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Editor's Note

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EDITOR'S NOTE

Dear Reader:

On behalf of the Suffolk University Law School Moot Court Honor Board, I am proud to present the first issue of Volume XIX of the *Suffolk Journal of Trial & Appellate Advocacy*. This issue contains one lead article and eight student-written pieces, each designed to be of practical use to lawyers and judges at the trial and appellate levels.

The Lead Article, “Massachusetts Statutes Of Limitations: A User’s Guide” written by Professor Joseph W. Glannon, provides a comprehensive overview of Massachusetts civil statutes of limitation and repose. I am extremely excited to be publishing such a prolific author, and one whose work provides invaluable pedagogical aid to members of the bench and bar, as well we those aspiring to attain that status.

The student-written pieces address topics that are of interest to a wide variety of attorneys, judges, and students; the issues they address involve:

- an argument that the Individual Mandate should be constitutionally re-examined because it violates the “general Welfare” restriction on Congress’s taxing power (Luke Rosseel);
- an argument demonstrating the risks of tax litigants' reliance upon IRS Revenue Rulings due to their uncertain persuasive value (Colin Barrett);
- a presentation of the strongest arguments against state mandated ultrasounds as a prerequisite for abortion, with predictions regarding the likelihood of success on each argument (Kimberly A. Prior);
- an argument that a good-faith defense should be available to campus police and security facing liability in § 1983 cases (Lacey Perkins);
- an argument that corporate directors should be held personally liable to shareholders suing for fiduciary breaches based on Foreign Corrupt Practices Act violations (such as the one that is now plaguing Wal-Mart in Mexico) (David Bastian);
- a discussion of how recent Supreme Court treatment of § 1983 actions has given lower courts more leeway to avoid constitutionality arguments and instead decide the qualified immunity inquiry on an intensive exploration of the undisputed facts (Matthew R. O'Connor);

- an argument that Maryland’s “good-and-substantial-reason” requirement for a handgun permit violates the Second Amendment because it fails to pass intermediate scrutiny (Lincoln A. Rose); and
- an argument that a child-declarant’s subjective awareness of the consequences of her statement should be the determinative factor in whether that statement is testimonial (Gemma R. Ypparila);

I am grateful to all Moot Court Honor Board members who helped put this issue together, and am especially indebted to my Executive Editor Liz Tashash and my Managing Editor Nicole Starman for their efforts in seeking out and polishing exceptional articles, notes, and case comments, which I am confident will provide insights to practitioners, professors, students, and judges.

Thank you for reading the first issue of Volume XIX of the *Suffolk Journal of Trial & Appellate Advocacy*. I hope you find it helpful and interesting!

Very truly yours,

A handwritten signature in dark ink, appearing to read "Luke J. Rosseel", with a stylized flourish extending to the right.

Luke J. Rosseel
Editor-in-Chief

