

# Tulane Law Review

HERMEROTECA	
Sala	10
Estado	
Tabla	

A National Law Journal Distinguished for  
Coverage of Civil and Comparative Law

## ARTICLES

STATUTORY INTERPRETATION AND LEGISLATIVE  
POWER: THE CASE FOR A MODIFIED  
INTENTIONALIST APPROACH

Earl M. Maltz

ARBITRATION AND COLLATERAL ESTOPPEL:  
USING PRECLUSION TO SHAPE  
PROCEDURAL CHOICES

Hiroshi Motomura

THE MYSTERIES OF THE  
*MISE EN DEMEURE*

John C. Reitz

## COMMENTS

The Public Documents Hearsay Exception for  
Evaluative Reports: Fact or Fiction?

James M. Garner

Requiem on the Glass-Steagall Act:  
Tracing the Evolution and Current Status of  
Bank Involvement in Brokerage Activities

A.J. Herbert III

VOLUME 63    NUMBER 1    NOVEMBER 1988

# TULANE LAW REVIEW

VOLUME 63

NOVEMBER 1988

NUMBER 1

## CONTENTS

### ARTICLES

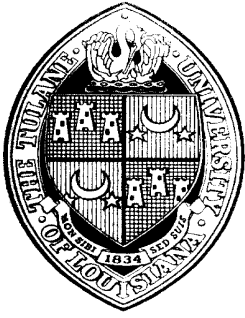
- STATUTORY INTERPRETATION AND  
LEGISLATIVE POWER: THE CASE FOR A  
MODIFIED INTENTIONALIST  
APPROACH ..... *Earl M. Maltz* 1
- ARBITRATION AND COLLATERAL  
ESTOPPEL: USING PRECLUSION TO  
SHAPE PROCEDURAL CHOICES ..... *Hiroshi Motomura* 29
- THE MYSTERIES OF THE  
*MISE EN DEMEURE* ..... *John C. Reitz* 85

### COMMENTS

- THE PUBLIC DOCUMENTS HEARSAY  
EXCEPTION FOR EVALUATIVE REPORTS:  
FACT OR FICTION? ..... *James M. Garner* 121
- REQUIEM ON THE GLASS-STEAGALL ACT:  
TRACING THE EVOLUTION AND CURRENT  
STATUS OF BANK INVOLVEMENT IN  
BROKERAGE ACTIVITIES ..... *A.J. Herbert III* 157

### RECENT DEVELOPMENTS

- CAMEL V. WALLER*: A CONFLICT  
BETWEEN THE LAWS OF COMMUNITY  
PROPERTY AND THE PUBLIC RECORDS  
DOCTRINE ..... *L.C. Friedmann* 193
- FIRST GUARANTY BANK V. ATTORNEYS  
LIABILITY ASSURANCE SOCIETY*:  
A NEW BASIS FOR JURISDICTION  
OVER FOREIGN INSURERS ..... *H.P. Falgout, Jr.* 199
- MURRAY V. RAMADA INNS, INC.*: LOUISIANA  
BIDS UNTIMELY FAREWELL TO  
ASSUMPTION OF RISK ..... *T.M. Flanagan* 209



# Tulane Law Review

A National Law Journal Distinguished for  
Coverage of Civil and Comparative Law

## CENTRO LINCOLN

### ARTICLES

- STATUTORY INTERPRETATION AND LEGISLATIVE  
POWER: THE CASE FOR A MODIFIED  
INTENTIONALIST APPROACH Earl M. Maltz
- ARBITRATION AND COLLATERAL ESTOPPEL:  
USING PRECLUSION TO SHAPE  
PROCEDURAL CHOICES Hiroshi Motomura
- THE MYSTERIES OF THE  
*MISE EN DEMEURE* John C. Reitz

### COMMENTS

- The Public Documents Hearsay Exception for  
Evaluative Reports: Fact or Fiction? James M. Garner
- Requiem on the Glass-Steagall Act:  
Tracing the Evolution and Current Status of  
Bank Involvement in Brokerage Activities A.J. Herbert III

VOLUME 63    NUMBER 1    NOVEMBER 1988

# TULANE LAW REVIEW

VOLUME 63

NOVEMBER 1988

NUMBER 1

## CONTENTS

### ARTICLES

- STATUTORY INTERPRETATION AND  
LEGISLATIVE POWER: THE CASE FOR A  
MODIFIED INTENTIONALIST  
APPROACH ..... *Earl M. Maltz* 1
- ARBITRATION AND COLLATERAL  
ESTOPPEL: USING PRECLUSION TO  
SHAPE PROCEDURAL CHOICES ..... *Hiroshi Motomura* 29
- THE MYSTERIES OF THE  
*MISE EN DEMEURE* ..... *John C. Reitz* 85

### COMMENTS

- THE PUBLIC DOCUMENTS HEARSAY  
EXCEPTION FOR EVALUATIVE REPORTS:  
FACT OR FICTION? ..... *James M. Garner* 121
- REQUIEM ON THE GLASS-STEAGALL ACT:  
TRACING THE EVOLUTION AND CURRENT  
STATUS OF BANK INVOLVEMENT IN  
BROKERAGE ACTIVITIES ..... *A.J. Herbert III* 157

### RECENT DEVELOPMENTS

- CAMEL V. WALLER*: A CONFLICT  
BETWEEN THE LAWS OF COMMUNITY  
PROPERTY AND THE PUBLIC RECORDS  
DOCTRINE ..... *L.C. Friedmann* 193
- FIRST GUARANTY BANK V. ATTORNEYS  
LIABILITY ASSURANCE SOCIETY*:  
A NEW BASIS FOR JURISDICTION  
OVER FOREIGN INSURERS ..... *H.P. Falgout, Jr.* 199
- MURRAY V. RAMADA INNS, INC.*: LOUISIANA  
BIDS UNTIMELY FAREWELL TO  
ASSUMPTION OF RISK ..... *T.M. Flanagan* 209