

1976

Table of Contents - Volume 15, Number 1, Fall 1976

Follow this and additional works at: <https://dsc.duq.edu/dlr>



Part of the [Law Commons](#)

Recommended Citation

Table of Contents - Volume 15, Number 1, Fall 1976, 15 Duq. L. Rev. iii (1976).

Available at: <https://dsc.duq.edu/dlr/vol15/iss1/2>

This Front Matter is brought to you for free and open access by Duquesne Scholarship Collection. It has been accepted for inclusion in Duquesne Law Review by an authorized editor of Duquesne Scholarship Collection.

Duquesne Law Review

Volume 15, Number 1, Fall 1976
© COPYRIGHT DUQUESNE UNIVERSITY, 1976

Articles

FEDERAL TAXATION OF CORPORATE UNIFICATIONS: A REVIEW OF LEGISLATIVE POLICY

Ulysses S. Crockett, Jr. 1

Throughout most of the twentieth century, federal tax laws have permitted nonrecognition of gain in specified corporate reorganizations. This article traces the legislative history of the nonrecognition provisions and discusses some of their resulting economic effects. The author concludes that present tax treatment of mergers and other corporate unifications needs congressional reexamination.

AWARENESS OF CONFINEMENT FOR FALSE IMPRISONMENT: A BRIEF CRITICAL COMMENT

Sheldon H. Nahmod 31

The First Restatement of Torts § 42 made plaintiff's awareness of confinement a condition of defendant's liability for false imprisonment. Influenced by Prosser, the Second Restatement eliminated the awareness requirement in cases involving actual harm. The author asserts that the present § 42 misses the essential point that the affront of confinement itself is worthy of redress.

COMPENSABILITY OF STRESS HEART ATTACKS IN PENNSYLVANIA

Charles F. Quinn 37

This article reviews the 1972 amendments to the Pennsylvania Workmen's Compensation Act and recent judicial decisions to determine whether employees may recover for heart attacks precipitated by work-related physical or emotional strain. The author proposes that the evolving standards for compensability of injuries are broad enough to include stress heart attacks.

Comments

SECTION 1983 AND THE NEW SUPREME COURT: CUTTING THE CIVIL RIGHTS ACT DOWN TO SIZE

49

Section 1983 of the Civil Rights Act has evolved into a major provision safeguarding the rights of persons aggrieved by official conduct. In an effort to assess whether § 1983 will retain its expanded viability, this comment examines several cases recently decided by the Supreme Court. The author argues that there is a discernible trend by the Court to restrict the application and use of § 1983.

DEBT COLLECTION PRACTICES: THE NEED FOR COMPREHENSIVE LEGISLATION

97

The debt collection process is subject to abuse by creditors who attempt to obtain repayment of their loans by harassing debtors. After exploring the common law and statutory remedies available to Pennsylvania debtors for redress of abuses, the author discusses proposed state and federal legislation and suggests that a comprehensive scheme is necessary for debtor protection.

Recent Decisions

CONSTITUTIONAL LAW—RIGHT OF PRIVACY—SODOMY STATUTES—SUPREME COURT AFFIRMANCE—*Doe v. Commonwealth's Attorney*, 403 F. Supp. 1199 (E.D. Va. 1975), *aff'd mem.*, 96 S. Ct. 1489 (1976).

123

ADMINISTRATIVE LAW—JUDICIAL REVIEW—PENNSYLVANIA LOCAL AGENCY LAW—EXCLUSIVE REMEDIES—*Erie Human Relations Commission ex rel. Dunson v. Erie Insurance Exchange*, 348 A.2d 742 (Pa. 1975).

133

CONSTITUTIONAL LAW—PROCEDURAL DUE PROCESS—QUASI IN REM JURISDICTION—FOREIGN ATTACHMENT—*Jonnet v. Dollar Savings Bank*, 530 F.2d 1123 (3d Cir. 1976).

145

EVIDENCE—IMPEACHING CREDIBILITY—PRIOR SEXUAL EXPERIENCE—*Commonwealth v. Crider*, 261 A.2d 352 (Pa. Super. 1976).

155

The Duquesne Law Review is published quarterly at Pittsburgh, Pennsylvania.

Editorial Offices: 901 Rockwell Hall, 600 Forbes Avenue, Pittsburgh, Pennsylvania 15219.

Subscriptions: \$10.00 per year. Subscriptions are automatically renewed unless otherwise stipulated.

Single Issues: \$3.50 per copy.

Readers are invited to submit manuscripts to the editors of the *Duquesne Law Review*.

Views expressed in articles published in this periodical are to be attributed solely to the authors thereof, and not to the periodical, its editors, or to Duquesne University.

When authors of articles published herein are known to have other than a scholarly interest in their writings, that fact will be disclosed above the first footnote where the educational and professional background of the author is noted.