# FORDHAM 38 LAW REVIEW



### **ARTICLES**

REAL ESTATE EQUITY INVESTMENTS AND THE INSTITUTIONAL LENDER: NOTHING VENTURED,		
NOTHING GAINED	Frank	E.

Frank E. Roegge Gerard J. Talbot Robert M. Zinman

THE UNITED	STATES—FRENCH INCOME TAX			
CONVENTION	······································	Herbert	I.	Lazerow

O'Callahan v. Parker: THE Relford Decision and Fu	RTHER		
DEVELOPMENTS IN MILITARY JUSTICE	Myron	L.	Birnbaum
			. Fowler

VOLUME XXXIX

**NUMBER 4** 

## CONTENTS

	-	_	-	-	-	
Λ	u	"	1			LVC
$\boldsymbol{\alpha}$	$\mathbf{r}$	1	ı	u	ı	ES

REAL ESTATE EQUITY INVESTMENTS AND THE INSTITUTIONAL LENDER: NOTHING VENTURED, NOTHING GAINED	5 <b>7</b> 9
Frank E. Roegge Gerard J. Talbot Robert M. Zinman	
THE UNITED STATES—FRENCH INCOME TAX CONVENTION Herbert I. Lazerow	<b>6</b> 49
O'Callahan v. Parker: The Relford Decision and Further Developments in Military Justice	729
COMMENT	
THE RIGHT OF DIRECTORS TO INDEMNIFICATION IN ACTIONS BROUGHT DIRECTLY BY THE CORPORATION: A STUDY OF BCL Sections 722 and 723	743
CASE NOTES	
Admiralty—Locality Rule—Federal Maritime Jurisdiction Held to Extend to Unseaworthiness Claim of Longshoreman Injured on Pier by Shore Based Equipment (Gebhard v. S.S. Hawaiian Legislator, 425 F.2d 1303 (9th Cir. 1970))	757
Class Actions—Identical Violations of the Retail Instalment Sales Act Held Not to Create a "Common Question" within the Meaning of the New York Class Action Statute (Hall v. Coburn Corp. of America, 26 N.Y.2d 396, 259 N.E.2d 720, 311 N.Y.S.2d 281 (1970))	765
CRIMINAL PROCEDURE—GUILTY PLEA VALID EVEN WHEN ACCOMPANIED BY PROFESSION OF INNOCENCE (North Carolina v. Alford, 400 U.S. 25 (1970))	773
SECURITIES—EXTENT OF CIVIL LIABILITY UNDER THE FEDERAL MARGIN REQUIREMENTS EXPANDED (Pearlstein v. Scudder & German, 429 F.2d 1136 (2d Cir. 1970))	782
SECURITIES REGULATION—COMMISSION "No ACTION" DECISION HELD REVIEWABLE—PROPOSAL OF A LIMITED POLITICAL NATURE MAY BE A PROPER SUBJECT FOR SHARE-HOLDER ACTION (Medical Committee for Human Rights v. SEC, 432 F.2d 659 (D.C. Cir. 1970), cert. granted, 39 U.S.L.W. 3409 (U.S. March 22, 1971) (No. 1162))	791

Torts—Libel—Privilege of a Fair and True Report of Judicial Proceedings Not a Defense When the Subject Matter of the Report Is a Matrimonial Action (Shiles v. News Syndicate Co., 27 N.Y.2d 9, 261 N.E.2d 251, 313 N.Y.S.2d 104	
(1970))	800
BOOKS REVIEWED	
CALAMARI AND PERILLO: THE LAW OF CONTRACTS	
Max A. Pock	
JACKSON: WORLD TRADE AND THE LAW OF GATT J. Philip Anderegg	821
BOOKS RECEIVED	825

# FORDHAM LAW REVIEW

Volume XXXIX, Number 4



May 1971

### EDITORIAL AND GENERAL OFFICES

Lincoln Center, 140 West 62nd Street, New York, N.Y. 10023

Published four times a year—October, December, March, and May. Member, National Conference of Law Reviews. Printed by the Heffernan Press Inc., Worcester, Massachusetts. Second class postage paid at Worcester, Mass.

Subscription Price \$7.50, Single Issue \$2.50. Make checks payable to Fordham Law Review. Subscription renewed automatically unless notified to contrary.