

Volume 37 | Issue 1

1986

Volume 37 Issue 1 (1987)

Case Western Reserve University Law Review

Follow this and additional works at: <https://scholarlycommons.law.case.edu/caselrev>



Part of the [Law Commons](#)

Recommended Citation

Case Western Reserve University Law Review, *Volume 37 Issue 1 (1987)*, 37(1) Case W. Res. L. Rev. Front Matter (1987)
Available at: <https://scholarlycommons.law.case.edu/caselrev/vol37/iss1/2>

This Front Matter is brought to you for free and open access by the Student Journals at Case Western Reserve University School of Law Scholarly Commons. It has been accepted for inclusion in Case Western Reserve Law Review by an authorized administrator of Case Western Reserve University School of Law Scholarly Commons.

CASE WESTERN RESERVE



LAW REVIEW

Welcome: Dean Peter Gerhart

ARTICLES

Sale of Controlling Interest:
A Financial Economic Analysis of
the Governing Law in the
United States and Canada

Joshua Ronen

Protecting the Remedy of
Unitary Schools

Dennis G. Terez

NOTES

Ownership Rights in the Titanic

The Scourge of Age Discrimination in the Workplace: Fighting Back With
a Liberalized Class Action Vehicle and Notice Provision

Renunciation of Testamentary Benefit as Fraudulent Transfer

BOOK REVIEW

The Law of Torts

CASE WESTERN RESERVE UNIVERSITY
LAW SCHOOL FACULTY

Administrative Officers

PETER M. GERHART, B.A., J.D., *Dean*
DANIEL T. CLANCY, B.S., LL.B., *Vice Dean*
MAURICE SCHOBY, B.A., J.D., *Assistant Dean of Students*

Professors Emeriti

LINDSEY COWEN, B.A., J.D., LL.M., *Dean Emeritus*
SIMON L. GOREN, Dip. Law, M.L.S.
SIDNEY B. JACOBY, J.D., LL.B.
OLIVER C. SCHROEDER, JR., A.B., J.D., *Albert J. Weatherhead III and
Richard W. Weatherhead Professor Emeritus of Law and Criminal Justice*
LOUIS A. TOEPFFER, A.B., LL.B., *Dean Emeritus*

Professors of Law

ARTHUR D. AUSTIN II, B.S., LL.B. <i>Edgar A. Hahn Professor of Jurisprudence</i>	ROBERT P. LAWRY, B.A., J.D., Dip. Law WILBUR C. LEATHERBERRY, A.B., J.D. JAMES W. MCELHANEY, A.B., LL.B. <i>Joseph C. Hostetler Professor of Trial Practice and Advocacy</i>
RONALD J. COFFEY, A.B., LL.B., LL.M. MELVYN R. DURCHSLAG, B.S., J.D. LEON GABINET, Ph.B., J.D. <i>David L. Brennan Professor of Law</i>	EDWARD A. MEARNES, JR., B.S., LL.B. KAREN NELSON MOORE, A.B., J.D. SPENCER NETH, A.B., J.D., LL.M. SIDNEY I. PICKER, JR., A.B., LL.B., LL.M. HUGH A. ROSS, B.S., LL.B., LL.M., S.J.D. MORRIS G. SHANKER, B.S.E.E., M.B.A., J.D. <i>John Homer Kapp Professor of Law</i>
PAUL C. GIANNELLI, B.A., J.D., M.S.F.S., LL.M. PETER D. JUNGER, A.B., LL.B. LEWIS R. KATZ, A.B., J.D. <i>John C. Hutchins Professor of Law</i>	JOHN TILEY, M.A., B.C.L. <i>Visiting Professor</i>
HENRY T. KING, JR., B.A., LL.B. <i>U.S. Director, Canada-U.S. Law Institute</i>	

Associate Professors of Law

RICHARD A. BOOTH, A.B., J.D.
KATHLEEN CARRICK, B.A., M.L.S., J.D., *Librarian*
ERIK M. JENSEN, S.B., M.A., J.D.
WILLIAM P. MARSHALL, B.A., J.D.
CALVIN W. SHARPE, B.A., J.D.

Assistant Professors of Law

LAURA BROWN CHISOLM, B.A., J.D. JONATHAN L. ENTIN, A.B., J.D. PETER A. JOY, A.B., J.D. JULIET P. KOSTRITSKY, A.B., J.D. KEVIN C. MCMUNIGAL, B.A., J.D.	MAXWELL J. MEHLMAN, B.A., J.D. MOLLIE A. MURPHY, B.A., J.D. RICHARD S. MYERS, B.A., J.D. BARBARA ROOK SNYDER, B.A., J.D.
--	---

Case Western Reserve Law Review

Volume 37

1986-87

Number 1

Editor-in-Chief

Dean David Gamin

Managing Editor

Douglas J. Bell

Articles Editors

Thomas G. Havener
Brian Richard Henry
Mary B. Levine
David A. Perry
Judith Krajenski Steiner
Katherine Lee Wambsgans

Research Editors

David L. Biek
John S. Custer
Evelyn L.M.G. Dzurilla

Contributing Editors

Angela Birch Cox
Lynn M. Gattozzi
John A. Huettner
Ambrose V. McCall
James K. Roosa

Notes Editors

Katherine Hahn
Florence A. Hollington
Cecil Marlowe
Randall R. Reade
Gail J. Robinson
Mary S. Timpany

Associates

Michael J. Bennett
Jamie B. Berns
Lori L. Darling
David L. Eidelberg
Michael K. Farrell
Celeste E. Gallagher
Robert R. Galloway
Loretta H. Garrison
James H. Grove
Terry R. Heeter
Thomas A. Helper
Todd G. Helvie
Louise S. Hutchinson

Stephanie A. Kelly
Frank Guy Lamancusa
Paul E. Linskey
Renee Liston
Catherine E. Little
Saralee K. Luke
Jeffrey A. Lydenberg
Michael J. Lyle
Timothy D. Mara
Gretchen A. McClurkin
K. Bradley Mellor
Bernadette A. Mihalic

Pamela S. Miller
Julianne Palumbo
Debra A. Perelman
Herman G. Petzold, III
Geraldyn M. Presti
Lisa Ann Roberts
Leslie Shoup
Sunny M. Simon
Edward F. Smith
Bonny E. Sweeney
Laura H. Thielen
David J. Webster
Victoria R. Wise

Faculty Advisor

Jonathan L. Entin
Assistant Professor of Law

Manuscript Secretary

Stephanie Y. Hobbs

Case Western Reserve Law Review

Volume 37

1986-87

Number 1

Copyright © by Case Western Reserve Law Review

Contents

Welcome: Dean Peter Gerhart i

ARTICLES

- Sale of Controlling Interest:
A Financial Economic Analysis
of the Governing Law in the
United States and Canada
Joshua Ronen 1
- Protecting the Remedy of
Unitary Schools
Dennis G. Terez 41

NOTES

- Ownership Rights in the *Titanic* 72
- The Scourge of Age Discrimination in the Workplace:
Fighting Back With a Liberalized Class Action Vehicle
and Notice Provision 103
- Renunciation of Testamentary Benefit as Fraudulent
Transfer 148

BOOK REVIEW

- The Law of Torts* 166

The CASE WESTERN RESERVE LAW REVIEW (ISSN 0008-7262), formerly the Western Reserve Law Review, is published quarterly by the students of the Case Western Reserve School of Law. Second class postage paid at Cleveland, Ohio and additional mailing offices.

Editorial and business offices are located at Case Western Reserve University, 11075 East Blvd., Cleveland, Ohio 44106, telephone (216) 368-3312. The submission of unsolicited manuscripts is invited.

Subscriptions are entered for the entire volume only at \$16.00 per year. Single copies of issues in the current volume are available for \$5.00. Symposium issues are individually priced. Rates can be obtained from the Review. For foreign orders add \$1.00 per year for subscriptions, \$0.40 per single copy ordered. If a subscription is to be discontinued at expiration, notice to that effect should be sent to the Managing Editor; otherwise the subscription will be continued.

Back issues are available from the Case Western Reserve Law Review.

The Review is a member of the National Conference of Law Reviews. Citations conform to *A Uniform System of Citation* (14th ed. 1986), copyright by the *Columbia and University of Pennsylvania Law Reviews*, *Harvard Law Review Association*, and the *Yale Law Journal*. Style conforms generally to the *United States Government Printing Office Style Manual* (rev. ed. 1984).

Except as otherwise provided, the *Case Western Reserve Law Review* grants permission for each article in this volume to be copied for use by nonprofit educational institutions, provided that 1) copies are distributed at or below cost, 2) the author and the *Review* are identified, and 3) proper notice of copyright is affixed to each copy.

This issue went to press in February, 1987.

* Cover Design by Susan Abramson and John Donovan