

# Tulane Law Review, Volume 89, Numbers 5 & 6, June 2015



Established in 1916 initially as the Southern Law Quarterly, the Tulane Law Review now stands as one of the principal legal publications in Louisiana and in the country. The Review is the flagship publication of the Tulane University Law School and is among the most frequently cited legal publications nationwide. Tulane Law Review, Volume 89, Numbers 5 & 6, June 2015

**ARTICLES**

Understanding the Nonremovability of Maritime Cases: Lessons Learned from Original Intent, Robert Force

Amiable or Merry? An Update on Maritime Punitive Damages, Stevan C. Dittman

What Is a Vessel?: Implications for Marine Finance, Marine Insurance, and Admiralty Jurisdiction, Stewart F. Peck & David B. Sharpe

Ancient Duties, Modern Perspectives: Recent Developments in the Law of Maintenance and Cure, Kimbley A. Kearney & Mark J. Sobczak

Attorney-Client Privilege and the Admiralty Practitioner in the Twenty-First Century, Robert G. Clyne & Alexander P. Conser

Time Has Passed Barbetta By: Washing Away over 100 Years of Outdated Precedent, Robert D. Peltz & Carol L. Finklehoffe

A Nail in the Coffin for Overtime Pay: The Fifth Circuit Clarifies the FLSA Seaman Exemption in Coffin v. Blessey Marine Services, Inc., Yaakov U. Adler

The Seafarer's Ancient Duty to Rescue and Modern Attempts to Regulate and Criminalize the Good Samaritan, Jeffrey Maltzman & Mona Ehrenreich

**COMMENT**

Forgetting the Wards of the Admiralty: How Rule 9(h) Elections Can Set Seamen Adrift in the Courts, Meghan E. Marchetti

**RECENT DEVELOPMENT**

Skye v. Maersk: Redefining "Physical", Emily von Qualen

[\[PDF\] Controlling Environmental Risks from Chemicals: Principles and Practice](#)

[\[PDF\] On Law, Morality, and Politics \(Hackett Classics\)](#)

[\[PDF\] The Kansas Lemon Law - When Your New Vehicle Goes Sour \(Volume 6\)](#)

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[\[PDF\] Surveillance, Counter-Terrorism and Comparative Constitutionalism \(Routledge Research in Terrorism and the Law\)](#)

[\[PDF\] Asset Protection Strategies, Tax and Legal Aspects: 1995 Cumulative Supplement \(Business Practice Library\)](#)

[\[PDF\] Endangering Science Fiction Film \(AFI Film Readers\)](#)

**Contract Law - Tulane Law Review** For over a century, the United States and Europe have relied on private organizations to develop and maintain the vast number of technical standards essential **American and European Perspectives on Private Standards in** Tulane Law Review compel a cell phone service provider to disclose records for a particular cell phone number under the Stored Communications Act (SCA). **Submissions - Tulane Law Review** Despite the dramatic changes in family structure in the past decades including the unprecedented and skyrocketing number of families who live in nonmarital **Every Exposure Cases and the Beginning of the Asbestos Endgame** Responses are scholarly reactions to Articles appearing in the Tulane Law Review. The Review will only accept submissions of this type for Articles appearing **Judicial Review - Tulane Law Review** An ever-growing number of exceptions to the age of majority confirms its diminishing utility as a presumptive marker of adult capacity. Abandoning altogether the **Offshore Energy Construction Insurance: Allocation of Risk Issues** The United States Supreme Court issues a significant number of per curiam dispositions of its impact on judicial accountability and the development of the law. **Arbitration - Tulane Law Review** Plaintiff elasticity refers to the fact that as the number of seriously ill plaintiffs declined, a large number of other plaintiffs who were not seriously ill and, in many **Vol. 89 Issue 4 - Tulane Law Review** 70 results searching for (creator\_facet:Burk, Dan L.) in Law Journal Library. , sorted by Number of Times Cited by Articles. Sort by: 157, Issue 6 (June 2009), pp. 1743-1800 Cited by 89 Articles Accessed 9 Tulane Law Review, Vol. 68, Issue Accessed 5 Times. 16. .. 23 Duke J. Gender L. & Poly 25 (2015-2016). **Civil Law - Tulane Law Review** must be counted to determine the number of judges required for a quorum Postcomplaint Materials from Rule 26(b)(5)(A)s Privilege Log Requirement. **Volume 91 - Tulane Law Review** The private laws in a number of these jurisdictions (for example, Louisiana, Quebec, and Puerto Rico) were enshrined in a civil [] [Continue Reading]

**Constitutional Law - Tulane Law Review** At common law, juveniles were entitled to a presumption of incapacity, but were this assumption and this claim are demonstrably false in a nontrivial number of **Volume 89 - Tulane Law Review** 6. Reality of Constitutional Tort Litigation [article] Cornell Law Review, Vol. 72, Issue 4 Review, Vol. 28, Issue 5 (June 1981), pp. University of Michigan Journal of Law Reform, Vol. 41, Issue 4 . Tulane Law Review , Vol. .. 193 (2014-2015) 89. The Decision to Award Punitive Damages: An Empirical Study [article] **Property Law - Tulane Law Review** 98 results searching for (creator\_facet:Allen, Ronald J.) in Law Journal Library. , sorted by Number of Times Cited 6. The Nature of Juridical Proof [article] Cardozo Law Review, Vol. 19, Issue 2 - Part 1 (June 1990), pp. . Tulane Law Review, Vol. Accessed 5 Times 89 J. Crim. .. 33, Issue 2 (Summer 2015), pp. **Allen, Ronald J. - Law Journal Library - Family Law - Tulane Law Review** The ethics rules governing lawyers include a number of rules banning contact between lawyers and nonclients. These no-contact rules are rarely studied as a **Volume 87 - Tulane Law Review** The United States Supreme Court issues a significant number of per curiam dispositions each Term. In the first six years of Chief Justice John Roberts's tenure, **Comparative Law - Tulane Law Review** 5/10/11) 63 So. 3d 955 The private laws in a number of these jurisdictions (for example, Louisiana, Quebec, and Puerto Rico) were enshrined in a civil []. **Deepwater Horizon: Removal Costs, Civil Damages, Crimes, Civil** For over a century, the United States and Europe have relied on private organizations to develop and maintain the vast number of technical standards essential **Civil Procedure - Tulane Law Review** American and European Perspectives on Private Standards in Public Law vast number of technical standards essential for technological advancement, trade, **Eisenberg, Theodore - Law Journal Library -** The relatively recent transformation of landlord-tenant law has imported into the common law landlord-tenant relationship a number of obligations that have **All Volumes - Tulane Law Review** United States Supreme Court Justices are the subjects of a number of the speeches, including both older historical figures, such as Chief Justice Edward **Volume 89 - Tulane Law Review** But recent developments in the larger world of arbitration have unsettled some of the basic assumptions, and in a number of areas arbitration law is in flux. **Juvenile Criminal Responsibility: Can Malice Supply the Want of Years** Volume 89 Vol. 89 Issue 1 Vol. 89 Issue 2 Vol. 89 Issue 3 Vol. 89 Issue 4 Issue 5 & 6 Volume 88 Issue 1 Issue 2 Issue 3 Issue 4 Issue 5 Issue 6. **Tulane Law Review** Tulane Law Review the standard insurance policy that is commonly used in respect of such risks, and a number of topical issues that parties engaged in such **Vol. 91 Issue 2 - Tulane Law Review** The Tulane Law Review is a student-managed

and student-edited legal journal in New Orleans, Louisiana. **Burk, Dan L. - Law Journal Library - Tulane Law Review** is currently open and accepting submissions for Volume 92. The Review is also number one in citations by both courts and other journals for by a court and top 6% for journals with at least one citation by other journals. 2015) M.A. Cunningham, Guide to Louisiana and Selected French Legal **Hiding Behind the Cloak of Invisibility: The Supreme Court and Per** Despite the dramatic changes in family structure in the past decades including the unprecedented and skyrocketing number of families who live in nonmarital For over a century, the United States and Europe have relied on private organizations to develop and maintain the vast number of technical standards essential **Cell Phones as an Eye of the Government: In re Application of the** The United States Supreme Court issues a significant number of per curiam dispositions each Term. In the first six years of Chief Justice John Roberts's tenure, **Mixed Jurisdictions - Tulane Law Review** Editor in Chief ALSTON LYONS WALKER Senior Managing Editor MEGHAN E. MARCHETTI Managing Editors JAMES H. GILBERT KRISTEN JUHAN JEFF D.