



Fall 9-1-1985

Table of Contents

Follow this and additional works at: <https://scholarlycommons.law.wlu.edu/wlulr>

Recommended Citation

Table of Contents, 42 Wash. & Lee L. Rev. (1985).

Available at: <https://scholarlycommons.law.wlu.edu/wlulr/vol42/iss4/1>

This Prefatory Matter is brought to you for free and open access by the Washington and Lee Law Review at Washington and Lee University School of Law Scholarly Commons. It has been accepted for inclusion in Washington and Lee Law Review by an authorized editor of Washington and Lee University School of Law Scholarly Commons. For more information, please contact christensena@wlu.edu.

WASHINGTON AND LEE LAW REVIEW

Volume 42

Fall 1985

Number 4

CONTENTS

ARTICLES

- Land-Based Pollution and the Chesapeake Bay .*John W. Warner*
John Warren Kindt 1099
- Unavoidably Unsafe Products: Clarifying the Meaning and Policy
Behind Comment K*Victor E. Schwartz* 1139
- Appeal de Novo in Virginia: An Examination of its Present
Utility*J. R. Zepkin* 1149

NOTES

- Justice Sandra Day O'Connor: Trends Toward Judicial Restraint . 1185
- Agency Nonacquiescence: Implementation, Justification and
Acceptability 1233
- The Nonprofit Corporation and Community Development in Bedford-
Stuyvesant 1259
- Transnational Discovery: The Balancing Act of American Trial Courts
and the Northern District of Illinois' New Approach to the
Hague Convention 1285
- A Nondeferential Standard for Appellate Review of State Law
Decisions by Federal District Courts..... 1311
- Constitutionality of Notice in Virginia Probate and Estate
Administration 1325
- The Protection of Computer Software Through Shrink-Wrap License
Agreements 1347
- Remedies for Employees Discharged for Reporting an Employer's
Violation of Federal Law 1383
- Concurrent Jurisdiction of Title VII Actions 1403

COMMENT

Bibbs v. Block: Standard of Causation and
Burden of Proof in an Individual Disparate
Treatment Action Under Title VII 1439

INDEX TO VOLUME 42 1453

© 1985 by the School of Law, Washington & Lee University
ISSN: 0043 0463

Printed by Western Newspaper Publishing Co., Inc., 537 East Ohio Street, Indianapolis, Indiana 46204.

STATEMENT OF OWNERSHIP, MANAGEMENT AND CIRCULATION as required by Act of Congress of August 24, 1912, as amended by the Act of March 3, 1933, July 2, 1946, and June 11, 1960: The *Washington and Lee Law Review* is owned by Washington and Lee University and is entered as second class matter at the Post Office in Lexington, Virginia 24450, with additional mailing privileges in Indianapolis, Indiana. Daniel P. Shaver is Editor-in-Chief and Barbara L. Morris is the Business Manager. Their address is *Washington and Lee Law Review*, Washington and Lee University, Lexington, Virginia 24450. There are no bond, mortgage, or other security holders. The average number of copies of each issue for the preceding twelve months was 1602.

The *Washington and Lee Law Review* (ISSN 0043-0463) is published quarterly by the Washington and Lee University School of Law in Lexington, Virginia 24450. Subscription prices, payable in advance, are \$17.50 (\$20.50 foreign) per Volume (four issues); \$7.00 for *The Fourth Circuit Review* (Spring issue); and \$6.00 for *The Annual Review of Securities and Commodities Law* (Summer issue). Individual copies of *The Fourth Circuit Review* issue are \$9.50; individual copies of all other issues are \$8.50. All requests for subscriptions should be mailed to the *Washington and Lee Law Review*, Washington and Lee University, Lexington, Virginia 24450. Subscriptions will be continued automatically unless a written request for discontinuance is received. Copies for back issues through Volume 40 may be obtained from Fred B. Rothman & Co., 10368 West Centennial Road, Littleton, Colorado 80127. Copies of issues from Volumes 41 and 42 may be purchased directly from the *Washington and Lee Law Review*.

Except as otherwise provided, the author of each article in this issue has granted permission for copies of that article to be made for classroom use, provided that (1) copies are distributed at or below cost, (2) author and journal are identified, (3) proper notice of copyright is affixed to each copy, and (4) the user notifies the *Washington and Lee Law Review* that he or she has made such copies.

The materials published in the *Review* state the views of the writers and not necessarily of the *Review*, which takes no responsibility for any statement made herein.