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## Articles

- Hearsay in Illinois: A New Look at Some Old Problems  
John E. Corkery . . . . . 159

*Based on the premise that the hearsay rule is both fundamental and insufficiently understood, this article discusses the basic principles of this rule of evidence with special emphasis on its application under Illinois law. Both recent and older cases are examined in an attempt to provide guidance to lawyers and judges who deal with these questions.*

- The Bankruptcy Code Requirement of Compliance With Lease Obligations—Does “All” Mean Everything?  
Glenn F. Schmitt . . . . . 225

*This article considers the intent of Congress in Bankruptcy Code section 365(d)(3) as it affects the rights of shopping center lessors vis-à-vis their tenants who seek bankruptcy protection. The author concludes the Section should be broadly applied to require such tenants to fully comply with the terms of their leases.*

## Commentary

- Judicial Procedures in Misdemeanor Domestic Assault Cases—A Model Policy  
Beverly Balos and Isabel Gomez . . . . . 259

*Professor Balos and Judge Gomez combine to produce this model policy dealing with domestic assault cases. The foundation of this policy is the result of research comparing jurisdictions requiring varying degrees of police intervention and court involvement in such cases. The authors conclude that a policy, such as the one proposed here, which mandates arrest of the perpetrator in addition to requiring various police and court procedures is most effective in protecting the rights of the victim as well as the defendant.*

## Comment

- The Scope of the Public Duty/Special Duty Doctrine in Illinois:  
Municipal Liability for Failure to Provide Police Protection  
David A. Aaby ..... 269

*This comment examines the development of the public duty doctrine and its special duty exception. It focuses on Illinois' treatment of the special duty exception and its application in cases involving an alleged failure of a municipality to provide police protection. The author concludes that the "control" element of Illinois' special duty test is overly restrictive, and advocates a balancing approach in its place.*

## Casenotes

- Patterson v. McLean Credit Union*: Preventing Backdoor  
Discrimination Actions or Closing the Door?  
Elsa R. Miller ..... 303

*This recent United States Supreme Court decision interprets 42 U.S.C. § 1981 as not allowing an action for racial harassment during employment. This note examines the antecedent cases to Patterson along with Congressional actions which appear to indicate a lack of tolerance of racial discrimination in the public and private sectors. The author concludes that Patterson is a step in the wrong direction and calls into question the commitment of the United States Supreme Court to move in the direction of eliminating workplace distinctions based on the race of the worker.*

- Work for Hire After *CCNV v. Reid*: Adequacy of Protection for  
Artists and Extent of the Doctrine's Applicability to Software  
Developers  
Sheila M. Heitke ..... 331

*This note examines the United States Supreme Court's decision which set forth the proper analysis for resolving copyright disputes involving the work for hire doctrine. The Court concluded a "literal interpretation" of the governing statute was appropriate. The author contends the literal interpretation, now to be applied by all courts deciding work for hire issues, provides a uniform standard as well as predictability—two paramount objectives of copyright law.*

## Book Reviews

- Law and Information—A Review of the Electronic Media and  
the Transformation of Law  
Reviewed by Stephen M. Barkan ..... 365

*Professor Barkan critiques the recent work of M. Ethan Katsh and concludes it is a worthy comment and analysis of the often ignored topic of law and information. Professor Barkan takes issue with some of the basic theses in the book but overall finds it to provide some intriguing insights and arguments.*

Constitutional Cultures: The Mentality and Consequences of  
Judicial Review

Reviewed by Leonard P. Strickman ..... 381

*In this book review, Professor Strickman concludes that, overall, Robert Nagel has produced a thought-provoking book that endorses judicial self-restraint by the United States Supreme Court. Although this review challenges some of Nagel's assertions, Strickman maintains this book should be a valuable addition to the libraries of constitutional law scholars.*