



1997

Annual Subject Index

Follow this and additional works at: <https://commons.und.edu/ndlr>



Part of the [Law Commons](#)

Recommended Citation

(1997) "Annual Subject Index," *North Dakota Law Review*: Vol. 73 : No. 4 , Article 11.

Available at: <https://commons.und.edu/ndlr/vol73/iss4/11>

This Index is brought to you for free and open access by the School of Law at UND Scholarly Commons. It has been accepted for inclusion in North Dakota Law Review by an authorized editor of UND Scholarly Commons. For more information, please contact und.common@library.und.edu.

ANNUAL SUBJECT INDEX

AGRICULTURE

73:345, No. 2; Water and Water Courses—Game: What Does the Future Hold for Eleven Thousand Federal Wetland Easements in North Dakota?, *United States v. Johansen*, 93 F.3d 459 (8th Cir. 1996). Paul D. Odegaard.

ARBITRATION

73:459, No. 3; Don't Rush to Justice: An Argument Against Binding North Dakota Courts to Arbitration. James E. Smith.

BOOK REVIEW

73:389, No. 2; Reel Justice—The Courtroom Goes to the Movies; By Paul Bergman and Michael Asimov. Andrew and McMeel, 1996. Bruce D. Quick.

CHILD CUSTODY

73:263, No. 2; Solomon's Wisdom or Solomon's Wisdom Lost: Child Custody in North Dakota—A Presumption that Joint Custody is in the Best Interests of the Child in Custody Disputes. Brian J. Melton.

CIVIL JUSTICE REFORM ACT

73:805, No. 4; Third Annual Assessment of the Civil Justice Reform Act Advisory Group.

73:829, No. 4; Third Amendment of the District's Civil Justice Expense and Delay Reduction Plan.

CONSTITUTIONAL LAW

73:299, No. 2; Constitutional Law—Punitive Damages: The U. S. Supreme Court Uses the Due Process Clause of the Fourteenth Amendment to Strike Down a Two Million Dollar Punitive Damage Award, *BMW of North America, Inc. v. Gore*, 116 S. Ct. 1589 (1996). Michael Thomas Andrews.

73:323, No. 2; Constitutional Law—Equal Protection—Gender Discrimination: The Virginia Military Institute is Given the Opportunity to Create "Citizen-Soldiers" Out of Qualified Women, *United States v. Virginia*, 116 S. Ct. 2264 (1996). Shanon M. Gregor.

73:641, No. 4; The Supreme Court's Assisted Suicide Opinions in International Perspective: Avoiding a Bureaucracy of Death. James L. Underwood.

CRIMINAL LAW AND PROCEDURE

73:373, No. 2; Criminal Procedure—Searches and Seizures: As Long as There is Probable Cause to Make a Traffic Stop, Pretextual Arrests are Constitutional, *Whren v. United States*, 116 S. Ct. 1769 (1996). Anthony J. Weiler.

73:771, No. 4; Criminal Law—When Bad is Bad: Prosecutorial Misconduct in Closing Arguments, *United States v. Cannon*, 88 F.3d 1495 (8th Cir. 1996). Jennifer Lessinger.

DIVORCE

73:787, No. 4; Divorce—Parent and Child: Imputing Income to an Obligor Based on Earning Capacity—The Recent Guideline Approach, *Nelson v. Nelson*, 547 N.W.2d 741 (N.D. 1996). Gretchen Dee Thilmony.

DOUBLE JEOPARDY

73:755, No. 4; Former Jeopardy—Multiple Punishments—Prohibition of Multiple Proceedings or Punishments: A Drunk Driver's Trivial Constitutional Defense, *State v. Jacobson*, 545 N.W.2d 152 (N.D. 1996). Kari Stonelake Hopkins.

DRUNK DRIVING

73:755, No. 4; Former Jeopardy—Multiple Punishments—Prohibition of Multiple Proceedings or Punishments: A Drunk Driver's Trivial Constitutional Defense, *State v. Jacobson*, 545 N.W.2d 152 (N.D. 1996). Kari Stonelake Hopkins.

ENVIRONMENT

73:345, No. 2; Water and Water Courses—Game: What Does the Future Hold for Eleven Thousand Federal Wetland Easements in North Dakota?, *United States v. Johansen*, 93 F.3d 459 (8th Cir. 1996). Paul D. Odegaard.

FEDERAL COURTS

73:517, No. 3; Federal Courts—Indians: The Eleventh Amendment and *Seminole* Tribe: Reinvigorating the Doctrine of State Sovereign Immunity, *Seminole Tribe v. Florida*, 116 S. Ct. 1114 (1996). Wambdi Awanwicake Wastewin.

FISH AND GAME

73:345, No. 2; Water and Water Courses—Game: What Does the Future Hold for Eleven Thousand Federal Wetland Easements in North Dakota?, *United States v. Johansen*, 93 F.3d 459 (8th Cir. 1996). Paul D. Odegaard.

INDIAN LAW

73:395, No. 3; The Indian Child Welfare Act: In Search of a Federal Forum to Vindicate the Rights of Indian Tribes and Children Against the Vagaries of State Courts. B. J. Jones.

73:231, No. 2; Allotment At Pine Ridge Reservation: Its Consequences And Alternative Remedies. Carl G. Hakansson.

73:517, No. 3; Federal Courts—Indians: The Eleventh Amendment and *Seminole* Tribe: Reinvigorating the Doctrine of State Sovereign Immunity, *Seminole Tribe v. Florida*, 116 S. Ct. 1114 (1996). Wambdi Awanwicake Wastewin.

73:721, No. 4; Indian Land-Use Zoning Jurisdiction: An Argument in Favor of Tribal Jurisdiction Over Non-Member Fee Lands Within Reservation Boundaries. Carl G. Hakansson.

INTOXICATING LIQUORS

73:505, No. 3; Intoxicating Liquor—Persons Liable: The North Dakota Dram Shop Statute Does Not Supersede the Common Law Duty of a Tavernkeeper to Intervene in a Bar Fight, *Zueger v. Carlson*, 542 N.W.2d 92 (N.D. 1996). Rocky West Brancato.

MEDICINE

73:19, No. 1; Introduction. The Honorable Kent Conrad.

73:35, No. 1; A Western States' Effort to Address Telemedicine Policy Barriers. Paul M. Orbuch.

73:65, No. 1; Medical Malpractice Issues Related to the Use of Telemedicine—An Analysis of the Ways in which Telecommunications Affect the Principles of Medical Malpractice. Phyllis Forrester Granade.

73:93, No. 1; Privacy of Medical Records? The Health Insurance Portability and Accountability Act of 1996 Creates a Framework for the Establishment of Security Standards and the Protection of Individually Identifiable Health Information. Françoise Gilbert.

73:109, No. 1; Telemedicine and Interstate Licensure: Findings and Recommendations of the CTL Licensure Task Force. The Center for Telemedicine Law.

73:131, No. 1; Telemedicine Report to Congress Executive Summary.

73:145, No. 1; Rural Applications of Telemedicine Final Report Executive Summary.

73:151, No. 1; The Development of a Successful Telemedicine Network Within a Managed Care Organization. Dr. William Goodall.

73:171, No. 1; Telemedicine: The Intersection of Law, Medicine, and Technology Discussion Panel. Moderator and Transcript Editor: Dr. David Nickelson, Esq.

73:199, No. 1; Closing Key Note Address—Telemedicine: An Emerging Technology with Exciting Opportunities for North Dakota. Governor Edward T. Schafer

73:477, No. 3; The Evolution of Medical Peer Review in North Dakota. Murray G. Sagsveen and Jennifer L. Thompson.

NATURAL RESOURCES

73:345, No. 2; Water and Water Courses—Game: What Does the Future Hold for Eleven Thousand Federal Wetland Easements in North Dakota?, *United States v. Johansen*, 93 F.3d 459 (8th Cir. 1996). Paul D. Odegaard.

NORTH DAKOTA SUPREME COURT REVIEW

73:545, No. 3; North Dakota Supreme Court Review.

RICO

73:741, No. 4; Racketeer Influence and Corrupt Organizations Act—Civil Rico: Stating a Claim in North Dakota, *Rolin Mfg. Inc. v. Mosbrucker*, 544 N.W.2d 132 (N.D. 1996). Alana T. DeKrey.

STATE BAR ASSOCIATION

73:605, No. 3; Proceedings of the Ninety-Seventh Annual Meeting of the North Dakota State Bar Association.

STATE COURTS

73:459, No. 3; Don't Rush to Justice: An Argument Against Binding North Dakota Courts to Arbitration. James E. Smith.

TAXATION

73:685, No. 4; *Quill* Has Been Plucked! MTC States are Slowly Eroding the Substantial Nexus Standard. John C. Blase and John W. Westmoreland.

TELEMEDICINE

73:19, No. 1; Introduction. The Honorable Kent Conrad.

73:35, No. 1; A Western States' Effort to Address Telemedicine Policy Barriers. Paul M. Orbuch.

73:65, No. 1; Medical Malpractice Issues Related to the Use of Telemedicine—An Analysis of the Ways in which Telecommunications Affect the Principles of Medical Malpractice. Phyllis Forrester Granade.

73:93, No. 1; Privacy of Medical Records? The Health Insurance Portability and Accountability Act of 1996 Creates a Framework for the Establishment of Security Standards and the Protection of Individually Identifiable Health Information. Françoise Gilbert.

73:109, No. 1; Telemedicine and Interstate Licensure: Findings and Recommendations of the CTL Licensure Task Force. The Center for Telemedicine Law.

73:131, No. 1; Telemedicine Report to Congress Executive Summary.

73:145, No. 1; Rural Applications of Telemedicine Final Report Executive Summary.

73:151, No. 1; The Development of a Successful Telemedicine Network Within a Managed Care Organization. Dr. William Goodall.

73:171, No. 1; Telemedicine: The Intersection of Law, Medicine, and Technology Discussion Panel. Moderator and Transcript Editor: Dr. David Nickelson, Esq.

73:199, No. 1; Closing Key Note Address—Telemedicine: An Emerging Technology with Exciting Opportunities for North Dakota. Governor Edward T. Schafer

WATER AND WATER COURSES

73:345, No. 2; Water and Water Courses—Game: What Does the Future Hold for Eleven Thousand Federal Wetland Easements in North Dakota?, *United States v. Johansen*, 93 F.3d 459 (8th Cir. 1996). Paul D. Odegaard.

WILDLIFE

73:345, No. 2; Water and Water Courses—Game: What Does the Future Hold for Eleven Thousand Federal Wetland Easements in North Dakota?, *United States v. Johansen*, 93 F.3d 459 (8th Cir. 1996). Paul D. Odegaard.

WOMEN'S RIGHTS

73:207, No. 2; Women's Rights Under Siege. Nadine Strossen.