

# Denver Law Review

---

Volume 59 | Issue 4

Article 10

---

January 1982

## Subject Index

Denver Law Journal

Follow this and additional works at: <https://digitalcommons.du.edu/dlr>

---

### Recommended Citation

Subject Index, 59 Denv. L.J. 816 (1982).

This Indexes is brought to you for free and open access by the Denver Law Review at Digital Commons @ DU. It has been accepted for inclusion in Denver Law Review by an authorized editor of Digital Commons @ DU. For more information, please contact [jennifer.cox@du.edu](mailto:jennifer.cox@du.edu), [dig-commons@du.edu](mailto:dig-commons@du.edu).

---

## Subject Index

## SUBJECT INDEX

### ADMINISTRATIVE LAW

#### *In General*

- Overview (Seventh Annual Tenth Circuit Survey) ..... 58:211
- Overview (Eighth Annual Tenth Circuit Survey) ..... 59:173

#### *Federal Communications Commission*

- Judicial Review of Federal Communications Commission Rulemaking  
Authority ..... 59:537

#### *Judicial Review*

- Judicial Review of Administrative Decisions under the Colorado  
Administrative Procedure Act ..... 58:693

#### *Natural Resources, Water*

- Administrative Procedures Relating to Tributary Groundwater in  
Colorado ..... 58:814
- Impact of Colorado State Engineer's Promulgation of Rules and  
Regulations Governing Groundwater Use ..... 58:510

### AGRICULTURE

#### *Taxation*

- Property Tax Incentives for Implementing Soil Conservation Procedures  
on Agricultural Lands ..... 59:485

### AMERICAN BAR ASSOCIATION

#### *Standards for Criminal Justice*

- Comparison of First and Second Editions of the ABA Standards for  
Criminal Justice ..... 59:25
- Development, Evolution, and Future of ABA Standards for Criminal  
Justice ..... 59:3

### ANTITRUST

#### *In General*

- Overview (Seventh Annual Tenth Circuit Survey) ..... 58:249
- Overview (Eighth Annual Tenth Circuit Survey) ..... 59:221

#### *Immunity*

- Immunity of Cities from Sherman Act Liability ..... 59:399

### APPEAL AND ERROR

#### *Courts*

- Impact of Caseload and Delay in the Colorado Court of Appeals ..... 58:1

### ATTORNEYS

#### *Constitutional Law*

- Right to Counsel in Parental Status Termination Proceedings ..... 59:591

#### *Law Student Representation*

- Rules Enabling Law Students to Represent Clients in Court ..... 59:474

#### *Professional Responsibility*

- Ethical Obligations of Criminal Defense Counsel Whose Client Intends to  
Commit Perjury ..... 59:75

### BANKRUPTCY

#### *In General*

- Overview of Commercial Law (Seventh Annual Tenth Circuit Survey) ... 58:279
- Overview of Commercial Law (Eighth Annual Tenth Circuit Survey) .... 59:231

## BANKS AND BANKING

*In General*

- Overview of Commercial Law (Seventh Annual Tenth Circuit Survey) . . . 58:279
- Overview of Commercial Law (Eighth Annual Tenth Circuit Survey) . . . 59:227

## COLLEGES AND UNIVERSITIES

*Law Student Education*

- The Integrated Clinical Program of the University of Denver College of Law . . . . . 59:459

## COLORADO SUPREME COURT

- In Memoriam, Justice James K. Groves, His Decisions and Career . . . . . 58:ii

## COMMERCIAL LAW

*In General*

- Overview (Seventh Annual Tenth Circuit Survey) . . . . . 58:279
- Overview (Eighth Annual Tenth Circuit Survey) . . . . . 59:227

## CONFLICT OF LAWS

*Minimum Contacts*

- Minimum Contacts Necessary to Obtain Jurisdiction Over Nonresident Defendant in Products Liability Action . . . . . 58:667

## CONSTITUTIONAL LAW

*Civil Rights, Federal Statutory Rights*

- Overview (Seventh Annual Tenth Circuit Survey) . . . . . 58:279
- Overview (Eighth Annual Tenth Circuit Survey) . . . . . 59:239

*Commerce Clause*

- Commerce Clause and Equal Protection Attacks on State Energy Taxes . . 58:144

*Congressional Power*

- To Reach Private Conduct Under the Fourteenth Amendment . . . . . 59:418
- Congressional Enforcement Power under the Fourteenth Amendment . . . 59:3

*Due Process*

- Fair Trial: Right of Access to Criminal and Civil Proceedings . . . . . 59:721

*Environmental Law*

- Standing to Seek Judicial Review Prior to Enforcement of Challenged Air Pollution Regulations . . . . . 58:693

*First Amendment*

- First Amendment Rights and Media Access . . . . . 58:17

*Fourth Amendment*

- Protections Against Warrantless Arrests at a Home or Dwelling . . . . . 58:197
- Scope of Warrantless Searches Conducted Incident to Arrest . . . . . 59:791
- Standing to Invoke the Exclusionary Rule . . . . . 59:133

*Fifth Amendment*

- Fifth Amendment Protection of Prearrest Silence Against Impeachment or Adverse Comment at Trial . . . . . 59:145
- Miranda, Innis*, and the Fifth Amendment . . . . . 58:637

*Fourteenth Amendment*

- Congressional Enforcement Power Under the Fourteenth Amendment . . . 59:417

*Insane Persons*

- Constitutional Rights of Mentally Ill Persons . . . . . 58:573

*Law and Society*

- Economic, Political, Social, and Institutional Costs of Compliance With Equal Protection Decisions . . . . . 59:417

*Medico-Legal*

- Constitutionality of Restricting Expenditure of Public Funds for Abortions . . . . . 59:406

<i>Parent and Child</i>	
Rights of Men and Women to Establish Parentage of Children Born to Married Couples .....	59:157
<i>Prisons and Prisoners</i>	
Guidelines Relating to Religious Rights of Prisoners .....	59:104
<i>Standing</i>	
Concept of "Ripeness" in Pre-enforcement Judicial Review of Ordinances and Statutes Under Colorado Law .....	58:693
<i>State Constitution</i>	
Uniformity Limitations Pertaining to Property Taxation .....	59:488
<i>State Taxes</i>	
On Natural Resources and the Commerce Clause .....	59:563
<i>Title VII Litigation</i>	
EEOC Litigation Based on Sex Discrimination in Employment .....	58:653
CORPORATIONS	
<i>Merger and Patent Rights</i>	
Surviving Corporation Acquiring Patent Rights of Constituent Corporation .....	58:181
<i>Mines and Minerals, Taxation</i>	
Use of "Collapsible" Mining Corporations to Reduce Tax Liability .....	58:541
COURTS	
<i>Delay</i>	
Delay in the Colorado Court of Appeals .....	58:1
CRIMINAL DEFENDANT AND PUBLICITY	
Closures of Courtroom to the Press and Public .....	59:721
CRIMINAL LAW PRACTICE AND PROCEDURE	
<i>In General</i>	
Overview (Seventh Annual Tenth Circuit Survey) .....	58:319
Overview (Eighth Annual Tenth Circuit Survey) .....	59:271
Common Law Warrantless Arrest .....	58:197
American Bar Association Standards for Criminal Justice .....	58:25
<i>Police</i>	
Clarifying Functions of Urban Police .....	59:26
DEFAMATION	
United States Supreme Court Standards Applied to Media Defendants and Their Application in Colorado .....	59:627
DEFENSE COUNSEL	
<i>Criminal Law</i>	
Clarifying Functions of Defense Counsel .....	59:34
Responsibilities of Defense Counsel Whose Client Intends to Commit Perjury .....	59:75
DRUG USE, MENTAL HEALTH	
Drug Treatment of Various Mental Illnesses .....	58:577
ELECTIONS, STATES	
States' Rights to Bind Democratic National Party to Results of Open Presidential Primary .....	59:611
EMINENT DOMAIN	
Acquisition of Water Rights Through Right of Eminent Domain .....	58:832

## ENVIRONMENTAL LAW

*Energy*

- Environmental Effects of High BTU Synthetic Gas Plants ..... 58:46
- Environmental Impact Statements for Use in Federal Coal Management Program ..... 58:102
- Environmental Laws Associated with Synfuel Development ..... 58:50

*Mining & Minerals*

- Effects of Shale Development on Water Quality ..... 58:710

*Property, Taxation*

- Use of Property Tax Incentives to Promote Soil Conservation Programs .. 59:485

*Water*

- Water Conservation Methods and Oil Shale Development ..... 58:770

## EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

*Class Representation*

- Certification of EEOC as Class Representative in Civil Rights Suits ..... 58:653

## FEDERAL COMMUNICATIONS COMMISSION

*In General*

- Policy Statements Advocating Deregulation of Radio Programming ..... 59:537
- Regulation of Programming Decisions ..... 58:19

## FEDERAL GOVERNMENT

*In General*

- Federal Power to Withdraw Lands from Public or Private Ownership .... 58:789
- Federal Reclamation Law ..... 58:847
- Federal Reserved Water Rights ..... 58:783

*Indian Lands, Mining and Minerals*

- Federal Reserved Water Rights for Oil Shale Development on Indian Lands ..... 58:776

*Waters*

- Federal Limits on State and Local Power to Regulate Water Quality .... 58:741
- Federal Regulation of Water Pollutants ..... 58:720
- Federal Reserved Water Rights and Oil Shale Development ..... 58:773

## FEDERAL LANDS

*Natural Resources*

- Federal Coal Management Program ..... 58:65

## FEDERAL PRACTICE AND PROCEDURE

*In General*

- Overview (Seventh Annual Tenth Circuit Survey) ..... 58:371
- Overview (Eighth Annual Tenth Circuit Survey) ..... 59:301
- Jurisdictional Rationales Used to Justify Jurisdiction Over Nonresident Defendants in Products Liability Actions ..... 58:667
- Writ of Mandamus Granted by Federal Court of Appeals, Involving Exercise of District Court's Discretion ..... 59:397

## FEDERAL RULES OF CIVIL PROCEDURE

- Necessity of Class Certification, Pursuant to Fed. R. Civ. P. 23, in EEOC-initiated Lawsuits ..... 58:653

## INDIAN LANDS

*Mining & Minerals, Taxation*

- Right of an Indian Tribe to Impose Mineral Severance Tax ..... 59:409

## INDIGENTS

*Attorneys*

- Use of Law School Clinical Programs to Provide Legal Services to  
Indigent Persons ..... 59:460

## LABOR LAW

*In General*

- Overview (Seventh Annual Tenth Circuit Survey) ..... 58:397  
Overview (Eighth Annual Tenth Circuit Survey) ..... 59:319  
Liability of Employees for Employer Losses Resulting from Unauthorized  
Wildcat Strikes ..... 59:577

*EEOC*

- Equal Employment Opportunity Commission Suits Under Title VII ..... 58:653

## LEGAL EDUCATION

*Attorneys*

- Case Method of Instruction Versus Clinical Legal Training ..... 59:459

## MASS COMMUNICATIONS

- Deregulation of Radio Programming ..... 59:537  
Range of Media Access Rights Depending on Nature of Media Form .... 58:17

## MEDICO-LEGAL

*Legal Death*

- Brain Death and Comatose States, Colorado Supreme Court's Definition  
of Legal Death ..... 58:609

*Mental Health*

- Mentally Ill Patients' Right to Refuse Treatment in Colorado ..... 58:567

*Prisons and Prisoners*

- Guidelines Regarding Medical Needs of Prisoners ..... 59:101

## MENTAL INCOMPETENTS

- Liability of Mental Incompetents and Parents for Costs of State-run  
Institutional Care ..... 58:557

## NATURAL RESOURCES

(see also Environmental Law, Mines & Minerals, and Water Law *Ante*)

*In General*

- Overview (Seventh Annual Tenth Circuit Survey) ..... 58:415  
Overview (Eighth Annual Tenth Circuit Survey) ..... 59:335

*Coal*

- Critical Issues in Coal Gasification ..... 58:35

*Mines & Minerals*

- Ability of States to Impose Severance Taxes on Natural and Mineral  
Resources ..... 59:563

*Oil and Gas*

- Legal Issues Surrounding Synfuel Development ..... 59:47  
Legal Issues Associated with Water for Oil Shale ..... 58:706  
Top Leasing for Oil and Gas ..... 59:641

*Public Utilities*

- Decentralized Renewable Energy: Legal Issues ..... 59:663  
The Effect of Regionalism on the Energy Market ..... 58:149

*Taxation*

- Federal Taxation of Energy Mineral Production ..... 58:141  
Tax Incentives for Implementing Soil Conservation Procedures ..... 58:485

## NEWSPAPERS

- Fair-Trial Courtroom Closures ..... 59:721  
Media Access Implications ..... 58:17

Reporter's Privilege Not to Reveal Confidential Sources .....	58:681
<b>PARENT AND CHILD</b>	
<i>Constitutional Law</i>	
Fundamental Right of Family Integrity, Due Process Rights of Indigent Parents in Parental State's Termination Proceedings .....	59:591
<i>Illegitimacy, Uniform Parentage Act</i>	
Standing of Unwed Father to Establish His Paternity of Child Born to Married Couple .....	59:157
<b>PATENTS</b>	
Assignability of Patent Rights When Licensees Merge to Form a Single Corporation .....	58:181
Combination Patents, Synergism, and Standards of Patentability .....	58:465
<b>PRISONS AND PRISONERS</b>	
ABA Standards Governing Prisoners' Legal Status .....	59:93
<b>PROPERTY LAW</b>	
<i>Taxation</i>	
Deferred Taxation Incentives for Implementing Soil Conservation Procedures .....	59:485
The Hybrid § 1031/453 Transaction for Disposal of Appreciated Real Property .....	58:159
<i>Water</i>	
Regulation of Water Rights in Colorado .....	58:837
<b>PUBLIC LANDS</b>	
Development of Oil Shale Resources .....	58:453
<b>SEARCH AND SEIZURE</b>	
<i>Automobiles</i>	
Standards for Police Conduct in Searching When the Locus of an Arrest is an Automobile .....	59:793
<b>SECURITIES</b>	
<i>In General</i>	
Overview (Seventh Annual Tenth Circuit Survey) .....	58:489
Overview (Eighth Annual Tenth Circuit Survey) .....	59:367
<i>Scienter Requirement</i>	
Injunctions, Decision Whether to Issue .....	58:493
<b>SOVEREIGN IMMUNITY</b>	
Intergovernmental Immunity of States and Federal Government to Property Taxation by Other Governments .....	58:142
<b>STATES</b>	
<i>Constitutional Law</i>	
State Regulation of Electoral Process, Subject to Constitutional Limitations .....	59:611
<b>STATES</b>	
<i>Environmental Law</i>	
Colorado Regulation of Water Pollutants .....	58:734
<i>Minerals and Mining, Taxation</i>	
Effect of State Taxation on Mineral Development .....	58:153
<i>Public Utilities</i>	
State Power to Approve and Regulate Utility Facilities .....	58:152



## TAXATION

*In General*

- Overview (Seventh Annual Tenth Circuit Survey) . . . . . 58:523  
 Overview (Eighth Annual Tenth Circuit Survey) . . . . . 59:83  
 Evaluation of Hybrid Section 1031/453 Transactions . . . . . 58:159

*Economic Recovery Tax Act of 1981*

- Marital Status Discrimination And The Economic Recovery Tax Act of  
 1981 . . . . . 59:767

*Natural Resources*

- Internal Revenue Code Provisions Applying to "Collapsible" Mining  
 Corporations . . . . . 58:541  
 Taxation on Energy Markets . . . . . 58:141

*States*

- Validity of State-imposed Severance Tax on Coal Mined in Montana . . . . 59:563

## TOP LEASING

- Top Leasing for Oil and Gas . . . . . 59:641

## TORTS

- Long Arm Jurisdiction in Products Liability Actions . . . . . 58:667

## TRUSTS

- Trusts Established for Benefit of Mental Incompetent Children from  
 Public Reimbursement Claims . . . . . 58:557

## UNIFORM COMMERCIAL CODE

*In General*

- Overview of Commercial Law (Seventh Annual Tenth Circuit Survey) . . . 58:279  
 Overview of Commercial Law (Eighth Annual Tenth Circuit Survey) . . . . 59:227

## WATER LAW

*In General*

- Water Law Symposium . . . . . 58:703-860

*Coal Gasification*

- Water Rights Issues in Development of High BTU Synthetic Gas Plants . . 58:61

*Federal Government, Indian Lands*

- Extension of Federal Reserved Water Rights Doctrine to Non-Indian  
 Federal Reservations . . . . . 58:738

*Mining and Minerals*

- Availability of Water for Oil Shale Industry . . . . . 58:703  
 Oil Shale and Water Quality . . . . . 58:715  
 Water Law and Oil Shale Development . . . . . 58:751

*Property Law*

- Notice Requirements in Acquiring Water Rights by Appropriation . . . . . 58:825

*Waters, States*

- Colorado Prior Appropriation Doctrine . . . . . 58:837  
 Developments in Colorado Groundwater Law . . . . . 58:801