

Spring 3-1-1988

## The Fourth Circuit Review

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



Part of the [Courts Commons](#)

---

### Recommended Citation

*The Fourth Circuit Review*, 45 Wash. & Lee L. Rev. 647 (1988),  
<https://scholarlycommons.law.wlu.edu/wlulr/vol45/iss2/8>

This Article is brought to you for free and open access by the Washington and Lee Law Review at Washington & 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 & Lee University School of Law Scholarly Commons. For more information, please contact [lawref@wlu.edu](mailto:lawref@wlu.edu).

# THE FOURTH CIRCUIT REVIEW

## CONTENTS

FOREWORD .....	Francis D. Murnaghan, Jr. 649
I. ADMIRALTY & MARITIME LAW	
<i>The Rescue Doctrine in Maritime Law After</i> <i>Furka v. Great Lakes Dredge and Dock Co.</i> .....	661
II. ANTITRUST LAW	
<i>Persons Under the Sherman Act: Rex Systems,</i> <i>Inc. v. Holiday</i> .....	679
III. BANKRUPTCY & CREDITORS' RIGHTS	
Vancouver Women's Health Collective Society v. A.H. Robins Co.: <i>Providing</i> <i>Adequate Notice to Foreigners in a</i> <i>"Mass Tort" Bankruptcy Proceeding</i> .....	691
IV. CRIMINAL PROCEDURE	
<i>The Fourth Circuit's New Limitations</i> <i>on Struck Jury Venires:</i> <i>United States v. Ricks</i> .....	707
V. CONSTITUTIONAL LAW	
J.A. Croson Co. v. City of Richmond: <i>Nonfederal Government Entities May</i> <i>Use Racial Classifications Only to Remedy</i> <i>Prior Government Discrimination</i> .....	721
VI. COPYRIGHT, PATENT & TRADEMARK LAW	
Brunswick Beacon, Inc. v. Schock-Hopchas Publishing Co.: <i>Interpreting the "Work</i> <i>Made for Hire" Doctrine of the 1976</i> <i>Copyright Act</i> .....	735
VII. CORPORATE & SECURITIES LAW	
A. <i>The Duty to Disclose Financial Projections</i> <i>Under SEC Rule 10b-5: The Fourth Circuit Holds</i> <i>that Unreliable Financial Projections Are Not Material</i> .....	753
B. <i>Limiting the Scope of Civil RICO: International</i> <i>Data Bank, Ltd. v. Zepkin</i> .....	767
VIII. EMPLOYMENT & LABOR LAW	
<i>When Does the Ninety Day Complaint Filing</i> <i>Period Begin for 42 U.S.C. § 2000e-5(f)(1)?</i> <i>Harvey v. City of New Bern Police Department</i> .....	781

## IX. INSURANCE LAW

Mraz v. Canadian Universal Insurance Co.: <i>Determining when Hazardous Waste Damage Occurs for Purposes of Insurance Coverage</i> .....	797
---	-----

## X. REAL PROPERTY LAW

Gulf Oil Corp. v. Chiodo: <i>Interpreting Dual Option Leases Again</i> .....	819
--	-----

## XI. TORTS

A. Spell v. McDaniel: <i>Spelling Out Two Theories of Municipal Liability for Incidents of Police Misconduct</i> .....	841
--	-----

B. Webb v. Blackie's House of Beef, Inc.: <i>Sobering Judicial Restraint on Dram Shop Liability in Virginia</i> .....	867
--	-----

TABLE OF CASES .....	882
----------------------	-----