

# The University of Chicago Law Review

VOLUME 56  
NUMBER 2  
SPRING 1989

## THE FEDERAL COURT SYSTEM IN MEMORIAM, PAUL M. BATOR 1929-1989

- |  |   |
|--|---|
| Paul Bator   | <i>Charles Fried</i>                                  |
| The Judiciary's Bicentennial   | <i>Daniel J. Meltzer</i>                              |
| <i>Marbury</i> , Section 13, and the Original<br>Jurisdiction of the Supreme Court                   | <i>Akhil Reed Amar</i>                                |
| What Shapes Perceptions of the Federal<br>Court System?  | <i>Theodore Eisenberg<br/>&amp; Stewart J. Schwab</i> |
| Jumboism and Jurisprudence: The Theory and<br>Practice of Precedent in the Large Appellate Court     | <i>Arthur D. Hellman</i>                              |
| A Challenge to Judicial Architecture: Modifying<br>the Regional Design of the U.S. Courts of Appeals | <i>Daniel J. Meador</i>                               |
| Political Law, Legalistic Politics: A Recent<br>History of the Political Question Doctrine           | <i>Robert F. Nagel</i>                                |
| Dependent Sovereigns: Indian Tribes, States,<br>and the Federal Courts                               | <i>Judith Resnik</i>                                  |
| Restructuring Federal Jurisdiction: Proposals<br>to Preserve the Federal Judicial System             | <i>Jon O. Newman</i>                                  |
| The Role of Reason in the Rule of Law  | <i>J. Harvie Wilkinson</i>                            |
| Amici Curiae   | <i>Louis H. Pollak</i>                                |

---

The Corporate Opportunity Doctrine and  
Outside Business Interests

A Structural Analysis of Section 29(b) of the  
Securities Exchange Act

Toward Religious Neutrality in the Public  
School Curriculum

**THE FEDERAL COURT SYSTEM  
IN MEMORIAM, PAUL M. BATOR 1929-1989**

Introduction .....	417
Paul Bator .....	<i>Charles Fried</i> 419

**ARTICLES**

The Judiciary's Bicentennial .....	<i>Daniel J. Meltzer</i> 423
<i>Marbury</i> , Section 13, and the Original Jurisdiction of the Supreme Court .....	<i>Akhil Reed Amar</i> 443
What Shapes Perceptions of the Federal Court System? .....	<i>Theodore Eisenberg</i> 501 & <i>Stewart J. Schwab</i>
Jumboism and Jurisprudence: The Theory and Practice of Precedent in the Large Appellate Court .....	<i>Arthur D. Hellman</i> 541
A Challenge to Judicial Architecture: Modifying the Regional Design of the U.S. Courts of Appeals .....	<i>Daniel J. Meador</i> 603
Political Law, Legalistic Politics: A Recent History of the Political Question Doctrine .....	<i>Robert F. Nagel</i> 643
Dependent Sovereigns: Indian Tribes, States, and the Federal Courts .....	<i>Judith Resnik</i> 671

**ESSAYS**

Restructuring Federal Jurisdiction: Proposals to Preserve the Federal Judicial System .....	<i>Jon O. Newman</i> 761
The Role of Reason in the Rule of Law .....	<i>J. Harvie Wilkinson</i> 779

**REVIEW**

Amici Curiae <i>Hart and Wechsler's The Federal Courts and the Federal System</i> , Third Edition Paul M. Bator, Daniel J. Meltzer, Paul J. Mishkin, David L. Shapiro .....	<i>Louis H. Pollak</i> 811
--	----------------------------

**COMMENTS**

<b>The Corporate Opportunity Doctrine and Outside Business Interests</b> .....	827
<b>A Structural Analysis of Section 29(b) of the Securities Exchange Act</b> .....	865
<b>Toward Religious Neutrality in the Public School Curriculum</b> .....	899