

June 1980

Index to Volume 82

Follow this and additional works at: <https://researchrepository.wvu.edu/wvlr>

Recommended Citation

Index to Volume 82, 82 W. Va. L. Rev. (1980).

Available at: <https://researchrepository.wvu.edu/wvlr/vol82/iss4/58>

This Index is brought to you for free and open access by the WVU College of Law at The Research Repository @ WVU. It has been accepted for inclusion in West Virginia Law Review by an authorized editor of The Research Repository @ WVU. For more information, please contact ian.harmon@mail.wvu.edu.

INDEX TO VOLUME 82**Leading Articles**

- Application of a Constitutionally-Based Duty
of Fair Representation to Union Hiring
Halls** *Robert M. Bastress* 31
- Applying Strict Liability to Defective Products
Litigation in West Virginia with
Explanatory Emphasis upon Coal
Mining Machinery Cases** *Richard E. Rowe* 13
- Black Lung Benefit Trusts as a Federal
Self-Insurance Alternative** *Peter M. Kelley* 847
- Clean Air Act Proceedings Affecting National
Coal Markets: An Examination of the
Authority of the President to Allocate
Markets** *James M. Friedman* 867
- Clementine in the 1980's (EEO and the
Woman Miner)** *Thomas H. Barnard* 899
Brenda J. Clark
- Coal: The Coming
Decade** *The Honorable Jennings Randolph* 835
- Commentary—Funding the Federal
Judiciary** *John M. Slack* 1
- Commentary—The Federal Criminal Code
Reform Act and New Sentencing
Alternatives** *Senator Edward M. Kennedy* 423
- A Common Sense Approach to Coal's Role in
Resolving America's Energy
Crisis** *John D. Rockefeller IV* 841
- A Comparative Study of Miners' Training
and Supervisory Certification in the
Coal Mines of Great Britain, the Federal
Republic of Germany, Poland, Romania,
France, Australia, and the United States:
The Case for Federal Certification of
Supervisors and Increased Training of
Miners** *J. Davitt McAteer* 937
L. Thomas Galloway

| | | |
|---|---|------|
| Essay—Fighting for their Lives: The Applicability of the Fairness Doctrine to Violence in Children's Television Programming | <i>Thomas Barton</i> | 285 |
| Essay—The Pit and the Pendulum: The Senate and S. 1403 | <i>Robert J. Shostak</i> | 1221 |
| Essay—The Rockefeller Amendment: Its Origins, Its Effect and Its Future | <i>Dennis M. Abrams</i> | 1241 |
| The Law of Medical Malpractice in West Virginia | <i>Michael J. Farrell</i> | 251 |
| Legal Representation of the Mentally Ill | <i>James R. Elkins</i> | 157 |
| A New Generation of United States Savings Bonds—Series EE and HH | <i>Paul S. Dalton</i> | 439 |
| A New Program for the Management of Federal Coal Reserves | <i>Guy R. Martin</i> | 1019 |
| Prior Crime Impeachment of Criminal Defendants: A Constitutional Analysis of Rule 609 | <i>Gene R. Nichol Jr.</i> | 391 |
| Regulatory Authority Under the Surface Mine Control and Reclamation Act of 1977 | <i>Steven L. Friedman</i> <i>Henry F. Siedzikowski</i> | 1053 |
| The Survivors' Twenty-Five Year Presumption under the Black Lung Benefits Reform Act of 1977: A Case for its Unconstitutionality | <i>David J. Millstone</i> <i>Maria J. Codinach</i> | 1079 |
| Symposium on <i>Bradley v. Appalachian Power Co.</i> —West Virginia Adopts Comparative Negligence | | |
| Alas and Alack, Modified Comparative Negligence Comes to West Virginia | <i>Thomas C. Cady</i> | 473 |
| Comparative Negligence in West Virginia: A Defense Overview | <i>Alvin L. Emch</i> | 493 |
| The Plaintiff's View of Comparative Negligence | <i>E. Joseph Buffa Jr.</i> | 523 |

Negotiation and Settlement: An
 Insurer's View of Comparative
 Negligence *John L. Hunt* 537

Appendix—Sample Special
 Interrogatory Forms 545

Symposium on Tax

A Tax Incentive Approach to the Depletion
 Allowance Dilemma..... *Thomas E. Bulleit Jr.* 1115

Federal Income Tax Treatment of the
 Acquisition and Disposition of Coal
 Interests: An Examination of I.R.C.
 § 631(c) *John C. Coggin III* 1139

Acquisition of Coal Property Interests:
 Some Federal Tax Planning
 Observations *Aaron H. Haspel* 1175
Douglas Sumner

Federal Income Tax Aspects of the
 Disposition of Coal Interests by a
 Corporation *Louis S. Southworth* 1201
James H. Nix

BOOK REVIEWS

Book Review: *The Brethren*, by Bob Woodward
 and Scott Armstrong *Gene R. Nichol, Jr.* 299

Book Review: *Energy Future: Report of the
 Energy Project at the Harvard
 Business School* *William H. Miernyk* 1257

STUDENT PROJECTS

Special Student Project: Developments Under
 the Surface Mining Control and Reclamation
 Act of 1977: 1979 & 1980 1277

Sixty Year Annotated Index of Coal
 Related Articles From the *West Virginia
 Law Review* 1347

Survey of Developments in West
 Virginia Law: 1979 723

STUDENT NOTES

| | | |
|--|------------------------------|------|
| Attorney's Liability Under ERISA | <i>David L. Campbell</i> | 129 |
| The Automobile Exception to the Warrant Requirement: Speeding Away From the Fourth Amendment | <i>Gene W. Gardner</i> | 637 |
| Changing Concepts in the Ad Valorem Severance Tax- ation of Coal in West Virginia | <i>John Kent Dorsey</i> | 1365 |
| Compensating Victims of Crime: Evolving Concept or Dying Theory? | <i>Kathleen V. Duffield</i> | 89 |
| A Constitutional Analysis of the Surface Owner Consent Provisions in the Tennessee Surface Mining Law and the West Virginia Oil and Gas Conservation Act | <i>James M. O'Brien</i> | 1385 |
| The Creation of Joint Tenancies— Common Law Technicalities vs. The Grantor's Intent | <i>Ellen Carle Lilly</i> | 335 |
| The Current State of Grievance Arbitration in the Coal Industry | <i>Larry W. Blalock</i> | 1401 |
| The Distribution of Marital Real Property Upon Divorce in West Virginia: The Need for Legislative Reform | <i>John F. Cyrus</i> | 611 |
| Evidentiary Requirements to Prove a Claim for Black Lung Benefits: Impact of the Black Lung Benefits Reform Act of 1977 | <i>F. Thomas Rubenstein</i> | 1425 |
| Jury Instructions v. Jury Charges | <i>J. Patrick Jones</i> | 555 |
| A Reappraisal of the Branch Banking Prohibition in West Virginia | <i>Kurt E. Entsminger</i> | 313 |
| A Review of the Conflict Between Community—Based Group Homes for the Mentally Retarded and Restrictive Zoning | <i>Jane E. Reiner</i> | 669 |
| Secular Control of Non-Public Schools | <i>Carl L. Fletcher, Jr.</i> | 111 |
| Tort of Insurer's Bad Faith Refusal to Pay First-Party Claims | <i>Linda Gay</i> | 579 |

CASE COMMENTS

| | | |
|--|--------------------------|-----|
| Case Comments: <i>State v. Frazier</i> | <i>Lucinda Masterton</i> | 703 |
| Gypsum Intent and Felonious Conspiracies Under Section 1 of the Sherman Act: <i>U.S. v. Gillen</i> | <i>Larry W. Blalock</i> | 371 |
| Inquiries Into the Numerical Division of Juries: <i>Ellis v. Reed</i> | <i>James M. O'Brien</i> | 383 |
| Ownership of Coal Bed Gas: <i>United States Steel Corporation v. Hoge</i> | <i>Donna P. Grill</i> | 357 |
| A Reaffirmation of Citizen Suits Policy Within the Clean Air Act: <i>Baughman v. Bradford Coal Co., Inc.</i> | <i>Hunter C. Quick</i> | 709 |
| The Transfer of Juveniles to Criminal Jurisdiction: <i>State v. M.M.</i> | <i>Linda Gay</i> | 687 |

