

# Washington University Law Review

---

---

VOLUME 90

NUMBER 4

2013

---

---

© 2013 by Washington University

## CONTENTS

### ARTICLES

- DECONSTRUCTING DEEM AND PASS: A  
CONSTITUTIONAL ANALYSIS OF THE  
ENACTMENT OF BILLS BY  
IMPLICATION ..... *Ronald J. Krotoszynski, Jr.* 1071
- POLICE MISCONDUCT AS A CAUSE OF  
WRONGFUL CONVICTIONS ..... *Russell Covey* 1133
- SHAME IN THE SECURITY COUNCIL ..... *Saira Mohamed* 1191

### NOTES

- TOSSING THE RED FLAG: OFFICIAL  
(JUDICIAL) REVIEW AND  
SHAREHOLDER-FAN ACTIVISM IN THE  
CONTEXT OF PUBLICLY TRADED  
SPORTS TEAMS ..... *Zachary A. Greenberg* 1255
- A TRYING BALANCE: DETERMINING THE  
TRIER OF FACT IN HYBRID  
ADMIRALTY-CIVIL CASES ..... *Lily Kurland* 1293

### COMMENTARY

- THE MUGSHOT INDUSTRY: FREEDOM OF  
SPEECH, RIGHTS OF PUBLICITY, AND  
THE CONTROVERSY SPARKED BY AN  
UNUSUAL NEW TYPE OF BUSINESS ..... *Allen Rostron* 1321