

2004

## Front Matter

Follow this and additional works at: <https://scholar.smu.edu/jalc>

---

### Recommended Citation

*Front Matter*, 69 J. AIR L. & COM. i (2004)  
<https://scholar.smu.edu/jalc/vol69/iss2/1>

This Front Matter is brought to you for free and open access by the Law Journals at SMU Scholar. It has been accepted for inclusion in Journal of Air Law and Commerce by an authorized administrator of SMU Scholar. For more information, please visit <http://digitalrepository.smu.edu>.

# The Journal of Air Law and Commerce

---

---

VOLUME 69

SPRING 2004

NUMBER 2

---

---

## TABLE OF CONTENTS

### ARTICLES

- Damages for Personal Injury or  
Wrongful Death in Canada ..... *D. Bruce Garrow* 233  
*Do-Ellen S. Hansen*  
*Meredith L. Parkes*
- Admiralty Law and Jurisdiction in  
Air Crash Cases..... *James W. Huston* 299  
*Bill O'Connor*
- The Changing Face of Passenger  
Air Transportation: The Blurry Line  
Between Part 121 and 135 Operators..... *Kent S. Jackson* 319  
*Lori N. Edwards*
- 2004 SMU Aviation Case Law Update ... *David M. McDonald* 347
- Deregulation of the Airline Computer  
Reservation Systems (CRS) Industry ..... *Timothy M. Ravich* 387
- Space Law in the 21st Century:  
Some Thoughts in Response to  
the Bush Administration's  
Space Initiative ..... *Glenn Harlan Reynolds* 413

### COMMENTS

- Where Do They Fit? Fractional Ownership  
Programs Wedged into Current Air Law  
Decisions and Guidelines..... *Kristen A. Bell* 427
- Back to the Future? The Use of Biometrics,  
Its Impact on Airport Security, and  
How This Technology Should Be Governed .... *Eric P. Haas* 459

**CASENOTES**

Aviation Law – Liability Under the Warsaw Convention – Second Circuit Holds That the Determination of Whether an Occurrence Amounts to an “Accident” Requires a Specific, Factual Inquiry: *Magan v. Lufthansa German Airlines* ..... *Brian D’Amico* 493

Labor Relations – Review of Arbitration Awards – Fifth Circuit Holds That Since an Arbitrator Implicitly Found Just Cause for Termination a Remedy Other Than Termination Was Beyond the Scope of the Power Given to the Arbitrator by the Collective Bargaining Agreement: *American Eagle Airlines, Inc. v. Air Line Pilots Association, International* .... *Amy Evans Roman* 501

ADVISORY BOARD

Gary W. Allen  
Director, Torts Branch  
Aviation/Admiralty Litigation  
Department of Justice  
Washington, DC

William C. Boston  
William C. Boston & Associates  
Oklahoma City, OK

Dr. P. Nikolai Ehlers  
Ehlers, Ehlers & Partner  
Munich, Germany

Elizabeth Freidenberg  
Freidenberg, Freidenberg & Lifsic  
Buenos Aires, Argentina

Eileen M. Gleimer  
Crowell Moring  
Washington, DC

Eugene Jericho  
Attorney at Law  
Dallas, TX

H. Norman Kinzy  
Settle & Pou, P.C.  
Dallas, TX

Robert N. Kohn  
Vice President, Law & Business Ethics  
Bell Helicopter Textron Inc.  
Fort Worth, TX

Paul B. Larsen  
Georgetown University  
Law Center  
Washington, DC

Robert Lawson  
2 Essex Court Limited  
London, England

Andreas F. Lowenfeld  
Professor of Law  
New York University  
New York, NY

Richard A. Malahowski  
Associate General Counsel  
American Airlines  
Fort Worth, TX

Allan I. Mendelsohn  
Washington, DC

Dr. Pablo M.J. Mendes de Leon  
Director, Int'l Institute of Air & Space  
Law  
University of Leiden  
The Netherlands

Dr. Michael Milde  
Professor of Law,  
Institute of Air & Space Law  
McGill University  
Montreal, Canada

Marc S. Moller  
Kreindler & Kreindler  
New York, NY

John J. Nance  
Aviation Author & Attorney at Law  
Tacoma, WA

David Norton  
Shackelford, Melton & McKinley, LLP  
Dallas, TX

John F. Pritchard  
Haight, Gardner, Holland & Knight  
New York, NY

Tony Pyne  
Consultant in Aviation Law  
Minter Ellison  
Melbourne, Australia

Charles H. Smith  
Smith & Moore  
Dallas, TX

Charles A. Tarpley  
Attorney at Law  
Dallas, TX

William E. Thoms  
Professor Emeritus of Law  
University of North Dakota  
Grand Forks, ND

George N. Tompkins, Jr.  
Schnader Harrison Segal & Lewis L.L.P.  
New York, NY

Windle Turley  
Law Offices of Windle Turley, P.C.  
Dallas, TX

William R. Wyatt  
Sheppard, Mullin, Richter  
& Hampton, LLP  
San Francisco, CA