1990

Front Matter

Follow this and additional works at: http://scholarlycommons.law.hofstra.edu/hlr

Recommended Citation
Available at: http://scholarlycommons.law.hofstra.edu/hlr/vol19/iss1/10

This document is brought to you for free and open access by Scholarly Commons at Hofstra Law. It has been accepted for inclusion in Hofstra Law Review by an authorized administrator of Scholarly Commons at Hofstra Law. For more information, please contact lawcls@hofstra.edu.
Every week, there are over 1,000 decisions rendered by the federal appellate courts, federal district courts, and state courts. Many will affect your clients. But you can’t possibly review them all. So how do you decide which to read?

Put BNA’s *U.S. Law Week* to work.

Each year the lawyers who edit *Law Week* screen over 50,000 state and federal opinions for you and report digests and text of only the most important ones in all areas of the law.

With *Law Week* every week, it takes just a few minutes to keep up with critical decisions you must know about to successfully represent your clients.

See for yourself. Call for a free sample issue today. Then make your own decision to subscribe. For a sample issue of *Law Week*, call toll-free: 1-800-372-1033.

**People who know law, know BNA.**

THE BUREAU OF NATIONAL AFFAIRS, INC.

1231 25th Street, N.W., Washington, D.C. 20037
The Law Review is pleased to consider unsolicited manuscripts for publication. All manuscripts should conform to A Uniform System of Citation, Fourteenth Edition. Manuscripts should be addressed to Articles Editor, Hofstra Law Review, Hofstra University School of Law, Hempstead, New York 11550. Unsolicited manuscripts will not be returned except upon specific request at time of submission.
HOFSTRA UNIVERSITY SCHOOL OF LAW
ADMINISTRATIVE OFFICERS
Stuart Rabinowitz, B.A., J.D., Dean and Alexander M. Bickel Distinguished Professor of Communications Law
M. Patricia Adamski, B.A., J.D., Vice Dean and Professor of Law
Suzanne Baer, B.A., M.S. Dean of Career Services
Camille deJorna, B.A., J.D., Senior Assistant Dean for Student Affairs
Robert L. Douglas, B.A., J.D., LL.M., Senior Assistant Dean and Special Professor of Law
Laurice Firenze, B.A., M.A., J.D. Director of Alumni Relations
Nancy E. Modell, B.S., M.S., Assistant Dean for Financial Aid
Eugene M. Wypyski, LL.B., M.L.S., Director of the Law Library and Andrew M. Boas and Mark L. Claster Distinguished Professor of Law Library Administration
Yvonne Atkinson, Neighborhood Law Office Manager
C. Peter Chao, B.A., M.A., M.L.S., Catalog Librarian
Patricia Ann Kasting, A.B., M.L.S., Reference Librarian
Rou Chia Lin, B.A., M.L.S., Acquisitions/Serials Librarian
Daniel L. May, B.A., J.D., M.L.S., Assistant Director for Reader Services
Barnett Serchuk, B.F.A., M.L.S., Head of Technical Services
Mena B. Sieber, B.S., M.A., M.L.S., Documents/Microform Librarian
Diane Schwartzberg, Placement Coordinator
Charlotte Z. Hoffer, B.S., M.S., Law School Registrar
Betty Presti, Administrative Assistant to the Dean

FACULTY
Burton C. Agata, A.B., J.D., LL.M., Max Schmertz Distinguished Professor of Law
Robert A. Baruch Bush, B.A., J.D., Associate Professor of Law
Marsha S. Brooks, B.A., J.D., Special Professor of Law
Mark A. Buckstein, B.S., J.D., Special Professor of Law
Linda K. Champlin, B.A., LL.B., Maurice A. Deane Distinguished Professor of Constitutional Law
Robin D. Charlow, A.B., J.D., Assistant Professor of Law
Howard I. Cohen, B.S., M.A., LL.B., Special Professor of Law
Douglas L. Colbert, B.A., J.D., Associate Professor of Law
Mitchell J. Cooper, B.S., J.D., LL.M., Special Professor of Law
Michael Davis, B.A., J.D., LL.M., Visiting Professor of Law
David A. Diamond, A.B., LL.B., LL.M., Professor of Law
Janet L. Dolgin, B.A., M.A., Ph.D., J.D., Associate Professor of Law
Eric M. Freedman, B.A., J.D., M.A., Assistant Professor of Law
Monroe H. Freedman, A.B., LL.B., LL.M., Howard Lichtenstein Distinguished Professor of Legal Ethics
Leon Friedman, A.B., LL.B., Joseph Kushner Distinguished Professor of Civil Liberties Law
Linda Galler, B.A., J.D., LL.M., Assistant Professor of Law
Mitchell B. Gans, B.B.A., J.D., Associate Professor of Law
William R. Ginsberg, B.A., J.D., Rivkin Radler Dunne & Bayh Distinguished Professor of Environmental Law
Dwight L. Greene, B.A., J.D., Associate Professor of Law
John DeWitt Gregory, B.A., J.D., Siben and Siben Distinguished Professor of Family Law
Robert H. Hammel, B.A., M.A., J.D., Visiting Professor of Law
James E. Hickey, Jr., B.S., J.D., Ph.D., Associate Professor of Law
Bernard E. Jacob, B.A., J.D., M.A., Professor of Law
David K. Kadane, B.A., LL.B., Harry H. Rains Distinguished Professor of Law, Emeritus
Samuel M. Kaynard, B.A., J.D., LL.M., Professor of Law
Lawrence W. Kessler, B.A., J.D., Professor of Law

Published by Scholarly Commons at Hofstra Law, 1990
Eric Lane, B.A., M.A., J.D., LL.M., Professor of Law
Alan Levine, B.A., LL.B., Associate Professor of Law
Malachy T. Mahon, B.A., J.D., Siggi B. Witzig Distinguished Professor of Banking Law
Lewis R. Mandel, A.B., J.D., LL.M., Special Professor of Law
James J. Maune, B.S., M.S., J.D., Special Professor of Law
Carl J. Mayer, B.A., J.D., LL.M., Assistant Professor of Law
Patrick L. McCloskey, B.A., J.D., Special Professor of Law
Marjorie Heyman Mintzer, B.A., J.D., Special Professor of Law
Richard S. Nissan, B.A., LL.B., Special Professor of Law
Richard K. Neumann, Jr., B.A., J.D., LL.M., Associate Professor of Law and Director of Legal Writing
Eric D. Offner, B.A., J.D., Special Professor of Law
Neal R. Platt, B.S., J.D., LL.M., Special Professor of Law
Bertrand B. Pogrebin, A.B., LL.B., Special Professor of Law
Honorable George C. Pratt, B.A., LL.B., Distinguished Visiting Professor of Law
Stephen Rachlin, B.A., M.D., Special Professor of Law
Honorable C. Raymond Radigan, B.A., J.D., Special Professor of Law
John J. Regan, B.A., M.A., J.D., LL.M., J.S.D., Jack and Freda Dicker Distinguished Professor of Health Care Law
Alan N. Resnick, B.S., J.D., LL.M., Benjamin Weintraub Distinguished Professor of Bankruptcy Law
Wendy M. Rogovin, B.A., J.D., Visiting Assistant Professor of Law
Andrew Schepard, B.A., M.A., J.D., Associate Professor of Law and Director of Clinical Programs
Stephen W. Schlissel, B.A., LL.B., Special Professor of Law
Eric J. Schmertz, B.A., J.D., LL.D., Edward F. Carlough Distinguished Professor of Labor Law
Norman I. Silber, B.A., M.A., Ph.D., J.D., Associate Professor of Law
Ronald H. Silverman, B.A., J.D., Peter S. Kalikow Distinguished Professor of Real Estate Law
Vern R. Walker, B.A., M.A., Ph.D., J.D., Associate Professor of Law
Paul J. Weiner, A.B., S.M., J.D., Special Professor of Law
Peter C. Williams, B.A., Ph.D., Special Professor of Law
David N. Yellen, B.A., J.D., Assistant Professor of Law
Douglas W. Baker, B.A., J.D., Legal Writing Instructor
Janet A. Buddine, B.A., J.D., Legal Writing Instructor
Renaire Frierson-Davis, B.B.A., J.D., Legal Writing Instructor
Donna L. Hill, B.A., J.D., Legal Writing Instructor
Ivy Leibowitz, B.A., M.A., J.D., Legal Writing Instructor
A. Juliet Neisser, B.A., J.D., Legal Writing Instructor
Susan E. Schulman, B.A., J.D., Legal Writing Instructor
CONTENTS

ARTICLES

SECURED FINANCING'S UNEASY PLACE IN BANKRUPTCY:
CLAIMS FOR INTEREST IN CHAPTER 11 ....... Paula A. Franzese 1

THREE THEORIES OF SUBSTANTIVE FAIRNESS .... F. H. Buckley 33

CIVIL DISOBEDIENCE, INJUNCTIONS, AND THE
FIRST AMENDMENT .............................. Bruce Ledewitz 67

RESOLVING THE CONFLICT OF INTEREST IN
MANAGEMENT BUYOUTS ........................ Bill Shaw 143

COMMENTARIES

THE GENDER GAP ON THE FEDERAL BENCH ........ Carl Tobias 171

TORT REFORM: THE PROBLEM OF THE
MISSING TSAR ................................. Marshall S. Shapo 185

NOTES

BROTHER CAN YOU SPARE A DRUG: SHOULD THE
EXPERIMENTAL DRUG DISTRIBUTION STANDARDS
BE MODIFIED IN RESPONSE TO THE NEEDS OF
PERSONS WITH AIDS? ............................ 191

A SHIFT TOWARD PROTECTIONISM
UNDER § 301 OF THE 1974
TRADE ACT: PROBLEMS OF UNILATERAL TRADE
RETIATION UNDER INTERNATIONAL LAW .......... 229