

# Michigan Law Review

---

Vol. 106, No. 1

October 2007

## CONTENTS

### TRIBUTE

IN MEMORIAM: FRANCIS A. ALLEN . . . . . *Yale Kamisar*

### ARTICLES

BANKRUPTCY FIRE SALES . . . . . *Lynn M. LoPucki*  
*Joseph W. Doherty* 1

INTERNATIONAL LAW AND CONSTITUTIONAL INTERPRETATION:  
THE COMMANDER IN CHIEF CLAUSE  
RECONSIDERED . . . . . *Ingrid Brunk Wuerth* 61

### NOTES

CHOOSING BETWEEN THE NECESSITY AND  
PUBLIC INTEREST STANDARDS IN FCC REVIEW  
OF MEDIA OWNERSHIP RULES . . . . . *Peter DiCola* 101

NOONTIME DUMPING: WHY STATES HAVE BROAD DISCRETION  
TO REGULATE ONBOARD TREATMENTS  
OF BALLAST WATER . . . . . *Kyle H. Landis-Marinello* 135

READING TOO MUCH INTO *REEDER-SIMCO*? . . . . . *Jeremy M. Suhr* 169