

Duke Law Journal

VOLUME 1974

APRIL

NUMBER 2

Editor-in-Chief

R. WADE NORRIS

Administrative Law Editor

ALFRED G. ADAMS, JR.

Article Editors

THOMAS E. McLAIN

GEORGE C. SMITH

Executive Editor

RUSSELL B. RICHARDS

Note & Comment Editors

PHILIP W. BOESCH, JR.

MARK D. KAUFMAN

JOHN A. SANDERS

Research & Managing Editors

JAY J. LEVIN

C. RICHARD RAYBURN, JR.

Editorial Board

JAMES W. BERRY, JR.
RAYMOND F. BROWN
CANDACE M. CARROLL
KENNETH H. DAVIDSON
STEPHEN N. DENNIS
JAMES C. DRENNAN
JOHN V. DWYER, JR.
JOHN W. EDWARDS, II
JAMES R. ELLER, JR.
RICHARD FREED
FRED W. FULTON

EARLE D. GETCHELL, JR.
RONALD R. JANKE
JERRY W. JERNIGAN
PATRICIA H. MARION
PHILIP H. MOÏSE
JOSEPH ST. AMANT
BRETT A. SCHLOSSBERG
NORMAN A. SMITH
RANDALL P. SPACKMAN
THOMAS STEVENS
LYNN D. WARDLE

Staff

MARGARET I. ADAMS
THOMAS A. ALLEN
JON P. BACHELDER
JANET F. BENTLEY
FREDERICK BROWN
JAMES H. CARLL
FRANKLIN T. CAUDILL
FRANK J. DANA, III
TIMOTHY J. DeBaets
ROBERT J. HENRY
STEPHEN A. HILDEBRANDT
JOHN A. HOWELL
KEITH A. HUNSAKER, JR.
WILLIAM S. KABLE
H. CRAIG KINNEY
GARY G. LYNCH
HUGH R. McDONALD
T. NELSON MANN

WILLIAM E. MARTIN
K. RODNEY MAY
MARGOT A. METZNER
JOHN RANDOLPH MILLER
TOM MILLER
FRANCIS H. MORRISON, III
ASH PIPKIN
MICHAEL C. QUILLEN
WILLIAM J. REIFMAN
CLINTON RICHARDSON
THOMAS S. RICHEY
DOUGLAS W. SEITZ
G. PALMER STACY, III
LAWRENCE D. STECKMEST
NEAL E. TACKABERY
PAUL H. TIETZ
JOHN W. WELCH
DAVID R. WIECHEL

Business Manager

Mrs. PEGGY MILES

EDITOR'S NOTE

The *Journal* publishes in this issue its fifth annual survey of major developments in federal administrative law. We are grateful for the valuable assistance which the Board of Advisors has once again rendered in the preparation of this issue.

BOARD OF ADVISORS

FEDERAL ADMINISTRATIVE LAW DEVELOPMENTS

William H. Allen; Council Member, ABA Section of Administrative Law; member of District of Columbia bar.

Milton M. Carrow; Chairman, ABA Section of Administrative Law; member of New York bar.

Herbert E. Forrest; Chairman, Agency Rule Making Committee of ABA Section of Administrative Law; Member, Special Committee on Revision of Administrative Procedure Act of ABA Section of Administrative Law; member of District of Columbia, Maryland and Virginia bars.

Ernest Gellhorn; Professor of Law, University of Virginia.

Chisman Hanes; Member, Special Committee on Revision of Administrative Procedure Act of ABA Section of Administrative Law; member of District of Columbia and North Carolina bars.

Lee Loevinger; Commissioner, Federal Communications Commission, 1963-68; member of District of Columbia and Minnesota bars.

Willis B. Snell; Council Member, ABA Section of Administrative Law; Member, Special Committee on Revision of Administrative Procedure Act of ABA Section of Administrative Law; Member, Board of Editors, *ADMINISTRATIVE LAW REVIEW*; member of District of Columbia bar.

F. Trowbridge vom Baur; member of District of Columbia, Illinois and New York bars.

Paul R. Verkuil; Assistant Professor of Law, University of North Carolina, Consultant to the Administrative Law Conference.

Jerre S. Williams; Council Member, ABA Section of Administrative Law; John B. Connally Professor of Civil Jurisprudence, University of Texas Law School; Former Chairman, Administrative Conference of the United States.