

1973

## Front Matter

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

---

### Recommended Citation

*Front Matter*, 39 J. AIR L. & COM. i (1973)  
<https://scholar.smu.edu/jalc/vol39/iss4/1>

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 39 ISSUE 4

AUTUMN 1973

---

## TABLE OF CONTENTS

THE WARSAW SYSTEM AND THE U. S. CONSTITUTION  
REVISITED . . . . . *Donald M. Haskell* 483

### COMMENTS

STATE VERSUS FEDERAL REGULATION OF COMMERCIAL  
AERONAUTICS . . . . . *Robert F. Maris* 521

THE DOCTRINE OF PRIMARY JURISDICTION: DETERMINATION  
OF EXPRESS AND IMPLIED IMMUNITY FROM THE  
ANTITRUST LAWS . . . . . *Edward O. Coultas* 559

### NOTES

THE EXPANDING LIABILITY OF AIR TRAFFIC  
CONTROLLERS . . . . *Early, Garner, Ruegsegger, Schiff* 599

HOPS, SKIPS AND JUMPS INTO ADMIRALTY REVISITED . *Cook* 625

THE NATIONAL ENVIRONMENTAL POLICY ACT: WHAT  
STANDARD OF JUDICIAL REVIEW? . . . . . *Small* 643

# CAUGHT IN THE FLOOD?



With today's torrent of legal literature in fields relevant to corporate practice it's not at all surprising. The volume and the variety of reporters, binder and looseleaf services, special volumes, digests and finders can quickly sweep past you to their places on the shelves. Though you resolve to sort them through for a thread of unity, moment and development, you often simply humanly cannot.

The *Boston College Industrial & Commercial Law Review* cannot stem the flood. But it certainly can help the corporate practitioner stay afloat by giving him a sense of perspective, currency and an organized survey of his fields. Like all excellent law reviews the *Boston College Industrial & Commercial Law Review* presents carefully selected scholarly thought on legal developments. But, unlike any other law review in the nation, it publishes only material having an impact in industrial and commercial areas. That means six yearly issues zeroing in on securities law, labor law, antitrust and trade regulations, taxation, banking, environmental law, commercial law, corpo-

rate law, and other fields that may have special ramifications in the industrial and commercial sector. It means a thorough *Annual Survey of Labor Law*, as well as frequent special issues, such as our recent issues "The Revenue Act of 1971" and "Recent Developments in Environmental Law," both published this year. In the year to come the *Boston College Industrial & Commercial Law Review* will continue to bring sensitivity, organization and thoroughness to the specific and certain corporate fields of law. In the forthcoming volume there will be two special issues. One will focus on environmental law, including an examination of S.E.C. registration statements - new regulations concerning environmental impact disclosure. Our other special issue will examine developments in labor relations law, and will include the *Review's* thirteenth annual labor law survey, as well as discussion of the Occupational Safety and Health Act and pending pension reform legislation. Aside from these special issues, there will be a number of articles relevant to corporate practice, for ex-

ample, an article by Earl Kintner on international aspects of American antitrust laws, and a detailed examination of the National Labor Relations Board's back pay remedy by N.L.R.B. Regional Director, Robert F. Fuchs.

The *Boston College Industrial & Commercial Law Review* doesn't hope to stem the daily decisional flood. Yet we are sure that it can chart corporate counsel a thoughtful way through the waters.

*The Boston College Industrial & Commercial Law Review*  
Boston College Law School  
Brighton, Mass. 02135

Please enter my one year subscription for \$10.50.

Check enclosed  Bill me

Name \_\_\_\_\_

Address \_\_\_\_\_

City \_\_\_\_\_

State \_\_\_\_\_ Zip \_\_\_\_\_

CURRENT LITERATURE

BOOK REVIEW

AIRCRAFT HIJACKING AND INTERNATIONAL

LAW . . . . . *Dr. S. K. Agrawala* 659

BIBLIOGRAPHY . . . . . 663

INDEX—VOLUME 39 . . . . . iii

---

Subscription prices: United States, \$12.00 per year, \$33.00 for three years; foreign, \$13.00 per year, \$36.00 for three years. Replacement copies are sent to subscribers upon prompt notification of non-receipt or defective copies. Single copies of issues from Volume 28 (1962) through Volume 33 (1967), \$5.00. Volume 34 to date, \$4.50.

Subscriptions are renewed automatically upon expiration unless the subscriber sends timely notice of termination. All notifications of change of address should include old address, including zip code, and new address, including zip code. Please notify one month in advance to insure prompt delivery.

Address inquiries to *The Journal of Air Law and Commerce*, School of Law, Southern Methodist University, Dallas, Texas 75275.

Published four times a year by Southern Methodist University Law students.

© Copyright 1973 by the School of Law, Southern Methodist University

Second-class postage paid at Dallas, Texas

## ADVISORS

Richard J. Barber  
President, Richard J. Barber  
Associates, Inc.  
Economic Counsel  
Washington, D.C.

Andreas F. Lowenfeld  
School of Law  
New York University  
New York City, New York

The Honorable James R. Browning  
Circuit Judge  
United States Court of Appeals for  
the Ninth Circuit  
San Francisco, California

Paul B. Larsen  
Department of Transportation  
Washington, D.C.

Eugene Jericho  
Attorney at Law  
Dallas, Texas

Harold Caplan  
International Insurance  
Services  
London, England

R. H. Mankiewicz  
Faculte de Droit  
University of Paris  
Paris, France

The Honorable  
J. Braxton Craven, Jr.  
Circuit Judge  
United States Court of Appeals  
for the Fourth Circuit  
Asheville, North Carolina

The Honorable  
Charles M. Merrill  
Circuit Judge  
United States Court of Appeals  
for the Ninth Circuit  
San Francisco, California

Carl J. Fulda  
School of Law  
University of Texas  
Austin, Texas

The Honorable Alfred P. Murrah  
Chief Judge  
United States Court of Appeals  
for the Tenth Circuit  
Oklahoma City, Oklahoma  
Chairman  
Committee of the Judicial Conference  
of the United States  
Washington, D.C.

The Honorable Floyd R. Gibson  
Circuit Judge  
United States Court of Appeals  
for the Eighth Circuit  
Kansas City, Missouri

The Honorable John W. Peck  
Circuit Judge  
United States Court of Appeals  
for the Sixth Circuit  
Cincinnati, Ohio

The Honorable Irving L. Goldberg  
Circuit Judge  
United States Court of Appeals  
for the Fifth Circuit  
Dallas, Texas

The Honorable  
Sterry R. Waterman  
Circuit Judge  
United States Court of Appeals  
for the Second Circuit  
St. Johnsbury, Vermont

Lucile S. Keyes  
Economist  
Washington, D.C.