# **Indiana Law Review**

Volume 11

1978

Number

2

Copyright @ 1978 by the Trustees of Indiana University

## Articles

The Teacher Privilege to Use Corpora	l Punishment	
	Kenneth M. Stroud	349
Criminal Discovery in Indiana: Its Pas	t and Future	
	David R. Joest	373

### Comment

Some Observations Regarding Crime Control

Andrew Jacobs, Sr.	403
Notes	
Judicial and Administrative Treatment of Accountants'	
Qualifications and Disclaimers	431
The Pre-emption Doctrine and the Commodity Futures	
Trading Commission Act: In Favor of State Law	467
Recent Development	
Torts — Judicial Immunity	48 <b>9</b>

#### **Book Review**

ACKERMAN:	Private	Property	and	the	Constitution		
					James	Torke	501

Volume 11

February 1978

Number 2

の目的

na Gui

SEB 12. BEELA

The INDIANA LAW REVIEW is the property of Indiana University and is published four times yearly, January, February, April, and June, by the Indiana University School of Law – Indianapolis, which assumes complete editorial responsibility therefor. Subscription rates: one year, \$12.50; three years, \$35.00; five years, \$50.00; foreign \$14.00. Single copies: annual Survey issue, \$6.00; other issues \$3.50. Back issues, volume 1 through volume 8, number 1, are available from Fred B. Rothman & Co., 57 Leuning Street, South Hackensack, New Jersey 07606. Please notify us one month in advance of any change in address and include both old and new addresses with zip codes to ensure delivery of all issues. Send all correspondence to Editorial Assistant, Indiana Law Review, Indiana University School of Law – Indianapolis, 735 West New York Street, Indianapolis, Indiana 46202. Publication office: 735 West New York Street, Indianapolis, Indiana 46202. Second class postage paid at Indianapolis, Indiana 46201.

#### Indiana University School of Law – Indianapolis 1977-1978 ADMINISTRATIVE OFFICERS AND FACULTY

JOHN W. RYAN, PH.D., President of the University

WILLIAM F. HARVEY, LL.M., Dean, Indiana University School of Law-Indianapolis

G. KENT FRANDSEN, J.D., Assistant Dean, Indiana University School of Law-Indianapolis.

- MARSHALL J. SEIDMAN, LL.M., Assistant Dean for Administration and Finance, Indiana University School of Law-Indianapolis
- THOMAS B. ALLINGTON, LL.M. (New York University, 1971), Professor (on leave, second semester, 1977-78)
- JAMES F. BAILEY, III, J.D., M.A.L.S. (University of Michigan, 1964, 1970), Director of Library and Associate Professor

AGNES BARRETT, J.D. (Indiana University, 1964), Associate Professor

GERALD L. BEPKO, LL.M. (Yale University, 1972), Professor

- BERNARD J. BOYLE, J.D. (DePaul University, 1949), Visiting Associate Professor and Director of Clinical Education and Placement
- CLYDE H. CROCKETT, LL.M. (The London School of Economics, 1972), Associate Professor

DEBRA A. FALENDER, J.D. (Indiana University, 1975), Assistant Professor

- CLEON H. FOUST, J.D. (University of Arizona, 1933), Professor (on loan, 1976-77)
- G. KENT FRANDSEN, J.D. (Indiana University, 1965), Assistant Dean and Associate Professor

DAVID A. FUNK, LL.M. (Columbia University, 1973), Professor

- PAUL J. GALANTI, J.D. (University of Chicago, 1963), Professor
- HELEN P. GARFIELD, J.D. (University of Colorado, 1967), Associate Professor

ALAN H. GOLDSTEIN, J.D. (Indiana University, 1969), Lecturer

HAROLD GREENBERG, J.D. (University of Pennsylvania, 1962), Associate Professor

JOHN S. GRIMES, J.D. (Indiana University, 1931), Professor of Jurisprudence Emeritus

- JEFFREY W. GROVE, J.D. (George Washington University, 1969), Associate Professor
- WILLIAM F. HARVEY, LL.M. (Georgetown University, 1961), Dean and Professor
- LAWRENCE A. JEGEN, III, LL.M. (New York University, 1963), Professor
- WILLIAM R. JONES, LL.M. (University of Michigan, 1970), Professor

HENRY C. KARLSON, LL.M. (University of Illinois, 1977), Assistant Professor

- CHARLES D. KELSO, J.S.D. (Columbia University, 1968), Professor
- WILLIAM A. KERR, LL.M. (Harvard University, 1958), Professor
- WALTER W. KRIEGER, JR., LL.M. (George Washington University, 1969), Associate Professor

WILLIAM E. MARSH, J.D. (University of Nebraska, 1968), Associate Professor

MELVIN C. POLAND, LL.M. (University of Michigan, 1950), Professor

RONALD W. POLSTON, LL.B. (University of Illinois, 1958), Professor

- GARY A. RATNER, LL.M. (Yale University, 1974), Associate Professor
- CHARLES G. REEDER, J.D. (Indiana University, 1965), Lecturer

MARSHALL J. SEIDMAN, LL.M. (Harvard University, 1970), Assistant Dean for Administration and Finance and Professor

WILLIAM A. STANMEYER, J.D. (DePaul University, 1966), Associate Professor (on leave 1977-78)

- KENNETH M. STROUD, J.D. (Indiana University, 1961), Associate Professor
- JAMES W. TORKE, J.D. (University of Wisconsin, 1968), Associate Professor

R. BRUCE TOWNSEND, J.D. (University of Iowa, 1940), Professor of Jurisprudence

JAMES P. WHITE, LL.M. (George Washington University, 1959), Professor (on leave)

HAROLD R. WOODARD, J.D. (Harvard University, 1936), Professorial Lecturer

GLENN W. IRWIN, JR., M.D., Vice President of the University