17:321
Bieling v. Malloy and Equal Protection: What Does the Poll Tax Have to Do with Drivers' Licenses, Anyway?, Belcher, George K., 1:163
Billboard Blight: Is the Aesthetic Quality of Vermont's Landscape in Jeopardy After Metromedia?, Carson, David A., 9:341
Can the NBA Punish Dennis Rodman? An Analysis of First Amendment Rights in Basketball, Dean, Karen Martin, 23:157
Can You Get to Kings County from I-85? A Reevaluation of United Jewish Organizations v. Carey in Light of Shaw v. Reno, Wine, Bradley David, 19:843
Casino Development in Atlantic City: Abuses and Remedies, Maxwell, Robert William, 10:383
CERCLA Injunctive Orders in Chapter 11 Bankruptcy: Fresh Start or Free Ride for the Reorganized Debtor?, Shaftel, Michael I., 17:281
Changing Vermont's Current Use Appraisal Program to Provide Property Tax Incentives for Conservation Easements, Ceglowski, Susan M., 17:165
Climbing the Beanstalk: Justice Holmes and The Search for Reconciliation, Royle, Maria C., 22:559

Closing the Loophole: Vermont's Legislative Response to Stalking, Birmingham, Lisa Nolen, 18:477

Commercial Power Reactors for Defense Purposes: Tritium Production and the United States' Disregard for Longstanding Non-Proliferation Policy and International Integrity, Barnes, Christopher G., 23:201

Congress, the Courts, and Regulatory Oversight After Meyer v. Bush: Should the Executive Office of the President Be Shielded from Congressional Sunshine?, Matule, Matthew J., 18:823

Constitutionality of Vermont's Criminal Statute on Imprisonment for Debt—State v. Carpenter, 138 Vt. 140, 412 A.2d 285 (1980), Diess, Wm. David, 6:317

Corporate Officer Liability Under RCRA: The Once-ler Should Have Been Found Personally Liable as a Corporate Officer of Thneed for Not Preventing the Environmental Damage Caused by the De-Truffuling of Those Truffula Trees, Keene, Mark L., 18:443

Criminal Law Reform in Vermont: The Proposal to Exclude Evidence of the Victim's Character in Forcible Rape Cases, Berger, Lawrence, 1:215

Cross-Examination of Psychiatric Witnesses Under the Vermont Patient's Privilege When the Issue of Insanity is Raised, Crucitti, James R., 3:191

Custodial Interrogation in Vermont After State v. Hohman, Ross, Leonard R., 5:383

Daminozide and the New England Apple Crop: A National Definition of "Safe"?, Kamantauskas, Katrina C., 12:181

Danger in Vermont Backyards: An Argument for Swimming Pool Barrier Regulations in Vermont, Killegrew, Patricia A., 22:173

Daring to Care While Tending to Justice: An Argument for the Reform of Parens Patriae and Vermont's Juvenile Justice Code, Tierney, J. Elizabeth, 17:595

Determining "Best Interests" of the Child in Divorce Custody Disputes: A Procedural Approach, Gottwik, Paula J., 9:311

Developing a Unified Approach to Pendent and Ancillary Jurisdiction: A Merger Made in Heaven, Krikorian, Priscilla Dodakian, 11:505

Dismissal of State Employees—The Requirement of Notice as an Element of Just Cause—In re Yashko, 138 Vt. 364, 415 A.2d 1322 (1980), Seder, Lauren, 5:444

Distinguishing Rape: A Definitive Approach to Sexual Assault, Purdy, Linda A., 10:353

Divorce Decree—Standard of Review For Issues of Custody, Visitation, Division of Property and Child Support—Palmer v. Palmer, 138 Vt. 412, 416 A.2d 143 (1980), Moore, Kathleen McDonnell, 5:425

Do All Judges Have to be Lawyers? Side Judges in Vermont: The Case of State v. Dunkerley, Henin, Larry D., 3:147

Do Sixteen and Seventeen Year Old Criminal Defendants in Vermont Need a Guardian ad Litem?, Bower, Anita, 5:361

Domestic Violence and Guns: Seizing Weapons Before the Court Has Made a Finding of Abuse, Kelly, Maria, 23:349

Due Process and Vermont's Abuse Prevention Statute, Opel, Robert, 7:185
Duty to Aid the Endangered Act: The Impact and Potential of the Vermont Approach, McClintock, Lon T., 7:143
DWI and the Insanity Defense: A Reasoned Approach, Feigl, Mark, 20:161
Editors' Tribute to the Past Members of the Vermont Law Review, Vermont Law Review, 20:893
Enhancing The Vermont Townscape: Design Review, Creswell, Nancy J., 7:363
EPA Regulates Hazardous Air Pollutant Emissions From Publicly Owned Treatment Works: The POT NESHAP, Lucas, Mark, 24:1377
Estate Planning for the Family with a Disabled Child, Webster, Allen D., & Riley, Douglas K., 14:529
Examining the Role of Potentially Responsible Parties in Assessing Natural Resource Damages, Bentley, Jason, 23:431
Exclusionary Rule—Irregularities of Prior Arrest Do Not Vitiate Governor's Extradition Warrant—In re Saunders, 138 Vt. 259, 415 A.2d 199 (1980), Parker, Laurie Stone, 5:434
Expanding Loss of Consortium in Vermont: Developing a New Doctrine, Ellis, William F., 12:157
Extending a Psychotherapist's Duty to Warn Beyond Protecting Life: Who Should Lock the Barn Door?, Krikorian, Priscilla Dodakian, 11:353
Extending Public Trust Duties to Vermont's Agencies: A Logical Interpretation of the Common Law Public Trust Doctrine, Fitzgerald, Donna Sheehan, 19:509
Farmland Preservation in Vermont and the Creative Use of Land Trusts, Rice-Osterhoudt, Rebecca, 11:603
Federal Preemption of State and Local Rent Control Laws Through FIRREA: A Proposal to Protect Tenants and the RTC, Riley, William D., 16:969
Fence Viewers And Division Fences In Vermont: New Expectations, Di Stefano, Mark J., 8:433
Filtration Avoidance Under the Safe Drinking Water Act, Messina, Edward J., 19:557
Forgotten Rights: Takings Claims and the International Emergency Economic Powers Act, Meezan, David M., 21:591
Formal Enforcement of Act 250, Bashaw, John R., 10:469
FRESPCH: Vanity Plates and the First Amendment, Medley, Laurie D., 25:879
Full Faith and Credit and the Recognition of Foreign Alimony Decrees in Vermont, Berger v. Berger, 138 Vt. 367, 417 A.2d 921 (1980), Livingston, Randall M., 6:539
Gender Bias Against Fathers in Custody? The Important Difference Between Outcome and Process, Cadwell, Leslie A., 18:215
Government's Udder Disregard for a Consumer's Right to Information on RBST: Mandatory Labeling of Mild Products Should Be Allowed, Lennon, Kathleen, 22:433

Grandparents' Statutory Right to Petition for Visitation: Vermont and the National Framework, Collins, Timothy, 10:55
Greenmoss Builders v. Dun & Bradstreet, Blythe, David J., 10:205
Groundwater Rights in Vermont: Drinkwine v. State, Sahl, John P., 4:189
Group Homes and Deinstitutionalization: The Legislative Response to Exclusionary Zoning, Adler, Steven A., 6:509
Guardianship for the Adult: A Need for Due Process Protections in Vermont, Smiddy, Linda O., 4:95
Hacking Vermont's Computer Crimes Statute, Tower, Julie A., 25:945
Haner v. Bruce: Failure to Accord to the Present Realities of the Real Estate Recording System, Ellis, William F., 12:283
Hazardous Waste Cleanup: Trying to Keep the Sleeping Ogre Asleep, Van Tuyn, Peter, 14:247
Hear No Evil, See No Evil: In re Spencer and the Twilight of Judicial Scrutiny in Vermont, Goss, James P.W., 14:501
Highway Construction on the New York State Forest Preserve: Permissible Limits and Arbitrary Restrictions, Racette, Peter, 10:179
Home Confinement as a Condition of Probation: A Proposal for Vermont, Sand, Robert L., 12:123
How Many Wrongs Does It Take to Make a Human Right?, Marecic, Charles, 22:201
Hydropower and Wetlands: Can Vermont Use Its Wetlands Rules to Place Conditions on Federal Hydroelectric Licenses?, Stafford, Robin, 22:678
Hypnotic Memories of Childhood Sexual Abuse: An Argument for Liberal Admissibility in Civil Cases, Lustberg, Lori B., 22:655
In re New England Telephone and Telegraph Company: The Scope of Authority of Counsel for the Public in Utility Rate Cases, Zamore, Peter H., 4:141
In re Quechee Lakes Corporation: Mitigating Aesthetic Environmental Damage or an Eyesore on Act 250 Land Use Protections?, Granger, Robert C., 16:541
In The Best Interests of the Child? The Misapplication of the UCCJA and the PKPA to Interstate Adoption Custody Disputes, Crawford, Melissa, 19:99
Inert Ingredients and Pesticide Registration Data Requirements: EPA's Complacency Compounds FIFRA's Inadequacies, Hogan, Kevin M., 15:265
Insider Trading: The Current Move Toward Increasing Civil and Criminal Liability for an Ill-Defined Crime and the Need for a Definition, Baribeault Jr., Raymond L., 14:79
Interstate Testimony by Child Protective Agency Workers in the Child Custody Context, Jones, P. Andrew, 21:633
Is All Privacy Created Equal?, Brennan, Annemarie, 20:815
It Works Fine in Europe, So Why Not Here? Comparative Law and Constitutional Federalism, Perales, Kathryn A., 23:885
Jar Wars in the Green Mountain State: Vermont's Drug Use Testing Act Has the Potential to Be the Best in the Nation, Field, Andrew J., 13:593

Joint Adoption: A Queer Option?, Unsigned, 15:197
Judicial Review of Criminal Convictions Based on Circumstantial Evidence, Dunn, David N., 6:197
Judicial Tenure in Vermont: Does Good Behavior Merit Retention?, McLean, David, 24:1321
Jurisdiction Over Adjudications Involving the Abenaki Indians of Vermont, Doremus, Christine A., 10:417
Juvenile Proceedings: Changed Circumstances—The Procedural Obstacle to Termination of Parental Rights, Meub III, William H., 2:191
Laaman v. Helgemoe: Degeneration, Recidivism and the Eighth Amendment, Reynes, Stephen A., 3:243
Large Development Meets Act 250: Does Phasing Make a Monster or Tame It?, Henrie, Michelle, 23:393
Leaving the Scene: Aesthetic Considerations in Act 250, Jackson, Andrew MacLeod, 4:163
Legal Barriers to the Restoration of Aquatic Systems and the Utilization of Adaptive Management, Coleman, Warren T., 23:177
Legislative Control Over The Uranium Industry In Vermont: Flirting With Preemption, St. Amand, Lisa Anne, 7:315
Legislative Review of Agency Rule-Making: Vermont's Antlerless Deer Hunting Regulation, Bashaw, John R., 11:105
Lessening the Mens Rea Requirement for Hazardous Waste Violations, Ianelli, Judith, 16:419
Litigating the Crossroads Between Sweet Home and Daubert, Jensen, Brandon, 24:169
Living Without Principles: State v. Brunelle and the Vermont Supreme Court, Katims, Robert W., 13:347
Maine's Commercial Whitewater Outfitter Laws: "Maximizing Competition" or Destroying It?, Abbott, John W., 11:233
Mandatory Mediation of Custody Disputes: Criticism, Legislation, and Support, Vincent, Maggie, 20:255
Marking the Line Between Criminal Fraud and Commercial Misfortune: The Amendment of Vermont's Law of False Pretense, Proctor, Bruce N., 7:125
Maternity Leave for Vermonters: The Good News and the Bad News, Vivaz, Dora Sybella, 14:179
Medical Breakthroughs in Human Fetal Tissue Transplantation: Time to Reevaluate Legislative Restrictions on Fetal Research, Ferenc, Neal D., 13:373
Medical Malpractice, Contract or Tort: The Vermont Statute of Frauds, Mochalski, Jeffrey C., 10:99
Methods and Motives for Imposing Strict Liability on Parties Hiring Independent Contractors to Transport Hazardous Materials in the State of Florida, Dobson, Kenneth P., 24:1297

Moving Beyond Risk in Assessing Technological Artifacts: The Case of Recombinant Bovine Somatotropin, Beiswenger, John, 16:667
Moving Beyond the Body Count and Toward Compliance: Legislative Options for Encouraging Environmental Self-Analysis, Marty, Kirk F., 20:495
No Contribution Among Joint Tortfeasors: The Rule That Has Fooled The Courts And Foiled The Vermont Legislature, Righter, Mark, 7:337
Nonpossessory Prejudgment Attachments of Real and Personal Property in Vermont, Koch Jr., William T., 3:217
Note from the Editors, Costello, Rose, 24:581
Note from the Editors, Jones, Ross, 24:119
"One for the Road"—The Reliability of Retrograde Extrapolation and the Implications for Vermont Statutes, Abbott, Ellen J., 16:395
Party Status and Standing Under Vermont's Land Use and Development Law (Act 250), Healey, William V., 2:163
Patenting Transgenic Animals: When the Cat's Away, the Mice Will Play, Jones, Terri A., 17:875
People Who Live In Glass Houses Should Not Build In Vermont: The Need For A Statute of Limitations For Architects, Thomas, Charlotte E., 9:101
Physician-Assisted Suicide: a "Right" Reserved for Only the Competent?, Dalbey Donahue, Joan W., 19:795
Plugging the Leak in Underground Storage Tanks: The 1984 RCRA Amendments, Commons, Geoffrey, 11:267
Post-Traumatic Stress Disorder As An Insanity Defense In Vermont, Carroll, James, 9:69
Precedent and the Jewett Admonition, Soltan, Charles C., 10:447
Precharge Diversion of the Youthful Offender in Vermont: Right to Counsel, Angres, Robert J., 1:143
Prelude to a Miss: A Cautionary Note Against Expanding DNA Databanks in the Face of Scientific Uncertainty, Deck, Jennifer Sue, 20:1057
Preserving Gypsy Culture through Romani Law in America, Kanwar, Joy, 24:1265
Presumption of Intoxication—Vt. Stat. Ann. tit. 23, section 1204(a)(3) Creates a Permissive Inference and Not a Rebuttable Presumption as Previously Interpreted—State v. Dacey, 138 Vt. 491, 418 A.2d 856 (1980), McClintock, Lon T., 5:407
Private Schools in Vermont: The "Equivalency Exception" to Compulsory Public School Attendance—State v. LaBarge, Bristow, Claudia Horack, 2:205
Promissory Estoppel and "Property" in the Due Process Clause: Toward a Consistent Rationale, Richards III, Rowland, 20:847
Property Tax Exemptions for Nonprofit Organizations in Vermont, Copper, Thomas N., 6:217

Prosecutorial Misconduct and Jury Challenges—Application of the Harmless Error Doctrine—State v. Hohman, 138 Vt. 502, 420 A.2d 852 (1980), Storrow, Charles F., 6:299

Protecting Common Property Resources Through the Marketplace: Individual Transferable Quotas for Surf Clams and Ocean Quahogs, Marvin, Katharine A., 16:1127

Protecting Liberty Interests: Developments in Vermont's Mental Health Law as Federal Constitutional Protection Declines, Saxman, Anna, 9:265

Protecting the Salmon: An Implied Right of Habitat Protection in the Stevens Treaties, and its Impact on the Columbia River Basin, Anderson, Ivy, 24:143

Public Access to Pretrial Hearings, Kantor, Steven J., 6:415

Quantitative Justice: Have the Federal Sentencing Guidelines Forsaken Quality?, Legus, Carrie, 21:1145

Raising Revenue for an Adequate Education in New Hampshire, Brown Thunberg, Marcia A., 20:1001

Rape: Adding Insult to Injury, Purdy, Linda A., 11:361

Recreational Rights In Public Water Overlying Private Property, Hatch, Marcia L., 8:301

Regulation of Energy Developments in the Green Mountain National Forest: Is Vermont Law Preempted?, Storrow, Charles F., 7:97

Regulation of Investment Newsletter Publishers: The SEC's Power Reaches a New Lowe, Hall, Thomas J., 11:175

Relevant Conduct and the Impact of the Preponderance Standard of Proof Under the Federal Sentencing Guidelines: A Denial of Due Process, Greenwald, Lauren, 18:529

Reopening and Modifying Awards in Vermont Workers' Compensation Cases, Levine, Matthew I., 9:289

Restoring Citizen Suits After Lujan v. Defenders of Wildlife: The Use of Cooperative Federalism to Induce Non-Article III Standing in State Courts, Grantham, William, 21:977

Restricting The Right To Bail: Vermont's New Constitutional Bail Amendment, DeTora, Alice E., 8:347

Resurgence of the River Treasure: Jefferson PUD and a Comprehensive Plan for Hydroelectric Power, Handy, Seth, 20:201

Retaliatory Discharge And Vermont's Need For An Exception To The "Rule", Landry, Philip J., 9:151

Running Smooth: A Perspective on Vermont's Article Eleven in Relation to the Fourth Amendment, Hubbard, Robert, 22:609

Russo v. Griffin: The Death of Vermont's Locality Rule in Legal Malpractice, Cowles, David R., 12:295

School Shootings and the Over-Reliance Upon Age in Choosing Criminal or Juvenile Court, Foster, Lynn, 24:537

Security of Tenure for the Residential Tenant: An Analysis and Recommendations, Sullivan, Paul, 21:1015
Sexual Harassment Between Peers Under Title VII and Title IX: Why Girls Just Can't Wait to be Working Women, LeClair, Laurie, 16:303
Slowing the Rush to Burn: The Need to Revise Federal Municipal Solid Waste Policy to Prioritize Recycling over Incineration, Irwin, Thomas F., 19:891
Solid Waste Source Reduction and the Product Ban: A Commerce Clause Violation?, Montroll, Kim Ingrid, 13:691
Solving the Pound Animal Controversy: A Proposed Amendment to the Animal Welfare Act, Whitney, Karen L., 15:369
Standard of Care, Duty, and Causation in Failure to Warn Actions Against Mental Health Professionals, Michak, George A., 11:343
State Regulation Of Private Church Schools: An Examination of Vermont's Act 151, McCoy, Deborah S., 8:75
State v. Catsam: A Clarification of Evidentiary Standards in Vermont Child Sexual Abuse Cases, Katims, Robert W., 12:485
Streamflow Policy in Vermont: Managing Conflicting Demands on the State's Waters, McLean, Joseph S., 19:191
Students' Free Speech Rights in Public Schools: Content-Based Versus Public Forum Restrictions, Montroll, Andrew H., 13:493
Subsidiary Conduct as a Basis for Long-Arm Jurisdiction Over a Parent Corporation in Vermont, Weatherly, Craig, 3:111
Successor Landowner Liability Under the Vermont Hazardous Waste Act of 1985, Kelly, George W., 10:487
Superfund is Not Super Fun: Bringing Reg-Neg to Hanford, Carpenter, David G., 21:677
"Tanks for the Memories": Abandoning Caveat Emptor for the Transfers of Residential Property Contaminated with Petroleum from Leaking Underground Storage Tanks, Polonsky, Alex, 22:979
Target Defendants and Tort Law Reform: A Perspective on Medical Malpractice and Municipal Liability, Michak, George A., 11:535
Taxation of Preservation Interests as Property in Vermont, Clark, Kenneth A., 5:161
Taxing Vermonters for Education: Reform of the Property Tax, Duva, Linda D., 15:479
Telemedicine: Medical Treatment Via Telecommunications Will Save Lives, But Can Congress Answer the Call?, Matak, Joy Elizabeth, 22:231
The "Malling" of Vermont: Can the "Growth Center" Designation Save the Traditional Village from Suburban Sprawl?, Jay, Jessica E., 21:929
The "Sibling State" Approach to the Vermont Constitution: Post-Arrest, Pre-Miranda Silence in Vermont, Gottlieb, Ira, & Weimer, Gregory A., 13:357

The Appointment of Guardians by Will: A Comparison of Vermont's Statutory Provisions with the Provisions of the Uniform Probate Code, Grossman, Daniel F., 4:275

The Battle Against Insider Trading: Are We Paying Too High A Price For Too Little Gain?, DiRusso, Francis Christian, 14:457

The Battle of Lake Champlain—Interstate Pollution and the Inadequacy of the Judicial Process: Vermont v. New York, Giandomenico, Frederick C., 1:175

The Clean Air Act's Credible Evidence Rule: Achieving Greater Efficiency in Environmental Regulation, Langer, David, 23:673

The Compensability Of Mental Injuries Under Vermont's Workers' Compensation Act, Heintzelman, Peter Mark, 8:145

The Creation of Employment Terms to Govern Public Employees in the Interim Between Collective Bargaining Agreements—Vermont State Employees Ass'n v. State, Travis, Tod, 3:229

The Departments of Commerce and Interior: Bifurcating an Evolutionary Significant Unit under the Endangered Species Act, Hulesserian, Tanya A., 23:605

The Effect of Act 250 on Prime Farmland in Vermont, Kaplan, Stephanie J., 6:437

The Empire State SLAPPs Back: New York's Legislative Response to SLAPP Suits, McBride, Jr., Edward W., 17:925

The Exhaustion Requirement Under Section 1983 in the Second Circuit, Moore, Kathleen McDonnell, 6:269

The Food and Drug Administration's Power to Recall a Harmful Product and Other Remedial Actions: The Powerless Consumer, Forgays, Janice Alexander, 10:129

The General Duty Clause of the Vermont Occupational Safety & Health Act, Fletcher Jr., Robert E., 4:305

The Haitian Refugee Crisis and U.S. Immigration Law: The Extraterritorial Scope of Section 243(h) of the Immigration and Nationality Act, Hickey, Bridgette E., 18:173

The Hazardous Waste Wars: An Examination of the Origins and Major Battles to Date, with Suggestions for Ending the Wars, Bridgers, William David, 17:821

The Hidden Value of a Dime: How a Federal Bottle Bill Can Benefit the Country, Godush, Brett, 25:855

The Indian Gaming Regulatory Act: A Forum for Conflict Among the Plenary Power of Congress, Tribal Sovereignty, and the Eleventh Amendment, Jones, Eric D., 18:127

The Lack of Privacy in Vermont, Monte, Suzanne M., 24:199

The Membership of Judges in Gender Discriminatory Private Clubs, Doane, Wayne, 12:459

The National Park Service Organic Act and Section 7(A)(1) of the Endangered Species Act: Prioritizing Recreation and Endangered Species Preservation in the National Parks, Hudson, Eric, 22:953

The Need For Exacting Legislation Regulating The Shipment Of Radioactive Wastes In Vermont, Cawley, Rick, 8:407
The New Hampshire/Vermont Solid Waste Project: Is There a Solution?, Simpson, Aaron H., 20:1091
The Precautionary Principle in Marine Fisheries Conservation and the U.S. Sustainable Fisheries Act of 1966, Territo, Michele, 24:1351
The Principle Problem: State v. Jewett and the New Judicial Federalism, Racette, Peter, 10:437
The Proposed Administrative License Suspension Procedures in Vermont: How Much Process Are Drunken Drivers Due?, Norton, Stephen G., 11:75
The Quick of the Matter: The Proposition of Takings Litigation Under the Save Our Springs Ordinance, Friend, Gregory S., 25:545
The Regulation of Campaign Financing in Vermont: More Loophole than Law, Deiss, Wm. David, 6:237
The Relation of the Equitable Doctrine of Subrogation to Vermont's Strict Foreclosure Law, Riedl, Keith, 7:71
The Rights of the Biological Father: From Adoption and Custody to Surrogate Motherhood, Stanton, Elizabeth Rose, 12:87
The Serious Young Offender Under Vermont's Juvenile Law: Beyond The Reach of Parens Patriae, Junger, Patricia D., 8:173
The Standard of Review in Equal Protection and Due Process Challenges to Vermont's Blue Laws, Murphy, Daniel, 6:173
The Surface Transportation Assistance Act: Federalism's Last Stand?, Scaramozza, James Michael, 11:203
The Totten Doctrine and Its Poisoned Progeny, Flynn, Sean C., 25:793
The Use of Classifications Based on Gender and Marital Status in Insurance: Current Vermont Law, Rice-Osterhoudt, Rebecca, 11:685
The Vermont Department of Public Service's New Found Power Under Senate Bill 130: A Case of Conflicting Interests, Gottlieb, Ira, 12:517
The Vermont Labor Relations Board's Role in Grievance Proceedings: Let's Make this Process Work, Gottlieb, Ira, 12:429
The Vermont Supreme Court: "Guilty" of Judicial Legislating?, Scaramozza, James Michael, 11:661
The Waiver of Defenses by Guarantors in Guaranty Contracts and the Nonwaiver Provisions of the Uniform Commercial Code, Collins, Michael B., 5:73
The West Coast of New England: A Case for the Inclusion of Lake Champlain in the Federal Coastal Zone Management Program, Straub, Michael J., 16:749
To be or not to be: Opt-in Status Under the Antiterrorism and Effective Death Penalty Act, Stummer, Cristina, 25:603
Toxic Substance Safety Statute Violations: Should Vermont Adopt the Negligence Per Se With Excuse Doctrine?, DePey, Diane A., 10:151

Transferable Development Rights in Vermont: Is There a Taking Problem?, Van Tuyn, Peter, 13:715
Transportation Control Plans under the 1990 Clean Air Act as a Means for Reducing Carbon Dioxide Emissions, Donnellan, Michael T., 16:711
Trustee Process Against Earnings in Vermont, Richardson, Susanne, 5:133
Two for the Road: Administrative License Revocation and Multiple Punishments Under the Double Jeopardy Clause, Jean, Joseph D., 21:1259
Vagueness and Overbreadth: The Constitutional Challenges to Vermont's Land Use and Development Law (Act 250), Hill, Shelley A., 5:329
Valuation of Business Inventory Under Vermont's Personal Property Tax: A Proposal to Abolish the Existing System of April 1 Valuation and to Adopt Average Valuation Appraisal, Cattani II, Louis J., 1:203
Vermont Adults Only Communities and the Fair Housing Act, Hanson, Carl D., 14:161
Vermont Law Governing Standing in Zoning Appeals: An Argument for Expansion, Gomez, Jane E., 12:217
Vermont Rule of Evidence 807 and the Confrontation Clause, Marks, Carol, 10:497
Vermont's Blood Alcohol Test: Illegal Search and Seizure?, Goldberg, Richard A., 2:93
Vermont's Children In Need of Care Or Supervision: Judicial Discretion Or Definition?, Shaw, J. David, 8:119
Vermont's Close Jail Execution: Physical Incarceration of the Wilful and Malicious Tortfeasor, Chapman III, S. Stacy, 3:165
Vermont's Efforts to Protect Mobile Home Park Tenants: Is there a Taking?, Ertel, Joanne M., 16:1027
Vermont's Law of Promises Running With the Land: Formal Restraints on a Practical Doctrine, Livingston, Randall M., 6:437
Vermont's Misplaced Application of the Closely Regulated Industry Exception to the Warrant Requirement Under Article Eleven, Deshaies, Cheryl, 21:1201
Vermont's Mootness Doctrine, Smiddy, James D., 4:257
Vermont's New Debtor's Exemption Statute, Lynch, David W., 13:609
Vermont's New Groundwater Law, Commons, Geoffrey, 10:479
Vermont's Public School Finance System: A Constitutional Analysis, Jankowski, Shari M., 12:239
Vermont's Voluntary Sterilization Statutes and the Rights of the Mentally Handicapped, Silverstein, Pamela H., 4:331
Victimizing the Child Victim: Vermont Rule of Evidence 807 and Trauma in the Courtroom, Marks, Carol, 11:631
Victims' Rights: Vermont's New Law, Bowerman, Lauren, 11:695
Visitation in the Domestic Violence Context: Problems and Recommendations, Bessenyey, Ilona M., 14:57
Voir Dire in New Hampshire: A Flawed Process, Smith, Lee, 25:575

Wading Through the Rhetoric of the Telecommunications Act of 1996: Uncertainty of Local Zoning Authority Over Wireless Telecommunications Tower Siting, Tan, Gregory, 22:461
Waste Not, Want Not: Can the Public Policy Doctrine Prohibit the Destruction of Property by Testamentary Direction, Sykas, Abigail J., 25:911
Wild Lands and System Values: Our Legal Accountability to Wilderness, Foster, Leann, 22:917
Will the "Increasing Weight of History" Crush the Vermont Abenaki's Chances for Federal Acknowledgment?, Hatfield, Meredith, 23:649
Workplace Defamation: Public Policy, Compelled Self-Publication, and the Vermont Constitution, Blythe, David J., 16:341
You Can't Touch This: A Discussion of the Perils of Phillips v. Washington Legal Foundation and the Detrimental Effect to Individuals of Expanding the Definition of Property Without Proper Consideration, Goldstein, Nick, 24:1183
Yucca Mountain and Reversing the Irreversible: The Need for Monitored Retrievable Storage in a Permanent Repository, Ross, David P., 25:815
Zoning Variance Administration In Vermont, Donovan, Michael D., 8:371
Zoning—Right of Town to Deny State Agency a Zoning Permit—Vermont Division of State Buildings v. Town of Castleton Board of Adjustment, 138 Vt. 250, 415 A.2d 188 (1980), Adler, Steven A., 6:309

Tributes, Dedications, and Awards

A Thought on Mollie, Asplan, Trish, 21:737
A Tribute To Chief Justice Albert Wilkins Barney, Billings Jr., Franklin S., 8:203
Biker Beattie, Wright, Steve E., 21:741
In Honor Of Albert W. Barney, Easton Jr., John J., 8:209
Jonathon Boyd Chase, Vermont Law Review, 13:1
Judge Albert W. Coffrin, Hoff, Philip H., 18:3
Judge Albert W. Coffrin, Holden, James S., 18:1
Judge Edward J. Costello, Allen, Frederic W., 18:5
Judge Sterry R. Waterman, Oakes, James L., 9:1
Julien and Virginia Cornell Library, Vermont Law Review, 16:575
Remembering Mollie H. Beattie, Clinton, William J., 21:753
Remembering Thomas Debevoise and His Contributions to Vermont Law School, McCrory, John P., 19:595
Remembering Thomas M. Debevoise, Rockefeller, Laurance S., 19:589
Respect for Law and Man: The Tort Law of Chief Justice Frank Rowe Kenison, Owen, David G., 11:389
She Runs with Wolves, Parenteau, Pat, 21:743
Sterry R. Waterman—An Appreciation, Debevoise, Thomas M., 9:7
The Uncommon Man—A Tribute to Judge Frank G. Mahady, Hudson, Paul F., 17:1

Thomas Lawlor Hayes, Hill, William C., 13:7
Thomas M. Debevoise, Debevoise Ostby, Anne, 19:599
Tom Debevoise, Redlich, Norman, & Kempner, Maximilian W., 19:593
Tribute to Mollie H. Beattie, Babbitt, Bruce, 21:751
Tribute to Mollie H. Beattie, Leahy, Patrick, 21:735
Tribute to Thomas Debevoise, Oakes, James L., 19:591
1998 Recipient—Cindy Ellen Hill, Vermont Law Review, 22:709
1999 Recipient—Gregory Packan, Vermont Law Review, 23:697
2000 Recipient—Bernard S. Carrey, Vermont Law Review, 24:1205
2001 Recipient—John R. Edwards, Vermont Law Review, 25:853