

## ***RECENT ARTICLES IN MARINE LEGAL AFFAIRS***

2006, No. 4

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Aguilar-Perera, Alfonso, Michelle Schärer, and Manuel Valdés-Pizzini. "Marine Protected Areas in Puerto Rico: Historical and Current Perspectives." 49 *Ocean & Coastal Management* 961-975 (2006).

Allison, Edward H., and Benoit Horemans. "Putting the Principles of the Sustainable Livelihoods Approach into Fisheries Development Policy and Practice." 30 *Marine Policy* 757-766 (2006).

Altenbrun, Larry E., W. L. Rivers Black, and John C. Scalia. "Recent Developments in Maritime Personal Injury Law." 17 *University of San Francisco Maritime Law Journal* 155-206 (2004-05).

Aurescu, Bogdan. Current Legal Developments. International Court of Justice. "Case concerning Maritime Delimitation in the Black Sea (Romania v. Ukraine)." 21 *The International Journal of Marine and Coastal Law* 535-537 (2006).

Avissar, Naomi G. Student Contribution. "Modeling Potential Impacts of Beach Replenishment on Horseshoe Crab Nesting Habitat Suitability." 34 *Coastal Management* 427-441 (2006).

Bakalar, Elizabeth M. Note. "Subsistence Whaling in the Native Village of Barrow: Bringing Autonomy to Native Alaskans outside the International Whaling Commission." 30 *Brooklyn Journal of International Law* 601-639 (2005).

Bates, Talcott N. Note. "The Jones Act Work Platform on the Rocks: *Stewart v. Dutra Construction Company*." 17 *University of San Francisco Maritime Law Journal* 319-352 (2004-05).

Bauer, Matthew J. "Marine Insurance: Barratry Coverage Elusiveness Results in Disguised Contractual Limitations." 7 *Duquesne Business Law Journal* 1-19 (2005).

Bell, Johann D., Blake D. Ratner, Ilona Stobutzki, and Jamie Oliver. Commentary. "Addressing the Coral Reef Crisis in Developing Countries." 49 *Ocean & Coastal Management* 976-985 (2006).

Bornick, Brooke A. Comment. "Bounty Hunters and Pirates: Filling in the Gaps of the 1982 U.N. Convention on the Law of the Sea." 17 *Florida Journal of International Law* 259-270 (2005).

Boyle, Alan. "Further Development of the Law of the Sea Convention: Mechanisms for Change." 54 *International and Comparative Law Quarterly* 563-584 (2005).

Brackett, Alan G. Foreword. [Annual Longshore Conference.] 3 *Loyola Maritime Law Journal* xii-xiii (2004).

Brandt, Sylvia, and David McEvoy. "Distributional Effects of Property Rights: Transitions in the Atlantic Herring Fishery." 30 *Marine Policy* 659-670 (2006).

Breckenridge, Lee P. "Can Fish Own Water? Envisioning Nonhuman Property in Ecosystems." 20 *Journal of Land Use & Environmental Law* 293-331 (2005).

Brown, Benjamin. Note. "Splitting the Difference: Reassessing *Bisso* in Light of *Sander v. Alexander Richardson Investments*." 29 *Tulane Maritime Law Journal* 489-501 (2005).

Burns, William C. G. "Potential Causes of Action for Climate Change Damages in International Fora: The Law of the Sea Convention." 2 *International Journal of Sustainable Development Law & Policy* 27-51 (2006).

Campbell, Viola Blayre. Comment. "Ghost Ships and Recycling Pollution: Sending America's Trash to Europe." 12 *Tulsa Journal of Comparative & International Law* 189-226 (2004).

Carlarne, Cinnamon Pinon. "Saving the Whales in the New Millennium: International Institutions, Recent Developments and the Future of International Whaling Policies." 24 *Virginia Environmental Law Journal* 1-48 (2005).

Casado, Carmen. "Vessels on the High Seas: Using a Model Flag State Compliance Agreement to Control Marine Pollution." 35 *California Western International Law Journal* 203-236 (2005).

Catchpole, T. L., C. L. J. Frid, and T. S. Gray. "Resolving the Discard Problem—a Case Study of the English *Nephrops* Fishery." 30 *Marine Policy* 821-831 (2006).

Chang, Howard F. "Environmental Trade Measures, the Shrimp-Turtle Rulings, and the Ordinary Meaning of the Text of the GATT." 8 *Chapman Law Review* 25-51 (2005).

Charvet, Kathleen K. "Section 905(b) and Third-Party Claims: Do Remedies Really Still Exist? What Is the Impact on LHWCA Claims?" 3 *Loyola Maritime Law Journal* 1-10 (2004).

Churchill, Robin. "Dispute Settlement under the UN Convention on the Law of the Sea: Survey for 2005." 21 *The International Journal of Marine and Coastal Law* 377-388 (2006).

Clift, Rhys, and Robert Gay. "The Shifting Nature of Salvage Law: A View from a Distance." 79 *Tulane Law Review* 1355-1384 (2005).

Cohen, Matt. "U.S. Shipbreaking Exports: Balancing Safe Disposal with Economic Realities." 28 *Environ* 237-268 (2005).

"Collision Survey 2003-2005." 29 *Tulane Maritime Law Journal* 533-547 (2005).

Connolly, Matthew. "Thinking Globally, Acting Locally: Cleaning Up Global Aquaculture through Eco-Labeling in the United States." 26 *Public Land & Resources Law Review* 121-147 (2005).

Contemporary Practice of the United States Relating to International Law. "U.S. Administration Proposes Legislation to Protect *Titanic* Wreck Site." 100 *American Journal of International Law* 934-935 (2006).

Costabel, Attilio M. "Himalaya Strain?—a Forensic Examination of *Norfolk Southern Railway Co. v. James N. Kirby, Pty Ltd.* and *Doe v. Celebrity Cruises, Inc.*" 29 *Tulane Maritime Law Journal* 217-236 (2005).

Craig, Robin Kundis. "Protecting International Marine Biodiversity: International Treaties and National Systems of Marine Protected Areas." 20 *Journal of Land Use & Environmental Law* 333-369 (2005).

Crowley, Michael E. "The Limited Scope of the Cargo Liability Regime Covering Carriage of Goods by Sea: The Multimodal Problem." 79 *Tulane Law Review* 1461-1504 (2005).

Cutillo, Arthur. Comment. "Do Recent Studies Prove That Farmed Salmon Are Toxic? A Commentary on Whether the Current FDA Guidelines Adequately Protect Consumers from Potential Toxins in Farmed Salmon." 16 *Villanova Environmental Law Journal* 89-107 (2005).

Dalton, Tracey Morin. "Exploring Participants' Views of Participatory Coastal and Marine Resource Management Processes." 34 *Coastal Management* 351-367 (2006).

Davidson, John H. "Factory Fields: Agricultural Practices, Polluted Water and Hypoxic Oceans." 9 *Great Plains Natural Resources Journal* 1-35 (2004).

De la Garza, Nicholas. "UNCITRAL's Proposed Instrument on the International Marine Carriage of Goods." 32 *Transportation Law Journal* 95-107 (2004).

DeGroff, Eric A. "The Application of Strict Criminal Liability to Maritime Oil Pollution Incidents: Is There *OPA* for the Accidental Spiller?" 50 *Loyola Law Review* 827-867 (2004).

DeLuca, Dallas. Note. "One for Me and One for You: An Analysis of the Initial Allocation of Fishing Quotas." 13 *New York University Environmental Law Journal* 723-768 (2005).

Diaz, Leticia, and Barry Hart Dubner. "On the Problem of Utilizing Unilateral Action to Prevent Acts of Sea Piracy and Terrorism: A Proactive Approach to the Evolution of International Law." 32 *Syracuse Journal of International Law and Commerce* 1-50 (2004).

Engerrand, Kenneth G. "Medicare Set-Asides and Protecting the Parties' Interests in Longshore Claims." 3 *Loyola Maritime Law Journal* 11-43 (2004).

Farran, Sue. "Sand, Fish and Sea: A Legal Reflection on Islands—From Orkney to Vanuatu." 21 *The International Journal of Marine and Coastal Law* 389-421 (2006).

Ferrara, Jennifer. Note. "*Delgado v. Reef Resort Ltd.*: The Fifth Circuit Fails to Throw Scuba Divers a Lifeline." 29 *Tulane Maritime Law Journal* 471-479 (2005).

Fiotakis, Dimitrios. "The Impact of Information Technology upon the Shipbroking Profession." 29 *Tulane Maritime Law Journal* 237-253 (2005).

Flagella, Maria Monia, Alessio Soria, and Maria Cristina Buia. "Shipping Traffic and Introduction of Non-Indigenous Organisms: Study Case in Two Italian Harbours." 49 *Ocean & Coastal Management* 947-960 (2006).

"Forum Selection Clause Survey 2003-2005." 29 *Tulane Maritime Law Journal* 549-567 (2005).

Francis, Julius, James Tobey, and Elin Torell. Editorial. "Balancing Development and Conservation Needs in the Western Indian Ocean Region." 49 *Ocean & Coastal Management* 789-791 (2006).

Friedman, David M. Note. "Iceland's Call to Extract the Harpoon from Commercial Whaling." 28 *Suffolk Transnational Law Review* 303-324 (2005).

Frost, Hans, and Peder Andersen. "The Common Fisheries Policy of the European Union and Fisheries Economics." 30 *Marine Policy* 737-746 (2006).

Gardner, Royal C., and Theresa J. Pulley Radwan. "What Happens When a Wetland Mitigation Bank Goes Bankrupt?" 35 *Environmental Law Reporter News & Analysis* 10590-10604 (2005).

Glavovic, Bruce C. "The Evolution of Coastal Management in South Africa: Why Blood Is Thicker Than Water." 49 *Ocean & Coastal Management* 889-904 (2006).

Glenn, Robert S., Jr., Colin A. McRae, and Jessica L. McClellan. "Admiralty." 56 *Mercer Law Review* 1169-1183 (2005).

Gonzalez, Pablo. Student Author. "Maritime Quantum Study." 3 *Loyola Maritime Law Journal* 75-82 (2004).

Goodson, Susanne. Comment. "Charting a Course through Nonnavigable Waters Using the SWANCC Compass." 78 *Temple Law Review* 287-326 (2005).

Guy, Matthew. Note. “*In re Tetra Applied Technologies: The Saving to Suitors Clause vs. the Right to Seek Exoneration in Federal Court: Exoneration Is Not the Same as Limitation.*” 29 *Tulane Maritime Law Journal* 503-509 (2005).

Haile, Jayson. Comment. “The New Age of Conquest and Colonialism: How Admiralty Will Be Used on the Final Frontier.” 29 *Tulane Maritime Law Journal* 353-367 (2005).

Hajkowicz, Stefan. “Cost Scenarios for Coastal Water Pollution in a Small Island Nation: A Case Study from the Cook Islands.” 34 *Coastal Management* 369-386 (2006).

Hall, Kathryn J. Note. “COGSA Limitation Applicable to Damage Occurring on Land at an Intermediate Port: *Schramm, Inc. v. Shipco Transport, Inc.*” 29 *Tulane Maritime Law Journal* 481-488 (2005).

Harris, Jason R. “Sources of Marina Liability for Storage and Repairs Ashore and the Effectiveness of Red Letter Clauses.” 37 *Journal of Maritime Law and Commerce* 545-558 (2006).

Hayden, Raymond P., and Kipp C. Leland. “The Uniqueness of Admiralty and Maritime Law: The Unique Nature of Maritime Liens.” 79 *Tulane Law Review* 1227-1257 (2005).

Hayden, Timothy A. Comment. “Reception on Nantucket Sound? A Summary of Current Offshore Wind Farm Litigation and a Federal Legislative Proposal Taking Cues from Cellular Tower Legislation.” 13 *Penn State Environmental Law Review* 217-238 (2005).

Henderson, Ramsey. Note. “The Future of Whaling: Should the International Whaling Commission Create a Broadened Cultural Exemption to the Whaling Moratorium for Iceland?” 33 *Georgia Journal of International and Comparative Law* 655-683 (2005).

Hentrich, Steffen, and Markus Salomon. “Flexible Management of Fishing Rights and a Sustainable Fisheries Industry in Europe.” 30 *Marine Policy* 712-720 (2006).

Herschaft, Jeremy A. “Not Your Average Coffee Shop: Lloyd’s of London—a Twenty-First-Century Primer on the History, Structure, and Future of the Backbone of Marine Insurance.” 29 *Tulane Maritime Law Journal* 169-185 (2005).

Hooper, Joanna M. Note. “When Fish Climb Ladders: NOAA Fisheries’ Unconscionable New Interpretation of the Endangered Species Act and the Dangers It Portends for Snake River Salmon.” 24 *Virginia Environmental Law Journal* 49-74 (2005).

Jentoft, Svein. “Beyond Fisheries Management: The *Phronetic* Dimension.” 30 *Marine Policy* 671-680 (2006).

Johnson, Derek Stephen. “Category, Narrative, and Value in the Governance of Small-Scale Fisheries.” 30 *Marine Policy* 747-756 (2006).

Joyner, Daniel H. "The Proliferation Security Initiative: Nonproliferation, Counterproliferation, and International Law." 30 *Yale Journal of International Law* 507-548 (2005).

Kaiser, Mark J. "The Louisiana Artificial Reef Program." 30 *Marine Policy* 605-623 (2006).

Kalo, Joseph J. "North Carolina Oceanfront Property and Public Waters and Beaches: The Rights of Littoral Owners in the Twenty-First Century." 83 *North Carolina Law Review* 1427-1505 (2005).

Kaye, Lawrence W., and B. Otis Felder. "A Ripple on the Waters That May Turn the Tide in Favor of Arbitrating Passenger Claims." 17 *University of San Francisco Maritime Law Journal* 287-303 (2004-05).

Kehagiaras, Andrew D. "NVOCC: Secret Agent?" 17 *University of San Francisco Maritime Law Journal* 207-240 (2004-05).

Kelly, J. Patrick. "The Seduction of the Appellate Body: Shrimp/Sea Turtle I and II and the Proper Roles of States in WTO Governance." 38 *Cornell International Law Journal* 459-491 (2005).

Khan, Ahmed. Student Contribution. "Sustainability Challenges in the Geoduck Clam Fishery of British Columbia: Policy Perspectives." 34 *Coastal Management* 443-453 (2006).

Kieves, Nicola. Note. "Crisis at Sea: Strengthening Government Regulation to Save Marine Fisheries." 89 *Minnesota Law Review* 1876-1915 (2005).

King, Bruce A. "Ships as Property: Maritime Transactions in State and Federal Law." 79 *Tulane Law Review* 1259-1337 (2005).

Klein, Natalie. "Provisional Measures and Provisional Arrangements in Maritime Boundary Disputes." 21 *The International Journal of Marine and Coastal Law* 423-460 (2006).

Kristofersson, Dadi, and James L. Anderson. "Is There a Relationship between Fisheries and Farming? Interdependence of Fisheries, Animal Production and Aquaculture." 30 *Marine Policy* 721-725 (2006).

Kunich, John Charles. "Losing Nemo: The Mass Extinction Now Threatening the World's Ocean Hotspots." 30 *Columbia Journal of Environmental Law* 1-133 (2005).

Lambourn, Robin Richard. Recent Development. "*Thibodeaux v. Grasso Production Management, Inc.*: The Fifth Circuit Revises the Situs Test of the Longshore and Harbor Workers' Compensation Act." 79 *Tulane Law Review* 1573-1583 (2005).

Le Gallic, Bertrand, and Anthony Cox. "An Economic Analysis of Illegal, Unreported and Unregulated (IUU) Fishing: Key Drivers and Possible Solutions." 30 *Marine Policy* 689-695 (2006).

Lejano, Raul P., and Alma Ocampo-Salvador. "Context and Differentiation: Comparative Analysis of Two Community-Based Fishers' Organizations." 30 *Marine Policy* 726-736 (2006).

Li, Kevin, and Cheng, Jin. "Maritime Law and Policy for Energy Security in Asia: A Chinese Perspective." 37 *Journal of Maritime Law and Commerce* 567-587 (2006).

Loomis, John. "Estimating Recreation and Existence Values of Sea Otter Expansion in California Using Benefit Transfer." 34 *Coastal Management* 387-404 (2006).

Marchand, H el ene. "Impacts of the Tsunami on a Marine National Park Area—Case Study of Lanta Islands (Thailand)." 49 *Ocean & Coastal Management* 923-946 (2006).

Marlow, Peter, and Rawindaran Nair. "Liner Shipping and Information Exchange—a European Perspective." 30 *Marine Policy* 681-688 (2006).

Marrella, Fabrizio. "Unity and Diversity in International Arbitration: The Case of Maritime Arbitration." 20 *American University International Law Review* 1055-1100 (2005).

Marwedel, Warren J., Mark O. Kasanin, and Mark K. de Langis. "Maritime Procedure: An Overview and a Caution Regarding Privilege Waiver." 79 *Tulane Law Review* 1421-1460 (2005).

Maxwell, Angela. "'Employment' from Calm Waters to War Zones: The Unique Nature of the Charters and a Time Charterer's Right to Exploit the Full Earning Power of the Vessel." 79 *Tulane Law Review* 1505-1521 (2005).

May, Jonathan. "The Current Status of Clean Water Act Jurisdiction and the Future of Non-Tidal Wetlands Protection: A Call to Protect 'Isolated Wetlands.'" 12 *University of Baltimore Journal of Environmental Law* 127-164 (2005).

McChesney, Donald W. Comment. "Dolphin-Safe or Fisherman-Friendly? Abuse of Discretion in Amendment of the Dolphin-Safe Tuna Labeling Standard." 38 *U.C. Davis Law Review* 1725-1753 (2005).

McCleskey, Robert P., Jr., and Jeremy A. Herschaft. "Unique Features of Maritime Collision Law." 79 *Tulane Law Review* 1403-1420 (2005).

Miller, Joanna. Recent Development. "Six Million Sockeye Salmon and the Kenai Refuge: Analysis of the Ninth Circuit Court of Appeals' Two Decisions in *The Wilderness Society v. United States Fish and Wildlife Service*." 25 *Journal of Land, Resources, & Environmental Law* 85-97 (2005).

- Morishita, Joji. "Multiple Analysis of the Whaling Issue: Understanding the Dispute by a Matrix." 30 *Marine Policy* 802-808 (2006).
- Morita, Takako. Note. "N.I.M.B.Y. Syndrome and the Ticking Time Bomb: Disputes over the Dismantling of Naval Obsolete Vessels." 17 *Georgetown International Environmental Law Review* 723-753 (2005).
- Morris, George Michael. "Truth in Chemical Weapons Disposal: A Call for an International Convention on the Full Disclosure of Chemical Weapons Disposed of at Sea and Pollution Preparedness, Response and Co-operation." 12 *University of Baltimore Journal of Environmental Law* 165-190 (2005).
- Mulch, Eric F. Note. "Choice of Law in Two-Part Harmony: The Fifth Circuit Interprets Conflicting Choice of Law Clauses in *Foster Wheeler Energy Corp. v. An Ning Jiang MV.*" 29 *Tulane Maritime Law Journal* 461-470 (2005).
- Murphy, Robert H. "Prosecuting and Defending Foreign Seamen Claims: The Defense Perspective." 3 *Loyola Maritime Law Journal* 45-74 (2004).
- Neil, Carl R. "Maritime Contract Law Moves Inland: The *Kirby* Decision." 17 *University of San Francisco Maritime Law Journal* 305-317 (2004-05).
- Nelson, Jason C. "The Contemporary Seabed Mining Regime: A Critical Analysis of the Mining Regulations Promulgated by the International Seabed Authority." 16 *Colorado Journal of International Environmental Law and Policy* 27-75 (2005).
- Nesterowicz, Malgorzata. "An Economic Analysis of Compensation for Oil Pollution Damage: Recent Developments in Respect of International Oil Pollution Compensation Funds." 37 *Journal of Maritime Law and Commerce* 559-566 (2006).
- Nikaki, Theodora. "Conflicting Laws in 'Wet' Multimodal Carriage of Goods: The UNCITRAL Draft Convention on the Carriage of Goods [Wholly or in Part] by Sea." 37 *Journal of Maritime Law and Commerce* 521-544 (2006).
- Nikaki, Theodora. "The UNCITRAL Draft Instrument on the Carriage of Goods [Wholly or Partly] [By Sea]: The Treatment of 'Through Transport' Contracts." 31 *Transportation Law Journal* 193-212 (2004).
- "Ninth Circuit Survey." 17 *University of San Francisco Maritime Law Journal* 361-404 (2004-05).
- Nozette, Mark D., and Robert A. Creamer. "Professionalism: The Next Level." 79 *Tulane Law Review* 1539-1560 (2005).
- Obura, David. "Impacts of the 26 December 2004 Tsunami in Eastern Africa." 49 *Ocean & Coastal Management* 873-888 (2006).

- Okafor, Chidinma Bernadine. "Joint Development: An Alternative Legal Approach to Oil and Gas Exploitation in the Nigeria-Cameroon Maritime Boundary Dispute?" 21 *The International Journal of Marine and Coastal Law* 489-522 (2006).
- Olawoyin, Adewale A. "Forum Selection Disputes under Bills of Lading in Nigeria: A Historical and Contemporary Perspective." 29 *Tulane Maritime Law Journal* 255-285 (2005).
- Olsson, Christie. Comment. "Takings Law in the Aftermath of *Lucas v. South Carolina Coastal Council*: Does the Background Principles Exception Clarify or Complicate Regulatory Takings Law?" 45 *Santa Clara Law Review* 707-738 (2005).
- Oppenheim, Adrienne J. Note. "The Plight of the Patagonian Toothfish: Lessons from the *Volga* Case." 30 *Brooklyn Journal of International Law* 293-328 (2004).
- Oude Elferink, Alex G. "Outer Limits of the Continental Shelf and 'Disputed Areas': State Practice concerning Article 76(10) of the LOS Convention." 21 *The International Journal of Marine and Coastal Law* 461-487 (2006).
- Ovetz, Robert. "The Bottom Line: An Investigation of the Economic, Cultural and Social Costs of Industrial Longline Fishing in the Pacific and the Benefits of Sustainable Use Marine Protected Areas." 30 *Marine Policy* 809-820 (2006).
- Oxman, Bernard H. Centennial Essay. "The Territorial Temptation: A Siren Song at Sea." 100 *American Journal of International Law* 830-851 (2006).
- Pearson, Kristopher E. "Hope for Temporary Citizens Aboard Floating Cities: *Carlisle v. Carnival Corporation*." 59 *University of Miami Law Review* 295-340 (2005).
- Pendleton, Gregory D. Comment. "State Responsibility and the High Seas Marine Environment: A Legal Theory for the Protection of Seamounts in the Global Commons." 14 *Pacific Rim Law & Policy Journal* 485-514 (2005).
- Percy, H. Kumar, and Melanie Oberlin. "Admiralty and Maritime Law Articles Published in Non-Maritime Law Journals (2005)." 37 *Journal of Maritime Law and Commerce* 589-633 (2006).
- Pinto da Silva, Patricia, and Andrew Kitts. "Collaborative Fisheries Management in the Northeast US: Emerging Initiatives and Future Directions." 30 *Marine Policy* 832-841 (2006).
- Polis, Robert, and Leslie MacRae. "Back to the Beach: Will It Ever Be Safe to Buy Dry Sand Again?" 13 *Penn State Environmental Law Review* 147-171 (2005).
- Pomeroy, Robert S., Blake D. Ratner, Stephen J. Hall, Jate Pimoljinda, and V. Vivekanandan. "Coping with Disaster: Rehabilitation Coastal Livelihoods and Communities." 30 *Marine Policy* 786-793 (2006).

Price, Tracey M. “Negotiating WTO Fisheries Subsidy Disciplines: Can Subsidy Transparency and Classification Provide the Means toward an End to the Race for Fish?” 13 *Tulane Journal of International and Comparative Law* 141-175 (2005).

“Quantum Survey 2003-2005.” 29 *Tulane Maritime Law Journal* 511-531 (2005).

Quesada Alpízar, Marco Antonio. “Participation and Fisheries Management in Costa Rica: From Theory to Practice.” 30 *Marine Policy* 641-650 (2006).

Rakotoson, Lalaina R., and Kathryn Tanner. “Community-Based Governance of Coastal Zone and Marine Resources in Madagascar.” 49 *Ocean & Coastal Management* 855-872 (2006).

Regan, Rob. “When Lost Liners Become Found: An Examination of the Effectiveness of Present Maritime Legal and Statutory Regimes for Protecting Historic Wrecks in International Waters with Some Proposals for Change.” 29 *Tulane Maritime Law Journal* 313-351 (2005).

Rietvelt, Marc. “Multilateral Failure: A Comprehensive Analysis of the *Shrimp/Turtle* Decision.” 15 *Indiana International & Comparative Law Review* 473-499 (2005).

Robbins, Rebecca A. Note. “The Ships Passed By: Can Anti-Dumping Laws Help Save Ocean Resources and Traditional Fisheries?” 11 *Hastings West-Northwest Journal of Environmental Law and Policy* 225-249 (2005).

Robertson, David W., and Michael F. Sturley. “Recent Developments in Admiralty and Maritime Law at the National Level and in the Fifth and Eleventh Circuits.” 29 *Tulane Maritime Law Journal* 369-450 (2005).

Rodriguez, Antonio J. “When Your Ship Is in the Bull’s Eye: The Maritime Security Act and Potential Vessel Owner Liability to Third Parties Resulting from a Terrorist Attack.” 17 *University of San Francisco Maritime Law Journal* 241-285 (2004-05).

Rosa, Angelo L. “Contrariety: Divergent Theories of State Involvement in Shipping Finance between the United States and the European Union.” 29 *Tulane Maritime Law Journal* 187-216 (2005).

Rue, Thomas S. “The Uniqueness of Admiralty and Maritime Law.” 79 *Tulane Law Review* 1127-1148 (2005).

Sacks, Gary T., and Neal W. Settergren. “An Update on the Troubled Waters of Towage Law.” 79 *Tulane Law Review* 1385-1401 (2005).

Sanchirico, James N., Daniel Holland, Kathryn Quigley, and Mark Fina. “Catch-Quota Balancing in Multispecies Individual Fishing Quotas.” 30 *Marine Policy* 767-785 (2006).

Schiffman, Howard S. "Reservations in Marine Environmental Treaties: Practical Observations and Legal Limitations." 26 *Whittier Law Review* 1003-1024 (2005).

Schmidt, Carey. "Private Wetlands and Public Values: 'Navigable Waters' and the *Significant Nexus Test* under the Clear Water Act." 26 *Public Land & Resources Law Review* 97-119 (2005).

Scott, Karen N. "The Day after Tomorrow: Ocean CO2 Sequestration and the Future of Climate Change." 18 *Georgetown International Environmental Law Review* 57-108 (2005).

Sharpe, David J. "Admiralty Jurisdiction: The Power over Cases." 79 *Tulane Law Review* 1149-1161 (2005).

Showalter, Stephanie. "The United States and Rising Shrimp Imports from Asia and Central America: An Economic or Environmental Issue?" 29 *Vermont Law Review* 847-876 (2005).

Sittnick, Tammy M. Comment. "State Responsibility and Maritime Terrorism in the Strait of Malacca: Persuading Indonesia and Malaysia to Take Additional Steps to Secure the Strait." 14 *Pacific Rim Law & Policy Journal* 743-769 (2005).

Spansel, Shelly F. Comment. "*Robins Dry Dock* versus State Laws Governing Liability for Pure Economic Loss: How the Maritime Circuit Should Resolve the Preemption Conflict." 51 *Loyola Law Review* 165-201 (2005).

Springer, Emilie. Student Contribution. "Community Participation in Marine Protected Area Implementation: A Case Study of the Sitka Local Area Management Plan." 34 *Coastal Management* 455-465 (2006).

Stakelum, Andrew M. Note. "*Freudensprung v. Offshore Technical Services, Inc.*: Has the Fifth Circuit Sunk the Seaman's Exclusion from Arbitration?" 29 *Tulane Maritime Law Journal* 451-460 (2005).

Stedeford, Todd, et al. "Environmental Quality and Health Got Merc? Regulating, Mitigating, and Litigating Mercury Levels for the Fish We Eat." 20 *Journal of Land Use & Environmental Law* 503-522 (2005).

Street, Thomas. Student Contribution. "Underwater Cultural Heritage Policies of the United States Coastal Zone." 34 *Coastal Management* 467-480 (2006).

Struckhoff, Jeffery B. "The Irony of *Uberrimae Fidei*: Bad Faith Practices in Marine Insurance." 29 *Tulane Maritime Law Journal* 287-312 (2005).

Sumaila, U. R., J. Alder, and H. Keith. "Global Scope and Economics of Illegal Fishing." 30 *Marine Policy* 696-703 (2006).

Symeonides, Symeon. "Cruising American Waters: Spector, Maritime Conflicts, and Choice of Law." 37 *Journal of Maritime Law and Commerce* 491-519 (2006).

Takei, Yoshinobu. Current Legal Developments. UN Fish Stocks Agreement. "Unfinished Business: Review Conference on the 1995 Fish Stocks Agreement." 21 *The International Journal of Marine and Coastal Law* 551-568 (2006).

Tanaka, Yoshifumi. Current Legal Developments. Arbitral Tribunal Award, Annex VII LOSC. "Award of the Arbitral Tribunal Constituted Pursuant to Article 287, and in Accordance with Annex VII, of the UN Convention on the Law of the Sea: The Barbados and the Trinidad and Tobago Case (11 April 2006)." 21 *The International Journal of Marine and Coastal Law* 523-534 (2006).

Tobey, James, and Elin Torell. "Coastal Poverty and MPA Management in Mainland Tanzania and Zanzibar." 49 *Ocean & Coastal Management* 834-854 (2006).

Torell, Elin, James Tobey, Melissa Thaxton, Brian Crawford, Baraka Kalangahe, Ndalaha Madulu, Abdhulrahman Issa, Vedast Makota, and Rose Sallema. "Examining the Linkages between AIDS and Biodiversity Conservation in Coastal Tanzania." 49 *Ocean & Coastal Management* 792-811 (2006).

Ünlü, Nihan. Current Legal Developments. International Maritime Organisation. "Protecting the Straits of Malacca and Singapore against Piracy and Terrorism." 21 *The International Journal of Marine and Coastal Law* 539-549 (2006).

Utne, Ingrid Bouwer. "Systems Engineering Principles in Fisheries Management." 30 *Marine Policy* 624-634 (2006).

Valdemoro, Herminia I., and José A. Jiménez. "The Influence of Shoreline Dynamics on the Use and Exploitation of Mediterranean Tourist Beaches." 34 *Coastal Management* 405-423 (2006).

Valencia, Mark J., and Kazumine Akimoto. "Guidelines for Navigation and Overflight in the Exclusive Economic Zone." 30 *Marine Policy* 704-711 (2006).

Vetemaa, Markus, Redik Eschbaum, and Toomas Saat. "The Transition from the Soviet System to a Market Economy as a Cause of Instability in the Estonian Coastal Fisheries Sector." 30 *Marine Policy* 635-640 (2006).

Walmsley, S., J. Purvis, and C. Ninnis. "The Role of Small-Scale Fisheries Management in the Poverty Reduction Strategies in the Western Indian Ocean Region." 49 *Ocean & Coastal Management* 812-833 (2006).

Warshauer, Irving J., and Stevan C. Dittman. "The Uniqueness of Maritime Personal Injury and Death Law." 79 *Tulane Law Review* 1163-1225 (2005).

Wescott, Geoff. "The Long and Winding Road: The Development of a Comprehensive, Adequate and Representative System of Highly Protected Marine Protected Areas in Victoria, Australia." 49 *Ocean & Coastal Management* 905-922 (2006).

Wilson, Douglas Clyde, Jesper Raakjær, and Poul Degnbol. "Local Ecological Knowledge and Practical Fisheries Management in the Tropics: A Policy Brief." 30 *Marine Policy* 794-801 (2006).

Wright, William E., Jr. "Ethical Considerations in Representing Multiple Parties in Litigation." 79 *Tulane Law Review* 1523-1537 (2005).

Wynne, William Pitard, and Brian Michael Ballay. "Seaman's Manslaughter: A Potential Sea of Troubles for the Maritime Defendant and a Clever Mechanism for Taking Arms against the Slings and Arrows of Maritime Plaintiffs." 50 *Loyola Law Review* 869-923 (2004).

Xue, Guifang (Julia). "China's Distant Water Fisheries and Its Response to Flag State Responsibilities." 30 *Marine Policy* 651-658 (2006).

Zapf, Robert J. "Appurtenances: What Are They and Are Fishing Permits among Them?" 79 *Tulane Law Review* 1339-1353 (2005).

Zinsmeister, Jeffrey E. Comment. "In rem Actions under U.S. Admiralty Jurisdiction as an Effective Means of Obtaining Thirteenth Amendment Relief to Combat Modern Slavery." 93 *California Law Review* 1249-1284 (2005).