

Introduction

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INTRODUCTION

The latest edition of the annual *Second Circuit Note*, which was initiated in Volume 46 of the *St. John's Law Review*, analyzes select cases decided by the United States Court of Appeals for the Second Circuit during the September, 1972 Term. The *Note* has three objectives. The first is to provide some insight into the workings of the federal court system. Accordingly, the *Review* is honored to have as the author of the *Foreword* to this year's *Second Circuit Note* Circuit Judge James L. Oakes. Judge Oakes has provided an informative and thought-provoking view of the three-judge district court. The idiosyncracies of this peculiar device are considered further in comments on the *Nieves* and *Thoms* cases in the Federal Jurisdiction and Practice section. The second objective is to provide a comprehensive digest and analysis of selected cases decided during the 1972 Term. The format has been expanded to cover nine subject areas. Time and space necessarily limit the list of cases treated — those deemed of greatest significance to our readership have been included. The Editors welcome all suggestions as to future case selection. Lastly, the *Note* has focused extensively on those cases destined for consideration by the Supreme Court. Hence, *Eisen v. Carlisle & Jacquelin* (notice and manageability of class actions), *Boraas v. Village of Belle Terre* (constitutionality of local zoning ordinance), *CBS v. Teleprompter* (copyright implications of cable TV), *Schein v. Chasen* (common law insider liability in securities transactions), *In re Freedomland, Inc.* (priority of withholding taxes in bankruptcy), and *Hodgson v. Corning Glass Works* (working conditions under the Equal Pay Act), all of which have been granted certiorari, have been exhaustively treated. We trust that the critical analyses of the *Second Circuit Note* will contribute to an understanding of the issues before the Court.

In closing, the *Review* would like to express its gratitude to all the judges of the Second Circuit, and the attorneys and professors who with their patience, cooperation, and encouragement have contributed to the success of the *Second Circuit Note*.

The Editors