

# TULANE LAW REVIEW

VOLUME 63

DECEMBER 1988

NUMBER 2

## CONTENTS

### ARTICLES

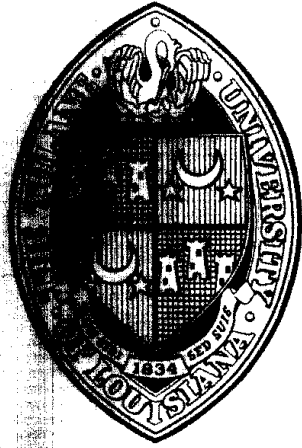
- THE DEATH OF A CODE—  
THE BIRTH OF A DIGEST ..... *Vernon V. Palmer* 221
- CONSTITUTIONAL PROTECTION OF INDIVIDUAL  
LIBERTIES IN FRANCE: THE *CONSEIL*  
*CONSTITUTIONNEL* SINCE 1971 ..... *Cynthia Vroom* 265

### COMMENTS

- THE JUNKING OF THE FOURTH AMENDMENT:  
*ILLINOIS V. KRULL* AND  
*NEW YORK V. BURGER* ..... *John S. Morgan* 335
- ADVISORY OPINIONS AND THE "CONSTITUTIONALLY  
REQUIRED" ADEQUATE AND INDEPENDENT  
STATE GROUNDS DOCTRINE ..... *Richard W. Westling* 379

### RECENT DEVELOPMENTS

- D.H. HOLMES CO. V. MCNAMARA*:  
USE TAX ON CATALOGS DOES NOT VIOLATE  
COMMERCE CLAUSE ..... *D.J. Miester* 407
- FIRST GUARANTY BANK V. BATON ROUGE*  
*PETROLEUM CENTER*: FOLLOWING EXECUTORY  
PROCESS, AUTHENTIC EVIDENCE  
DEFENSE UNAVAILABLE IN DEFICIENCY  
JUDGMENT ACTION ..... *D.D. Le Brun* 413
- IN RE *FREDEMAN LITIGATION*:  
THE FIFTH CIRCUIT JOINS THE NINTH—  
NO INJUNCTIVE RELIEF FOR PRIVATE  
RICO PLAINTIFFS ..... *C.L. Dunne* 421



# Tulane Law Review

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

## ARTICLES

THE DEATH OF A CODE—THE BIRTH OF  
A DIGEST

Vernon V. Palmer

CONSTITUTIONAL PROTECTION OF INDIVIDUAL  
LIBERTIES IN FRANCE: THE *CONSEIL*  
*CONSTITUTIONNEL* SINCE 1971

Cynthia Vroom

## COMMENTS

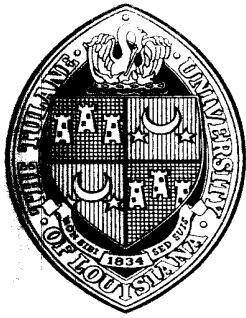
The Junking of the Fourth Amendment:  
*Illinois v. Krull* and *New York v. Burger*

John S. Morgan

Advisory Opinions and the "Constitutionally  
Required" Adequate and Independent  
State Grounds Doctrine

Richard W. Westling

VOLUME 63      NUMBER 2      DECEMBER 1988



# Tulane Law Review

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

## CENTRO LINCOLN

### ARTICLES

THE DEATH OF A CODE—THE BIRTH OF  
A DIGEST

Vernon V. Palmer

CONSTITUTIONAL PROTECTION OF INDIVIDUAL  
LIBERTIES IN FRANCE: THE *CONSEIL*  
*CONSTITUTIONNEL* SINCE 1971

Cynthia Vroom

### COMMENTS

The Junking of the Fourth Amendment:  
*Illinois v. Krull* and *New York v. Burger*

John S. Morgan

Advisory Opinions and the "Constitutionally  
Required" Adequate and Independent  
State Grounds Doctrine

Richard W. Westling

VOLUME 63    NUMBER 2    DECEMBER 1988

# TULANE LAW REVIEW

VOLUME 63

DECEMBER 1988

NUMBER 2

## CONTENTS

### ARTICLES

- THE DEATH OF A CODE—  
THE BIRTH OF A DIGEST..... *Vernon V. Palmer* 221
- CONSTITUTIONAL PROTECTION OF INDIVIDUAL  
LIBERTIES IN FRANCE: THE *CONSEIL*  
*CONSTITUTIONNEL* SINCE 1971..... *Cynthia Vroom* 265

### COMMENTS

- THE JUNKING OF THE FOURTH AMENDMENT:  
*ILLINOIS V. KRULL* AND  
*NEW YORK V. BURGER* ..... *John S. Morgan* 335
- ADVISORY OPINIONS AND THE "CONSTITUTIONALLY  
REQUIRED" ADEQUATE AND INDEPENDENT  
STATE GROUNDS DOCTRINE..... *Richard W. Westling* 379

### RECENT DEVELOPMENTS

- D.H. HOLMES CO. V. MCNAMARA*:  
USE TAX ON CATALOGS DOES NOT VIOLATE  
COMMERCE CLAUSE ..... *D.J. Miester* 407
- FIRST GUARANTY BANK V. BATON ROUGE*  
*PETROLEUM CENTER*: FOLLOWING EXECUTORY  
PROCESS, AUTHENTIC EVIDENCE  
DEFENSE UNAVAILABLE IN DEFICIENCY  
JUDGMENT ACTION ..... *D.D. Le Brun* 413
- IN RE *FREDEMAN LITIGATION*:  
THE FIFTH CIRCUIT JOINS THE NINTH—  
NO INJUNCTIVE RELIEF FOR PRIVATE  
RICO PLAINTIFFS..... *C.L. Dunne* 421