TITLE INDEX

In this Index the type of writing is designated by a letter following the title: (A) article; (B) book review; (C) comment; (D) address; (E) essay; (F) foreword; (N) note; (P) project; (RD) recent developments; (S) symposium; and (T) tribute.

The APA as a Statutory Grant of Jurisdiction (P) ............... 1972:227

Administrative Discovery (P) ........................................ 1971:238

Administrative Discretion, Judicial Review, and the Gloomy World of Judge Smith (S)—Ronald M. Levin .................. 1986:258


Administrative Equity: An Analysis of Exceptions to Administrative Rules (A)—Alfred C. Aman, Jr. ............. 1982:277

Administrative Failure and Local Democracy: The Politics of DeShaney (E)—Jack M. Beermann ......................... 1990:1078


The Administrative Process, by Glen O. Robinson & Ernest Gellhorn (B)—Charles R. McManis .................... 1975:569

Administrative Process Reform in a Discretionary Age: The Role of Social Consequences (A)—Wesley A. Magat & Christopher H. Schroeder .......................... 1984:301

Administrative Substance (A)—Cass R. Sunstein ............. 1991:607

Adverse Inferences in NLRB Adjudication (RD) ............... 1973:318

Agency Adjudication by Summary Procedure (P) ............. 1970:129

Agency Adjudication to Avoid Rule Making (P) ............. 1970:98
<table>
<thead>
<tr>
<th>Title</th>
<th>Volume</th>
<th>Page</th>
</tr>
</thead>
<tbody>
<tr>
<td>Agency Decision Which Ignores the Examiner's Decision</td>
<td>1971</td>
<td>256</td>
</tr>
<tr>
<td>Agency Power to Increase Sanctions Imposed by the Trial Examiner</td>
<td>1970</td>
<td>156</td>
</tr>
<tr>
<td>Allocating Power Between Agencies and Courts (A)—<em>C. Edward White</em></td>
<td>1974</td>
<td>195</td>
</tr>
<tr>
<td>An Agenda for Investigation: Should the APA be Amended to Provide Standards for Agency Review of Administrative Trials? (A)—<em>William Fauver</em></td>
<td>1973</td>
<td>135</td>
</tr>
<tr>
<td>Antitrust Violations and the Commodities Exchange Commission</td>
<td>1972</td>
<td>300</td>
</tr>
<tr>
<td>Applicability of NEPA's Impact Statement Requirement to the EPA (N)</td>
<td>1974</td>
<td>353</td>
</tr>
<tr>
<td>The Application of Res Judicata to Administrative Determinations</td>
<td>1970</td>
<td>133</td>
</tr>
<tr>
<td>Appropriate Limits on Participation by a Former Agency Official in Matters Before an Agency (A)—<em>Thomas D. Morgan</em></td>
<td>1980</td>
<td>1</td>
</tr>
<tr>
<td>Approval of Citicorp's Application to Expand Data Services Activities: The Federal Reserve Board's Policies Regarding Nonbanking Activities (N)—<em>Christopher W. Loeb</em></td>
<td>1983</td>
<td>423</td>
</tr>
<tr>
<td>Approval of Operating-Differential Subsidies Under Section 605(c) of the Merchant Marine Act of 1936: A New Standard for &quot;Adequacy&quot; (N)—<em>Gray McCalley, Jr.</em></td>
<td>1978</td>
<td>252</td>
</tr>
<tr>
<td>Article III Limits on Statutory Standing (C)—<em>John G. Roberts, Jr.</em></td>
<td>42</td>
<td>1219</td>
</tr>
<tr>
<td>Better Regulations: The National Performance Review's Regulatory Reform Recommendations (D)—<em>Jeffrey S. Lubbers</em></td>
<td>43</td>
<td>1165</td>
</tr>
</tbody>
</table>
Black Robes and Blacker Boxes: The Changing Focus of Administrative Law (B)—Ronald A. Cass ........... 1984:422


The Broadcast Licensee as Fiduciary: Toward the Enforcement of Discretion (A)—Jonathan Mallamud ............... 1973:89


Change of Agency Practice Without Adequate Statement of Reasons (P) ........................................ 1971:251


The Communications Act Policy Toward Competition: A Failure to Communicate (A)—G. Hamilton Loeb .......... 1978:1

Compliance with APA Requirements in FDA Rule Making (P) ...................................................... 1971:209

Conference on Statutory Interpretation: Foreword (P)—Warren E. Burger ........................................ 1987:361


Conference on Statutory Interpretation: Observations About the Use of Legislative History (P)—Kenneth W. Starr .... 1987:371

Conflict and Compromise Among Models of Administrative Justice (A)—Jerry L. Mashaw ........................ 1981:181

Congress to Administrative Agencies: Creator, Overseer, and Partner (D)—Edward J. Markey .................. 1990:967

Congressional Delegation of Adjudicatory Power to Federal Agencies and the Right to Trial by Jury (N)—Paul K. Sun, Jr. ......................... 1988:539


Consensus Versus Incentives: A Skeptical Look at Regulatory Negotiation (C)—Susan Rose-Ackerman ........... 43:1206


A Conservative’s Comments on Edley and Sunstein (C)—Marshall J. Breger .................................. 1991:671

Considering Political Alternatives to “Hard Look” Review (S)—Peter L. Strauss .......................... 1989:538

The Constitutionality of the Wage & Price Control Legislation (P) .............................................. 1972:122


The Data Processing Standard and the Return of Discretionary Factors (P) .................................. 1972:252

Defending Defenders: Remarks on Nichol and Pierce (C)—Marshall J. Breger ............................... 42:1202

A Defense of the “Zone of Interests” Standing Test (N)—Sanford A. Church .............................. 1983:447
Delegating Authority to the Community of Scholars (A)—D. Brock Hornby ........................................... 1975:279


Denial of FTC Rulemaking Powers (P) .................... 1973:336

Determining the Reasonableness of Fines Imposed on Union Members: The Role of NLRB (P) ..................... 1973:328


Developments Under the Freedom of Information Act—1980
(C)—James R. Peacock, III .......................... 1981:338

Developments Under the Freedom of Information Act—1979
(C)—Alan S. Madans ............................... 1980:139

Developments Under the Freedom of Information Act—1978
(N)—Priscilla P. Weaver .......................... 1979:327

Developments Under the Freedom of Information Act—1977
(N)—Jean Taylor Adams ........................... 1978:189

Developments Under the Freedom of Information Act—1976
(N)—Robert M. Blum ............................... 1977:532

Developments Under the Freedom of Information Act—1975
(N)—David M. Eisenberg ........................... 1976:366

Developments Under the Freedom of Information Act—1974
(N)—Bruce S. Scolton ............................... 1975:416

Developments Under the Freedom of Information Act—1973
(C) .................................................. 1974:251

Developments Under the Freedom of Information Act—1972
(P) .................................................. 1973:178

Developments Under the Freedom of Information Act (P) ... 1972:136

Discovery in Agency Adjudication (A)—Edward A. Tomlinson 1971:89

Discovery in Rulemaking (A)—Charles H. Koch, Jr. ........ 1977:295

Divorcing Profit Motivation from New Drug Research: A Consideration of Proposals to Provide the FDA with Reliable Test Data (A)—Sidney A. Shapiro 1978:155

EPA Impact Statements Required Under Clean Air Act (P) ... 1973:347

Effect of Agency Delay Upon Enforcement of Its Order (P) ... 1970:162

Elimination of Public Benefits Exemptions from Rule-Making Requirements (P) 1970:107
Enforcing the Federal Water Resource Servitude on Submerged and Riparian Lands (A)—Bruce H. Johnson 1977:347


The Evolving Right to Counsel in Social Security Hearings (P) 1971:215

Ex Parte Communications in Off-the-Record Administrative Proceedings: A Proposed Limitation on Judicial Innovation (A)—Glenn T. Carberry 1980:65

Exhaustion of Administrative Remedies (P) 1971:305


FCC Policy and Procedures Relating to Hearings on Broadcast Applications in Which a New Applicant Seeks to Displace a Licensee Seeking Renewal (A)—Rosel H. Hyde 1975:253

FCC Regulation of the Telecommunications Press (A)—David L. Bazelon 1975:213


FPC Ratemaking: Judicial Control of Administrative Procedural Flexibility (N) 1974:326

FPC Refund Powers Under the Natural Gas Act (P) 1972:203

FTC Substantive Rulemaking Authority (N) 1974:297

FTC v. Simeon Management Corp.: The First Amendment and the Need for Preliminary Injunctions of Commercial Speech (N)—James A. Willhite, Jr. 1977:489
The FTC's Annual Line-of-Business Reporting Program  
(N)—Kenneth C. Hunt ............................. 1975:389

A Federal Ombudsman (A)—Roger C. Cramton .............. 1972:1


The Forest Service: A Study in Public Land Management, by Glen O. Robinson (B)—A. Dan Tarlock .............. 1976:477

"Forgive U.S. Its Trespasses?": Land Title Disputes with the Sovereign—Present Remedies and Prospective Reform (A)—John M. Steadman ............................. 1972:15


Freedom of Information (P) ............................. 1970:72

Freedom of Information (P) ............................. 1971:164


Getting from Here to There (C)—Cynthia R. Farina ........ 1991:689

The Goal of the New Premerger Notification Requirements: Preliminary Relief Against Anticompetitive Mergers (C)—Rudolf W. Beuttenmüller ............................. 1979:249

The Governance Crisis, Legal Theory, and Political Ideology (A)—Christopher Edley, Jr. ............................. 1991:561

<table>
<thead>
<tr>
<th>Title</th>
<th>Author(s)</th>
<th>Year/Volume</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hearings Prior to Welfare Benefit Terminations</td>
<td></td>
<td>1970:117</td>
</tr>
<tr>
<td>ICC Continuing Jurisdiction</td>
<td></td>
<td>1971:245</td>
</tr>
<tr>
<td>Imagining the Past; Remembering the Future</td>
<td>Jerry Mashaw</td>
<td>1991:711</td>
</tr>
<tr>
<td>Independent Agencies: Form and Substance in Executive Prerogative</td>
<td>Glen O. Robinson</td>
<td>1988:238</td>
</tr>
<tr>
<td>Interim Rate Relief for Public Utilities Pending Judicial Appeal of Administrative Rate Orders</td>
<td>Jana S. Banahan</td>
<td>1977:593</td>
</tr>
<tr>
<td>Interim Relief and Exhaustion of Administrative Remedies: A Study in Judicial Confusion</td>
<td></td>
<td>1973:275</td>
</tr>
<tr>
<td>Title</td>
<td>Author(s)</td>
<td>Volume:Page</td>
</tr>
<tr>
<td>----------------------------------------------------------------------</td>
<td>----------------------------------</td>
<td>-------------</td>
</tr>
<tr>
<td>Interpretive Rules, Policy Statements, Manuals, and the Like—Should Federal Agencies Use Them to Bind the Public?</td>
<td>Robert A. Anthony</td>
<td>41:1311</td>
</tr>
<tr>
<td>Intervention in Agency Proceedings</td>
<td></td>
<td>1971:228</td>
</tr>
<tr>
<td>Judicial Deference to Administrative Interpretations of Law</td>
<td>Antonin Scalia</td>
<td>1989:511</td>
</tr>
<tr>
<td>Judicial Refusal to Imply a Private Right of Action Under the FTCA</td>
<td></td>
<td>1974:506</td>
</tr>
<tr>
<td>Judicial Review: NEPA and the Courts</td>
<td></td>
<td>1973:301</td>
</tr>
<tr>
<td>Judicial Review of Rulemaking: New Patterns and New Problems</td>
<td>Frederick Davis</td>
<td>1981:279</td>
</tr>
<tr>
<td>Judicial Review of Termination of an Investigation</td>
<td></td>
<td>1970:177</td>
</tr>
<tr>
<td>Judicial Review Under the Clean Air Amendments</td>
<td>John M. Conley</td>
<td>1976:450</td>
</tr>
<tr>
<td>Judicial Review Under the Occupational Safety and Health Act: The Substantial Evidence Test as Applied to Informal Rulemaking</td>
<td></td>
<td>1974:459</td>
</tr>
</tbody>
</table>
Judicialization of Administrative Law: The Trial-Type Hearing and the Changing Status of the Hearing Officer (A)—Frederick Davis ........................................ 1977:389

Judicialization: The Twilight of Administrative Law (C)—Loren A. Smith ........................................ 1985:427

Jurisdiction to Enjoin Cease and Desist Order Violations (P) ........................................ 1970:169

Justice Scalia, Standing, and Public Law Litigation (A)—Gene R. Nichol, Jr. ................................. 42:1141


Legislative Courts, Administrative Agencies, and the Northern Pipeline Decision (A)—Martin H. Redish .............. 1983:197

The Legislative Resolution of the Rulemaking Versus Adjudication Problem in Agency Lawmaking (A)—William T. Mayton ........................................ 1980:103

Liability of Shippers for Accepting Rebates Under the Shipping Act of 1916 (N)—Carol Gray .................. 1978:224

Life in the Administrative Track: Administrative Adjudication of Claims Against Savings Institution Receiverships (A)—Lawrence G. Baxter ........................................ 1988:422

Looking With One Eye Closed: The Twilight of Administrative Law (S)—Ronald A. Cass ..................... 1986:238

Lujan v. Defenders of Wildlife: Standing as a Judicially Imposed Limit on Legislative Power (C)—Richard J. Pierce, Jr. ........................................ 42:1170


Management, Control, and the Dilemmas of Presidential Leadership in the Modern Administrative State (C)—Daniel B. Rodriguez ........................................ 43:1180
<table>
<thead>
<tr>
<th>Title</th>
<th>Author(s)</th>
<th>Volume:Year</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mandamus in Administrative Actions: Current Approaches</td>
<td>(P)</td>
<td>1973:207</td>
</tr>
<tr>
<td>Model Review of Informal Rulemaking: Recommendation 74-4 of</td>
<td>(N) - Clinton Richardson</td>
<td>1975:479</td>
</tr>
<tr>
<td>the Administrative Conference of the United States</td>
<td></td>
<td></td>
</tr>
<tr>
<td>NLRB Remedies—Attorney’s Fees in Refusal-to-Bargain Cases</td>
<td>(N) - Kenneth C. Hunt</td>
<td>1975:352</td>
</tr>
<tr>
<td>Natural Gas Pipelines, Peak Load Pricing and the Federal Power</td>
<td>(A) - Simon M. Lorne</td>
<td>1972:85</td>
</tr>
<tr>
<td>Commission</td>
<td></td>
<td></td>
</tr>
<tr>
<td>To Execute FTC Cease and Desist Orders</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The Need for an Additional Notice and Comment Period When</td>
<td>(C) - Mark D. Shepard</td>
<td>1981:377</td>
</tr>
<tr>
<td>Final Rules Differ Substantially From Interim Rules</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Negotiation and Informal Agency Action: The Case of Superfund</td>
<td>(A) - Frederick R. Anderson</td>
<td>1985:261</td>
</tr>
<tr>
<td>The &quot;New Administrative Law&quot;—With the Same Old Judges in It?</td>
<td>(C) - Patricia M. Wald</td>
<td>1991:647</td>
</tr>
<tr>
<td>A New Approach to Agency Financing: New England Power and</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Clay Broadcasting</td>
<td></td>
<td></td>
</tr>
<tr>
<td>A New Breed of Law Book? (B) — Edward Brunet</td>
<td></td>
<td>1985:523</td>
</tr>
<tr>
<td>The New Law of Threshold Standing: The Effect of Sierra Club on</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Jus Tertii and on Government Contracts</td>
<td></td>
<td></td>
</tr>
<tr>
<td>The New Role of the Courts in Developing Public Welfare Law</td>
<td>(A) - St. John Barrett</td>
<td>1970:1</td>
</tr>
<tr>
<td>Nonlegislative Rulemaking and Regulatory Reform</td>
<td>(A) - Michael Asimow</td>
<td>1985:381</td>
</tr>
<tr>
<td>Nonlegislative Rules and the Administrative Open Mind</td>
<td>(C) - Ronald M. Levin</td>
<td>41:1497</td>
</tr>
</tbody>
</table>
Not So Paradoxical: The Rationale for Technology-Based Regulation
(C)—Sidney A. Shapiro & Thomas O. McGarity ....... 1991:729


Overton Park: A New Mode of Review and Its Consequences (P) ............................................... 1972:317

Partial Repeal of the Doctrine of Exhaustion of Administrative Remedies (P) .................................. 1972:292


“Political” Influence at the FCC (S)—Richard E. Wiley ........ 1988:280

Post-Complaint Discovery in Administrative Proceedings: The FTC as a Case Study (A)—Joel P. Bennett .............. 1975:329


 Primary Jurisdiction and Its Subsequent Effect on Judicial Review (P) ............................................ 1971:152
The Privacy Act of 1974: An Overview (N)—James Beverage ... 1976:301


Procedural Rights of the Charging Party in Unfair Labor Practice Proceedings (P) ......................... 1972:194

Procedural Safeguards Accompanying the Right to a Hearing: A Public “Trial” (P) ......................... 1972:168

A Proposal for a Comprehensive Restructuring of the Public Information System (A)—Charles H. Koch, Jr. & Barry R. Rubin ......................... 1979:1


The Purposes and Limits of Independent Agencies (S)—Paul R. Verkuil ......................... 1988:257


Redefining “Common Carrier”: The FCC’s Attempt at Deregulation by Redefinition (N)—Phil Nichols ......................... 1987:501


Reimbursement of Public Intervenors (P) ......................... 1973:359

Re-Inventing Rulemaking (C)—E. Donald Elliott ......................... 41:1490
Remedies For Noncompliance With Section 553 of the Administrative Procedure Act: A Critical Evaluation of United States Steel and Western Oil & Gas (N)—David B. Chaffin ................................ 1982:461

Remedy for Agency's Failure to Comply with Court's Directive on Remand (P) .......................... 1970:243

A Reply to Judicialization (S)—Carl McGowan ............... 1986:217

Restricting Electronic Monitoring in the Private Workplace (N)—Julie A. Flanagan ..................... 43:1256

Requirement of Notice and Hearing in Rate-Making Proceeding (P) ........................................... 1971:200

Review of "Jurisdictional" Issues Under the Bumpers Amendment (C)—Ronald M. Levin ................. 1983:355


Reviewability: An Examination of Formality, Finality and Ripeness (P) ........................................ 1972:276

Reviewability of Administrative Action: The Elusive Search for a Pragmatic Standard (N) ...................... 1974:382

Reviewability of Emergency Suspension Orders Under the Federal Insecticide, Fungicide and Rodenticide Act (P) .... 1971:294

Reviewability of Matters Committed to Agency Discretion (P) ..................................................... 1971:312

Reviewability: Statutory Limitations on the Availability of Judicial Review (P) ............................... 1973:253

The Right of Federal Employees to a Trial De Novo Under the Equal Employment Opportunity Act of 1972 (N) .... 1974:474

Right to a Comparative Hearing (P) ........................................ 1972:182

Right to a Hearing (P) .................................................. 1972:158
Right to Appointed Counsel in Agency Adjudication (P) . . . . 1970:112

Right to Hearing in License Renewal Proceeding When
Allegation is the Subject of Concurrent Rule-making
Proceeding (P) .................................................. 1971:223

Ruhlen: Manual for Administrative Law Judges, by Merritt
Ruhlen (B)—William Jensen ............................... 1975:554

Rule Making Versus Adjudication After Wyman-Gordon (P) . . 1971:194

The Rulemaking Continuum (C)—Peter L. Strauss ............... 41:1463

Rules of Evidence and Official Notice in Formal Administrative
Hearings (A)—Ernest Gelhorn ................................ 1971:1

SEC Non-Action Decision Constitutes “Reviewable Order”
(P) ................................................................. 1971:281

The S & E Contractors Case—Beheading the Hydra or Wreaking
Devastation? (A)—Robert S. Pasley .......................... 1973:1

Scientific Issues and the Function of the Hearing Procedures:
Evaluating the FDA’s Public Board of Inquiry (A)—Sidney
A. Shapiro ....................................................... 1986:288

Scope of Review of Federal Employee Dismissals (P) ......... 1970:220

Sections 9 and 10 of the Rivers and Harbors Act of 1899: The
Erosion of Administrative Control by Environmental Suits
(C)—David Lawrence Hankey ............................... 1980:170

Social Security Hearings and the APA (P) ....................... 1970:146

Some Thoughts on “Deossifying” the Rulemaking Process
(A)—Thomas O. McGarity .................................. 41:1385

Sovereign Immunity (P) ......................................... 1972:233

Standing to Challenge Government Actions Which Have an
Insufficient or Attenuated Effect on the Environment
(N) ............................................................... 1974:491
Standing to Obtain Judicial Review of Administrative Action (P) .................................................. 1970:187
Standing to Seek Judicial Review (P) .......................................................... 1971:264
Structural Approaches to the Problem of Television Network Economic Dominance (A)—Bruce M. Owen ............ 1979:191
The “Substantial Evidence” Standard and Adjudicative Hearings (P) .......................................................... 1970:153
The Temporary Emergency Court of Appeals: A Study in the Abdication of Judicial Responsibility (A)—James R. Elkins .................................................. 1978:113
Twilight or Just an Overcast Afternoon? (S)—William H. Allen .................................................. 1986:276
Use of Hearsay Evidence and the “Substantial Evidence” Standard (N) .................................................. 1972:174
Use of Petitions by Minority Groups to Deny Broadcast License Renewals (N)—Patricia Eileen Naktenis ............... 1978:271
CUMULATIVE INDEX TO
ADMINISTRATIVE LAW ISSUES
1970–1994

AUTHOR INDEX

In this Index the type of writing is designated by a letter following the
title: (A) article; (B) book review; (C) comment; (D) address; (E) essay;
(f) foreword; (N) note; (P) project; (RD) recent developments; (S)
symposium; and (T) tribute.


Allen, William H., Twilight or Just an Overcast Afternoon? (S) ... 1986:276

Aman, Alfred C., Jr., Administrative Equity: An Analysis of Exceptions to Administrative Rules (A) ......................................................... 1982:277

Anderson, Frederick R., Negotiation and Informal Agency Action: The Case of Superfund (A) .......................................................... 1985:261


Anthony, Robert A., Interpretive Rules, Policy Statements, Guidances, Manuals, and the Like—Should Federal Agencies Use Them to Bind the Public? (A) ......................................................... 41:1311

Asimow, Michael, Nonlegislative Rulemaking and Regulatory Reform (A) .......................................................... 1985:381

1317


Banahan, Jana S., *Interim Rate Relief for Public Utilities Pending Judicial Appeal of Administrative Rate Orders* (N) ........ 1977:593


Bazelon, David L., *FCC Regulation of the Telecommunications Press* (A) ............................................. 1975:213


Bennett, Joel P., *Post-Complaint Discovery in Administrative Proceedings: The FTC as a Case Study* (A) .................. 1975:329

Beuttenmuller, Rudolf W., *The Goal of the New Premerger Notification Requirements: Preliminary Relief Against Anticompetitive Mergers* (C) .................. 1979:249


Breger, Marshall J., A Conservative’s Comments on Edley and Sunstein (C) ........................................... 1991:671

Breger, Marshall J., Defending Defenders: Remarks on Nichol and Pierce (C) ......................................... 42:1202

Brenner, Daniel, Cable Television and the Freedom of Expression (A) .......................................................... 1988:329

Bruff, Harold H., Presidential Exemption from Mandatory Retirement of Members of the Independent Regulatory Commissions (A) ........................................ 1976:249

Brunet, Edward, A New Breed of Law Book? (B) .............. 1985:523

Burger, Warren E., Conference on Statutory Interpretation: Foreward (P) ...................................................... 1987:361

Carberry, Glenn T., Ex Parte Communications in Off-the-Record Administrative Proceedings: A Proposed Limitation on Judicial Innovation (A) ......................................... 1980:65

Carter, Douglas L., Judicial Review of State Health Plans After the Health Planning and Resources Development Amendments of 1979 (N) ................................................................. 1981:404

Cass, Ronald A., Black Robes and Blacker Boxes: The Changing Focus of Administrative Law (B) ..................... 1984:422

Cass, Ronald A., Looking With One Eye Closed: The Twilight of Administrative Law (S) ...................................... 1986:238


Chaffin, David B., Remedies For Noncompliance With Section 553 of the Administrative Procedure Act: A Critical Evaluation of United States Steel and Western Oil & Gas (N) ................................................................. 1982:461

Chalker, Susan M. & Catz, Robert S., A Case Analysis of NEPA Implementation: NIH and DNA Recombinant Research (A) .......................................................... 1978:57
Church, Sanford A., *A Defense of the “Zone of Interests” Standing Test* (N) ........................................ 1983:447


Cramton, Roger C., *A Federal Ombudsman* (A) .................. 1972:1


Davis, Frederick, *Judicialization of Administrative Law: The Trial-Type Hearing and the Changing Status of the Hearing Officer* (A) ........................................ 1977:389


Edley, Christopher, Jr., *The Governance Crisis, Legal Theory, and Political Ideology* (A) ........................................ 1991:561
Egerton, Kimberley A., Presidential Power Over Federal Contracts
Under the Federal Property and Administrative Services Act: The

Eisenberg, David M., Developments Under the Freedom of Information

Elkins, James R., The Temporary Emergency Court of Appeals: A Study
in the Abdication of Judicial Responsibility (A) ........ 1978:113

Elliot, E. Donald, Administrative Law Symposium: Question & Answer
with Professors Elliott, Strauss, and Sunstein (S) ...... 1989:551

Elliot, E. Donald, Re-Inventing Rulemaking (C) ......... 41:1490

Elliot, E. Donald & Schuck, Peter H., To the Chevron Station: An
Empirical Study of Federal Administrative Law (A) .... 1990:984

Ellis, Michael A., Procedural Due Process after Goss v. Lopez
(N) ...................................................... 1976:409

Farina, Cynthia R., Getting from Here to There (C) .... 1991:689

Fauver, William, An Agenda for Investigation: Should the APA be
Amended to Provide Standards for Agency Review of
Administrative Trials? (A) ............................ 1973:135

Flanagan, Julie A., Restricting Electronic Monitoring in the Private
Workplace (N) .......................................... 43:1256

Foote, Susan Bartlett, Independent Agencies Under Attack: A Skeptical
View of the Importance of the Debate (S) ............... 1988:223

Fountain, Benjamin Eagles, III, Developments in the Law: Judicial
Review of Agency Rulemaking and Adjudication (C) .... 1982:393

Gellhorn, Ernest, Rules of Evidence and Official Notice in Formal
Administrative Hearings (A) ................................ 1971:1

Glover, Theresa A. Newman & Beesley, Susan L., Developments

Goode, Lawrence J. & Williams, Douglas R., Developments Under


Hankey, David Lawrence, *Sections 9 and 10 of the Rivers and Harbors Act of 1899: The Erosion of Administrative Control by Environmental Suits* (C) ....................... 1980:170


Hornby, D. Brock, *Delegating Authority to the Community of Scholars* (A) ...................................................... 1975:279


Hunt, Kenneth C., *NLRB Remedies—Attorney's Fees in Refusal-to-Bargain Cases* (N) .................................................... 1975:352


Koch, Charles H., Jr., *Discovery in Rulemaking* (A) .............. 1977:295


Levin, Ronald M., *Nonlegislative Rules and the Administrative Open Mind* (C) ........................................... 41:1497


Loeb, Christopher W., *Approval of Citicorp’s Application to Expand Data Services Activities: The Federal Reserve Board’s Policies Regarding Nonbanking Activities* (N) .................. 1983:423


Madans, Alan S., *Developments Under the Freedom of Information Act—1979* (C) 1980:139

Magat, Wesley A. & Schroeder, Christopher H., *Administrative Process Reform in a Discretionary Age: The Role of Social Consequences* (A) 1984:301


Markey, Edward J., *Congress to Administrative Agencies: Creator, Overseer, and Partner* (D) 1990:967


Mashaw, Jerry, *Imagining the Past; Remembering the Future* (C) 1991:711


McCalley, Gray, Jr., *Approval of Operating-Differential Subsidies Under Section 605(c) of the Merchant Marine Act of 1936: A New Standard for “Adequacy”* (N) 1978:252

McGarity, Thomas O., Some Thoughts on “Deossifying” the Rulemaking Process (A) .................... 41:1385


McGowan, Carl, A Reply to Judicialization (S) .............. 1986:217

McManis, Charles R., The Administrative Process, by Glen O. Robinson & Ernest Gellhorn (B) ............... 1975:569


Mikva, Abner J., Conference on Statutory Interpretation: A Reply to Judge Starr’s Observations (P) ................... 1987:380


Morgan, Thomas D., Appropriate Limits on Participation by a Former Agency Official in Matters Before an Agency (A) ........ 1980:1


Murray, James P., Jr. & Ramey, James T., Delays and Bottlenecks in the Licensing Process Affecting Utilities: The Role of Improved Procedures and Advance Planning (A) ............... 1970:25

Naktenis, Patricia Eileen, Use of Petitions by Minority Groups to Deny Broadcast License Renewals (N) .................. 1978:271
Nichol, Gene R., Jr., *Justice Scalia, Standing, and Public Law Litigation* (A) ............................. 42:1141

Nichols, Phil, *Redefining “Common Carrier”: The FCC’s Attempt at Deregulation by Redefinition* (N) ................ 1987:501

Owen, Bruce M., *Structural Approaches to the Problem of Television Network Economic Dominance* (A) .............. 1979:191

Pasley, Robert S., *The S & E Contractors Case—Beheading the Hydra or Wreaking Devastation?* (A) .................... 1973:1


Peterson, Todd D., & McMillian, Richard C., Jr., *The Permissible Scope of Hearings, Discovery, and Additional Fact-Finding During Judicial Review of Informal Agency Action* (A) ... 1982:333

Pierce, Richard J., Jr., *Lujan v. Defenders of Wildlife: Standing as a Judicially Imposed Limit on Legislative Power* (C) .... 42:1170


Redish, Martin H., *Legislative Courts, Administrative Agencies, and the Northern Pipeline Decision* (A) ..................... 1983:197

Roberts, John G., Jr., *Article III Limits on Statutory Standing* (C) ........................................ 42:1219


Rodriguez, Daniel B., *Management, Control, and the Dilemmas of Presidential Leadership in the Modern Administrative State* (C) ........................................ 43:1180

Rose-Ackerman, Susan, *Consensus Versus Incentives: A Skeptical Look at Regulatory Negotiation* (C) ........................................ 43:1206


Rubin, Barry R. & Koch, Charles H., Jr., *A Proposal for a Comprehensive Restructuring of the Public Information System* (A) ........................................ 1979:1


Scalia, Antonin, *Judicial Deference to Administrative Interpretation of Law* (A) ........................................ 1989:511

Schroeder, Christopher H. & Magat, Wesley A., *Administrative Process Reform in a Discretionary Age: The Role of Social Consequences* (A) ........................................ 1984:301


Shapiro, Sidney A., *Divorcing Profit Motivation from New Drug Research: A Consideration of Proposals to Provide the FDA with Reliable Test Data (A)* 1978:155


Starr, Kenneth W., *Conference on Statutory Interpretation: Observations About the Use of Legislative History (P)* 1987:371

Steadman, John M., "Forgive U.S. Its Trespasses?": *Land Title Disputes With the Sovereign—Present Remedies and Prospective Reform (A)* 1972:15

Strauss, Peter L., *Considering Political Alternatives to "Hard Look" Review (S)* 1989:538

Strauss, Peter L., *The Rulemaking Continuum (C)* 41:1463
1994]  ADMINISTRATIVE LAW INDEX  1329

Sullivan, Charles A. & Zimmer, Michael J., Consent Decree
Settlements by Administrative Agencies in Antitrust and
Employment Discrimination: Optimizing Public and Private
Interests (A) ........................................ 1976:163

Sun, Paul K., Jr., Congressional Delegation of Adjudicatory Power to
Federal Agencies and the Right to Trial by Jury (N) .... 1988:539

Sunstein, Cass R., Administrative Substance (A) ........... 1991:607

Sunstein, Cass R., On the Costs and Benefits of Aggressive Judicial
Review of Agency Action (S) ........................... 1989:522

Tarlock, A. Dan, The Forest Service: A Study in Public Land
Management, by Glen O. Robinson (B) ................. 1976:477

Titus, John Warren, Stop, Look and Listen: Premerger Notification
Under Hart-Scott-Rodino Antitrust Improvements Act (N) .. 1979:355

Tomlinson, Edward A., Discovery in Agency Adjudication (A) ... 1971:89

Verkuil, Paul R., A Critical Guide to the Regulatory Flexibility Act
(A) ...................................................... 1982:213

Verkuil, Paul R., Is Efficient Government an Oxymoron? (C) .... 43:1221

Verkuil, Paul R., Preemption of State Law by the Federal Trade
Commission (A) .................................... 1976:225

Verkuil, Paul R., The Purposes and Limits of Independent Agencies
(S) .................................................... 1988:257

Wald, Patricia M., The "New Administrative Law"—With the Same
Old Judges in It? (C) .................................. 1991:647

Waldron, Gerard J. & Israel, Jeff A., Developments Under the Freedom

Weaver, Priscilla P., Developments Under the Freedom of Information
Act—1978 (N) ........................................ 1979:327

White, G. Edward, Allocating Power Between Agencies and Courts: The
Legacy of Justice Brandeis (A) .......................... 1974:195

Wiley, Richard E., “Political” Influence at the FCC (S) ............ 1988:280

