



NEW MEXICO LAW REVIEW

Volume 26
Issue 3 *Summer 1996*

Summer 1996

Front Matter

New Mexico Law Review

Recommended Citation

New Mexico Law Review, *Front Matter*, 26 N.M. L. Rev. i (1996).
Available at: <https://digitalrepository.unm.edu/nmlr/vol26/iss3/1>

This Front Matter is brought to you for free and open access by The University of New Mexico School of Law. For more information, please visit the *New Mexico Law Review* website: www.lawschool.unm.edu/nmlr

NEW MEXICO LAW REVIEW

Published by the University of New Mexico School of Law, Albuquerque, New Mexico

Volume 26

Summer 1996

Number 3

CONTENTS

ARTICLES

- SIMMS MEMORIAL LECTURE SERIES: Explaining the Unexplainable: Analyzing the Simpson Verdict
Peter Arenella 349
- Changing Interpretations of New Mexico's Constitutional Provisions Allocating Water Resources: Integrating Private Property Rights and Public Values
Charles T. DuMars 367
- The Interpretation of the Confrontation Clause: Desire to Promote Perceived Societal Benefits and Denial of the Resulting Difficulties Produces Dichotomy in the Law
Carolyn M. Nichols..... 393
- Freedom at Home: State Constitutions and Medicaid Funding for Abortions
Linda M. Vanzl..... 433

COMMENTS

- Gilmer* Revisited: The Judicial Erosion of Employee Statutory Rights
Pierre Levy 455
- Sex, Lies, and Lawsuits: A New Mexico Physician's Duty to Warn Third Parties Who Unknowingly May Be at Risk of Contracting HIV From a Patient
Jake Taylor..... 481

TRENDS IN NEW MEXICO LAW: 1994-95

- CIVIL PROCEDURE/ALTERNATIVE DISPUTE RESOLUTION—New Mexico Applies Collateral Estoppel to Issues Fully and Fairly Litigated In Arbitration Proceedings: *Rex, Inc. v. Manufactured Housing Committee of New Mexico, Manufactured Housing Division*
Eric C. Christensen 513
- CONTRACT LAW—The Changing Role of the General Release in New Mexico: *Hansen v. Ford Motor Company*
Elizabeth Knox..... 525

CRIMINAL LAW—Capital Sentencing Jurors May Be Informed About A Defendant's Period Of Parole Ineligibility: <i>Clark v. Tansy</i> <i>Theresa M. Montoya</i>	541
CRIMINAL PROCEDURE—What Constitutes a Race-Neutral Explanation for Using Peremptory Challenges? <i>State v. Guzman and Purkett v. Elem</i> <i>Pamela C. Childers</i>	555
STATE CONSTITUTIONAL LAW—New Mexico Rejects Apparent Authority to Consent as a Valid Basis for Warrantless Searches: <i>State v. Wright</i> <i>Kathleen M. Wilson</i>	571
TORT LAW—Evolution of Duty in New Mexico: <i>Torres v. State</i> <i>Nancy Desiderio</i>	585
TORT LAW—New Mexico Adopts Proportional Indemnity and Clouds the Distinction Between Contract and Tort: <i>Amrep Southwest, Inc. v. Shollenbarger Wood Treating, Inc.</i> <i>James M. Mock</i>	603
TORT LAW—New Mexico Holds Corporations Liable for Punitive Damages Based Upon the Actions of Managerial Agents: <i>Albuquerque Concrete Coring Co. v. Pan Am World Services, Inc.</i> <i>Linda Hollander</i>	617
TORT LAW—Supreme Court Permits Design Defect Claims in Both Strict Liability and Negligence: <i>Brooks v. Beech Aircraft Corp.</i> <i>Patricia M. Monaghan</i>	629
TORT LAW (LEGAL MALPRACTICE)—Attorneys May Owe a Duty to Statutory Beneficiaries Regardless of Privity: <i>Leyba v. Whitley</i> <i>Marianne B. Hill</i>	643
WORKERS' COMPENSATION LAW—New Mexico Clarifies the Meaning of a Special Employer as Distinct From a Statutory Employer: <i>Rivera v. Sagebrush Sales, Inc.</i> <i>Christine M. Landavazo</i>	655