

Index of Articles

(vol 16 and succeeding issues)

- Adequate assurance of performance demand, 23 No 1, p. 10; 29 No 3, p. 14
- Administrative expense claims under BACPA 2005, 26 No 3, p. 36
- ADR
- ADR provisions in business agreements, 36 No 2, p. 18
 - appeals of arbitrability, effect on lower courts, 26 No 2, p. 37
 - arbitration, pursuit of investors' claims, 16 No 2, p. 5
 - commercial dispute resolution, new horizons, 22 No 2, p. 17
 - mediation 17 No 1, p. 15; 26 No 3, p. 49
 - "real time" conflict solutions 28 No 2, p. 31
- Advertising injury clause, insurance coverage, 24 No 3, p. 26
- Affordable Care Act, business of medicine for independent practitioner, 33 No 2, p. 46
- Agriculture
- Farm Security and Rural Investment Act of 2002, 22 No 3, p. 30
 - succession planning for agribusinesses, 24 No 3, p. 9
- American Taxpayer Relief Act of 2012, 33 No 1, p. 7
- Annuity suitability requirements, 27 No 2, p. 15
- Antiterrorism technology, federal SAFETY Act, 24 No 3, p. 34
- Antitrust compliance program for in-house counsel, 22 No 1, p. 42
- Assignments for benefit of creditors, 19 No 3, p. 32
- Assumed names of LLCs, 28 No 3, p. 5
- Attorney-client privilege, tax matters, 24 No 3, p. 7; 26 No 3, p. 9. *See also* E-mail
- Automotive acquisitions, current risks, 33 No 2, p. 36
- Automotive suppliers
- disputes in automotive industry, lessons learned, 26 No 2, p. 11
 - dual-source requirements contracts, 32 No 3, p. 19
 - extending credit in era of contractual termination for convenience, 26 No 1, p. 49
 - requirements contracts, enforceability, 28 No 2, p. 18
- Bankruptcy. *See also* Preferences
- after-acquired property and proceeds in bankruptcy, 28 No 1, p. 28
 - Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, 25 No 3, p. 27; 26 No 3, p. 18
 - Bankruptcy Court Rules, amendments to Rule 3001 and 3002.1, 33 No 1, p. 18
 - composition agreements, alternatives to bankruptcy, 28 No 3, p. 43
 - cross-border insolvencies, 26, No 3, p. 10
 - default interest, 23 No 2, p. 47
 - dividends and other corporate distributions as avoidable transfers, 16 No 4, p. 22
 - expert witnesses, avoiding traps for the unwary, 34 No 2, p. 18
 - foreclosure, bankruptcy forum to resolve disputes 30 No 1, p. 17
 - franchisors, using bankruptcy forum to resolve disputes, 16 No 4, p. 14
 - fraudulent transfers and *In re Touse*, reasonably equivalent value, 33 No 1, p. 31
 - in-house counsel's survival guide for troubled times, 22 No 1, p. 33
 - intellectual property, protecting in bankruptcy cases, 22 No 3, p. 14
 - landlord-tenant issues, 26 No 3, p. 32
 - litigation roadmap, 28 No 1, p. 34
 - mortgage avoidance cases, 26 No 3, p. 27
 - ordinary course of business, 23 No 2, p. 40; 26 No 1, p. 57
 - overview of Bankruptcy Reform Act of 1994, 16 No 4, p. 1
 - partners and partnership claims, equitable subordination, 16 No 1, p. 6
 - prepayment penalty provisions in Michigan, enforceability in bankruptcy and out, 16 No 4, p. 7
 - prepayment premiums in and out of bankruptcy, 23 No 3, p. 29
 - priority for creditors providing goods to debtors in ordinary course of business, 28 No 1, p. 18
 - Pro Se Bankruptcy Assistance Project, 41 No 1, p. 22
 - proof of claim, whether and how to file, 30 No 1, p. 10
 - reclamation and administrative offense claims, 26 No 3, p. 36
 - rental property, 37 No 2, p. 37
 - Small Business Reorganization Act, Supchapter V of Chapter 11, 41 No 1, p. 17
 - Stern v Marshall* and bankruptcy court authority, 33 No 1, p. 12
 - tax tips for bankruptcy practitioners, 27 No 2, p. 30
 - tenancy by the entireties, 39 No 2, p. 35
 - trust fund statutes and discharge of trustee debts, 28 No 1, p. 11
 - trustees and fraud, 38 No 1, p. 17
 - tuition, 38 No 1, p. 59
 - UCC 2-702, use in bankruptcy, 29 No 3, p. 9
- Banks. *See* Financial institutions
- Benefit corporation and constituency statutes, 35 No 2, p. 35
- Bitcoin and the future of currency, 34 No 2, p. 25
- Builders Trust Fund Act debts, conversion as basis for nondischargeability, 33 No 1, p. 25
- Business claims, intersection of statute and common law, 27 No 1, p. 29
- Business continuity planning, 28 No 1, p. 9
- Business Court in Michigan, 25 No 3, p. 9
- arbitration and pre-suit mediation 35 No 3, p. 21
 - Business Court Act presents opportunities and challenges 33 No 2, p. 11

- insurance coverage disputes and early expert evaluation 32 No 3, p. 26
- Business identity theft, 34 No 3, p. 36
- Business-income-loss claims, 27 No 1, p. 24
- Business judgment rule
- corporate scandals and business judgment rule, 25 No 3, p. 19
 - Disney* derivative litigation, 25 No 2, p. 22
- Certificated goods, frontier with UCC, 24 No 2, p. 23
- CFIUS annual report, 33 No 2, p. 40
- Charitable Solicitations Act, proposed revisions, 26 No 1, p. 14
- Charities. *See* Nonprofit corporations or organizations
- China
- doing business in China, 34 No 2, p. 13
 - set up a wholly-owned enterprise, how to 36 No 2, p. 34
 - registered numbers, operation of business licenses in China, 35 No 2, p. 51
- Chiropractors and professional service corporations, 24 No 3, p. 5
- Choice of entity
- 2003 tax act considerations, 23 No 3, p. 8
 - frequently asked questions, 25 No 2, p. 27
 - getting it right the first time, 26 No 1, p. 8
- Circular 230 and tax disclaimers, 25 No 2, p. 7
- Class Action Fairness Act of 2005, 25 No 3, p. 15
- Click-wrap agreements under UCC, mutual assent, 26 No 2, p. 17
- COBRA changes under 2009 Stimulus Act, 29 No 2, p. 31
- Commercial finance lease agreements, 26 No 2, p. 21
- Commercial impracticability, issues to consider, 29 No 1, p. 16
- Commercial litigation. *See also* ADR
- business court in Michigan, 25 No 3, p. 9
 - claim preclusion in Michigan, call for clarity, 36 No 1, p. 38
 - Class Action Fairness Act of 2005, 25 No 3, p. 15
 - common-interest or joint defense agreements, 32 No 1, p. 11; 36 No 1, p. 32
 - diversity jurisdiction and LLCs, 32 No 1, p. 21
 - document production, 28 No 2, p. 13
 - economic duress, proving in Michigan, 26 No 2, p. 25
 - electronic discovery, 22 No 2, p. 25; 27 No 2, p. 9; 27 No 3, p. 37
 - future lost profits for new businesses, proving in post-*Daubert* era, 26 No 2, p. 29
 - jury trial, 39 No 1, p. 31
- Community foundations, 40 No 2, p. 31
- Competitor communications, avoiding sting of the unbridled tongue, 18 No 1, p. 18
- Composition agreements, alternatives to bankruptcy, 28 No 3, p. 43
- Computers. *See* Technology Corner.
- Confidential supervisory information, 39 No 3, p. 31.
- Confidentiality agreements, preliminary injunctions of threatened breaches, 16 No 1, p. 17
- Consumer protection claims
- Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, 25 No 3, p. 27; 26 No 3, p. 18
 - Dodd-Frank Wall Street Reform and Consumer Protection Act and the Consumer Financial Protection Bureau, 30 No 3, p. 13
 - Fair Credit Reporting Act of 1970, plaintiff's standing under Article III, 36 No 2, p. 39
- Contracts. *See also* Automotive suppliers
- agreements to agree, drafting tips, 32 No 1, p. 25
 - doctrine of *culpa in contrahendo* and its applicability to international transactions, 24 No 2, p. 36
 - drafting, 28 No 2, p. 24
 - dual-source requirements contracts, automotive suppliers, 32 No 3, p. 19
 - electronic contracting, 28 No 2, p. 11; 31 No 2, p. 9
 - exclusivity and requirements contracts, automotive suppliers, 32 No 1, p. 44
 - indefinite duration contracts, risks and strategies, 32 No 3, p. 13
 - letters of intent, best practices, 25 No 3, p. 44
 - liquidated damages and limitation of remedies clauses 16 No 1, p. 11
 - setoff rights, drafting contracts to preserve, 19 No 1, p. 1
- Conversions of entities, 31 No 1, p. 7; 32 No 2, p. 6
- Copyrights, tax treatment of protected property, 32 No 3, p. 37
- Corporate counsel. *See* In-house counsel
- Corporate data security, 41 No 1, p. 14
- Corporations. *See also* Business judgment rule; Nonprofit corporations; Securities
- benefit corporation and constituency statutes, 35 No 2, p. 35
 - Business Corporation Act amendments, 21 No 1, p. 28; 29 No 1, pp. 5, 10; 33 No 2, p. 18; 37 No 3, p. 17
 - contracts and agreements for closely held companies, 40 No 3, p. 15
 - corporate governance, 28 No 3, p. 9; 31 No 3, p. 29
 - correcting incomplete corporate records, 29 No 3, p. 31
 - deadlocks in closely held corporations, planning ideas to resolve, 22 No 1, p. 14
 - Delaware and Michigan incorporation, choosing between, 22 No 1, p. 21; 34 No 3, p. 13
 - Delaware corporate case law update (2005), 25 No 2, p. 49
 - derivatives transactions, explanation of products involved and pertinent legal compliance considerations, 16 No 3, p. 11
 - director and officer liability insurance fundamentals, 31 No 3, p. 17
 - dissenter's rights: a look at a share valuation, 16 No 3, p. 20
 - dissolution agreements, 36 No 2, p. 44
 - dissolution, corporate existence after, 32 No 3, p. 5

- dividends and other corporate distributions as avoidable transfers, 16 No 4, p. 22
- drag-along rights under Michigan Business Corporation Act, 28 No 3, p. 20
- employment policies for the Internet, why, when, and how, 19 No 2, p. 14
- fiduciary duties in corporate and LLC context, 36 No 1, p. 26; 38 No 2, p. 32; 38 No 3, p. 16
- foreign corporations, internal affairs doctrine, 27 No 1, p. 48
- insolvency, directors' and officers' fiduciary duties to creditors when company is insolvent or in vicinity of insolvency, 22 No 2, p. 12
- interested directors, advising re selected problems in sale of corporation, 16 No 3, p. 4
- minority shareholder oppression suits, 25 No 2, p. 16
- opportunity doctrine in Michigan, proposed legislative reform, 28 No 3, p. 15
- professional service providers and *Miller v Allstate Ins Co*, 28 No 3, p. 26
- proposed amendments to Business Corporation Act (2005), 25 No 2, p. 11
- S corporations, 25 No 3, p. 7; 29 No 3, p. 7; 31 No 2, p. 7
- Sarbanes-Oxley Act of 2002, 22 No 3, p. 10
- Section 488 revisited, opportunities for flexible governance, 31 No 3, p. 10
- shareholder standing and direct versus derivative dilemma, 18 No 1, p. 1
- tax matters, 27 No 1, p. 8
- technical amendments to Michigan Business Corporation Act (1993), 16 No 3, p. 1
- tort liability for corporate officers, 26 No 3, p. 7
- Creditors' rights. *See also* Bankruptcy; Entireties property;
- Criminal law and matters, white collar-crime investigation and prosecution, 27 No 1, p. 37
- Cross-border insolvencies, 26 No 3, p. 10
- Cross-cultural negotiations, 27 No 2, p. 39
- Crowdfunding, 34 No 1, p. 5; 34 No 3, p. 28; 36 No 1, p. 5
- Cybercourt for online lawsuits, 21 No 1, p. 54
- Cyberinsurance, 32 No 3, p. 9
- Cybersecurity risks and disclosure, 32 No 2, p. 10; 35 No 1, p. 9; 35 No 2, p. 26; 35 No 3, p. 41
- Cybersquatting and domain name trademark actions, 22 No 2, p. 9
- Data breach legislation, 27 No 1, p. 9; 31 No 3, p. 9
- Deadlocks in closely held corporations, planning idea to resolve, 22 No 1, p. 14
- Defamation claims for businesses, intersection of statute and common law, 27 No 1, p. 29
- Delaware and Michigan incorporation, choosing between 22 No 1, p. 21; 34 No 3, p. 13
- Delaware corporate case law update (2005), 25 No 2, p. 49
- Derivatives transactions, explanation of products involved and pertinent legal compliance considerations, 16 No 3, p. 11
- Did You Know?
- acupuncture, 26 No 2, p. 7
- assumed names of LLCs, 28 No 3, p. 5
- Business Corporation Act 2009 amendments, 29 No 1, p. 5
- chiropractors and professional service corporations, 24 No 3, p. 5
- Corporate Division information, 33 No 2, p. 5
- corporate existence after dissolution, 32 No 3, p. 5
- crowdfunding, 34 No 1, p. 5
- dissolution of nonprofit corporation, 33 No 3, p. 5
- educational corporations or institutions, 24 No 1, p. 5; 24 No 3, p. 5
- electronic seals, 34 No 1, p. 5
- entity conversions, 31 No 1, p. 7
- expedited filing, 25 No 3, p. 6; 26 No 1, p. 5
- fee changes for authorized shares 25 No 3, p. 6; 26 No 1, p. 5
- finding the proper agency, 25 No 2, p. 5
- intrastate offering exemption, 34 No 2, p. 5
- LLC Act amendments (2002), 23 No 2, p. 5
- low profit LLCs, 29 No 1, p. 6; 29 No 2, p. 5
- medical marijuana, 31 No 2, p. 5; 31 No 3, p. 5
- mold lien act amendments, 22 No 2, p. 5
- names for business entities, 23 No 1, p. 5; 25 No 1, p. 5
- nonprofit corporations amendments, 28 No 2, p. 7; 28 No 3, p. 5; 33 No 3, p. 5
- professional corporations, 22 No 1, p. 5; 27 No 2, p. 6; 33 No 1, p. 5
- Regulatory Boards and Commissions Ethics Act, 34 No 3, p. 5
- service of process on business entities and other parties, 30 No 1, p. 5
- special entity acts, 25 No 3, p. 5
- summer resort associations, 24 No 3, p. 6; 35 No 1, p. 5
- tort liability for corporate officers, 26 No 3, p. 7
- uniform and model acts, 24 No 2, p. 5
- viewing entity documents, 24 No 3, p. 5
- what's in a name, 32 No 1, p. 5
- Digital signatures, 19 No 2, p. 20
- Disaster preparations for law firms, 21 No 1, p. 7
- Disaster relief philanthropy, 40 No 2, p. 17
- Discovery Amendments, 39 No 2, p. 15
- Discovery of electronic information in commercial litigation, 22 No 2, p. 25; 28 No 2, p. 13
- Dissenter's rights: A look at a share valuation, 16 No 3, p. 20
- Dissolution
- corporate existence after dissolution, 32 No 3, p. 5
- dissolution agreements, 36 No 2, p. 44
- judicial dissolution of Michigan LLC when members deadlock, 25 No 3, p. 38
- Diversity jurisdiction and LLCs, 32 No 1, p. 21
- Dodd-Frank Wall Street Reform and Consumer Protection Act and the Consumer Financial Protection Bureau, 30 No 3, p. 13

- Domain names, 21 No 1, p. 48; 22 No 2, p. 9
- Drag-along rights under Michigan Business Corporation Act, 28 No 3, p. 20
- Economic duress, proving in Michigan, 26 No 2, p. 25
- E-mail
- encryption and attorney-client privilege, 19 No 2, p. 26
 - monitoring of e-mail and privacy issues in private sector workplace, 22 No 2, p. 22
 - unencrypted Internet e-mail and attorney-client privilege, 19 No 2, p. 9
- Educational corporations, 24 No 1, p. 5; 24 No 3, p. 5
- Electronic shares, 37 No 3, p. 56
- Emergency Financial Manager Law and impact on creditors, 32 No 1, p. 52
- Employment. *See also* Noncompetition agreements
- "honest belief" defense, 28 No 2, p. 51
 - ICE audit campaign, 30 No 2, p. 63
 - Internet policies: why, when, and how, 19 No 2, p. 14
 - monitoring of e-mail and privacy issues in private sector workplace, 22 No 2, p. 22
 - restrictive employment agreements, 39 No 1, p. 24
 - sexual harassment, employer liability for harassment of employees by third parties, 18 No 1, p. 12
 - social networking, management of legal risks, 30 No 2, p. 44
- Empowerment zones, business lawyer's guide to, 17 No 1, p. 3
- Endowment funds in economic downturn, 40 No 2, p. 23
- Entireties property
- exemption for personal property, applicability to modern investment devices, 22 No 3, p. 24
 - federal tax liens, 22 No 2, p. 7; 23 No 2, p. 28
 - LLC interests, 23 No 2, p. 33
- Estate tax uncertainty in 2010, 30 No 1, p. 8
- Ethics, disaster preparations, 21 No 1, p. 7
- Exclusivity and requirements contracts, automotive suppliers, 32 No 1, p. 44
- Exemptions from securities registration, client interview flow chart, 29 No 3, p. 39
- Export controls and export administration, 24 No 1, p. 32
- Farm Security and Rural Investment Act of 2002, 22 No 3, p. 30
- Federal government
- acquisition of federal government contractor, avoiding pitfalls, 32 No 3, p. 30
 - selling goods and services with reduced risk through commercial item contracting, 31 No 1, p. 41
- Fiduciary duties
- fiduciary duties in corporate and LLC context, 36 No 1, p. 20
 - insolvent company or in vicinity of insolvency, duties of officers and directors to creditors, 22 No 2, p. 12
 - LLC members, duties and standards of conduct, 24 No 3, p. 18
 - officers and managers, 38 No 3, p. 64
- Film tax credit and secured transactions, 29 No 3, p. 21
- Financial institutions
- cross-border secured lending transactions in United States and Canada, representing the lender in, 26 No 4, p. 38
 - disparate impact and its effect on financial services, 33 No 3, p. 22
 - Dodd-Frank Wall Street Reform and Consumer Protection Act and the Consumer Financial Protection Bureau, 30 No 3, p. 13
 - federal legislation giving additional powers to banks and bank holding companies, 20 No 1, p. 1
 - good faith approach to lender liability, 33 No 3, p. 29
 - insolvent counterparty, strategies for dealing with, 33 No 3, p. 11
 - loan modification procedures and exclusive statutory remedy, 33 No 3, p. 17
 - mapping fall from troubled company to bank fraud, 33 No 1, p. 42
 - merchant cash advancers, 40 No 2, p. 11
 - troubled banks mean trouble for bank directors, 30 No 3, p. 22
- Financial technology, 39 No 3, p. 18
- Force majeure and commercial impracticability, issues to consider, 29 No 1, p. 16
- Foreclosure, use of receiver or bankruptcy as alternative to, 30 No 1, p. 17
- Foreign corporations, internal affairs doctrine, 27 No 1, p. 48
- Foreign defendants, serving in Michigan courts, 30 No 1, p. 49
- Foreign trade zones, 24 No 3, p. 40
- Forum selection clauses, enforceability of international clauses, 30 No 3, p. 40
- Franchino v Franchino*, minority shareholder oppression suits, 25 No 2, p. 16
- Franchises
- bankruptcy forum to resolve disputes, 16 No 4, p. 14
 - Gramm-Leach-Bliley's privacy requirements, applicability to non-financial institutions, 20 No 1, p. 13
 - Introduction to franchising law, 35 No 3, p. 46
 - less-than-total breach of franchise agreement by franchisor, loss or change in format, 16 No 1, p. 1
 - new Banking Code for new business of banking, 20 No 1, p. 9
 - Petroleum Marketing Practices Act, oil franchisor-franchisee relationship, 18 No 1, p. 6
 - revised UCC Article 9, impact on commercial lending, 21 No 1, p. 20
- Fraudulent transfers
- Janvey v Golf Channel*, 38 No 1, p. 54
 - reasonably equivalent value, 33 No 1, p. 31
- Gaming in Michigan, primer on charitable gaming, 26 No 1, p. 21
- Garnishment, growing menace for Michigan employers, 31 No 2, p. 17

- “Go Shop” provisions in acquisition agreements, 27 No 3, p. 18
- HITECH Act and HIPAA privacy and security issues, 29 No 2, p. 9
- Health Care Law, 37 No 2, p. 28
- I.D. cards, security vs privacy, 27 No 3, p. 11
- Identity theft, 31 No 1, p. 11; 34 No 3, p. 36
- Immigration
- E-verify program and its application to federal contractors, 29 No 1, p. 36
 - ICE employer audit campaign, 30 No 2, p. 63
 - tax criminal prosecution, employer I-9 compliance, 28 No 3, p. 34
- Indemnification clauses, 32 No 1, p. 31
- Independent contractors, tax issues, 28 No 2, p. 9
- India, mergers and acquisitions, 28 No 2, p. 43
- Information security, 23 No 2, p. 8; 23 No 3, p. 10
- In-house counsel
- antitrust compliance program, 22 No 1, p. 42
 - careers in compliance, 37 No 3, p. 15
 - consulting, 36 No 3, p. 11
 - corporate data security, 40 No 1, p. 14
 - COVID-19 era, 40 No 2, p. 15
 - from law school to in-house counsel, 35 No 3, p. 12
 - how to be successful, 38 No 1, p. 14
 - law firm partnership, 38 No 3, p. 10
 - leveraging public section skills, 35 No 2, p. 11
 - make yourself marketable for other jobs, 36 No 2, p. 12
 - new job considerations, 36 No 1, p. 11
 - nondisclosure agreements, 39 No 2, p. 13
 - overseas insight, 37 No 2, p. 11
 - pension funding basics, 25 No 1, p. 17
 - professional development plan, 36 No 3, p. 29
 - risk management, 25 No 1, p. 10
 - small legal department but big job, 35 No 1, p. 11
 - survival guide for troubled times, 22 No 1, p. 33
 - transitioning from law firm to in-house, 34 No 2, p. 11
 - transforming a career from legal office to business office, 34 No 3, p. 11
 - Upjohn* warnings, 40 No 1, p. 16
- Insolvency, directors’ and officers’ fiduciary duties to creditors when company is insolvent or in vicinity of insolvency, 22 No 2, p. 12
- Installment contracts under UCC 2-612, perfect tender rule, 23 No 1, p. 20
- Insurance
- business courts, coverage disputes, and early expert evaluation, 32 No 3, p. 26
 - business-income-loss claims, 27 No 1, p. 24
 - cyberinsurance, 32 No 3, p. 9
 - risk management for in-house counsel, 25 No 1, p. 10
 - scope of advertising injury clause, 24 No 3, p. 26
- Intellectual property
- bankruptcy cases, 22 No 3, p. 14
 - domain name trademark actions, 22 No 2, p. 9
 - IP license rights in mergers & acquisitions, 33 No 2, p. 9
 - RICO and theft of trade secrets, 31 No 2, p. 23
- Interested directors, advising re selected problems in sale of corporation, 16 No 3, p. 4
- International Trade Commission
- preventing importation of goods, 32 No 1, p. 39
 - unfair trade relief actions (ITC Sec. 337), 36 No 2, p. 9
- International transactions
- applicability of doctrine of *culpa in contrahendo*, 24 No 2, p. 36
 - documentary letters of credit, 25 No 1, p. 24
 - foreign trade zones, 24 No 3, p. 40
 - forum selection clauses, enforceability, 30 No 3, p. 40
 - unfair trade relief actions (ITC Sec. 337), 36 No 2, p. 9
- Internal affairs doctrine, foreign corporations, 27 No 1, p. 48; 37 No 3, p. 23
- Internet. *See also* E-mail; Privacy; Technology Corner
- corporate employment policies: why, when, and how, 19 No 2, p. 14
 - cybercourt for online lawsuits, 21 No 1, p. 54
 - data breach notification act, 27 No 1, p. 9
 - digital signatures, 19 No 2, p. 20
 - domain names, 21 No 1, p. 48; 22 No 2, p. 9
 - jurisdiction and doing business online, 29 No 1, p. 23
 - Michigan Internet Privacy Protection Act, 33 No 1, p. 10
 - proxy materials, Internet delivery, 27 No 3, p. 13
 - public records, using technology for, 19 No 2, p. 1
 - sales tax agreement, 23 No 1, p. 8
 - year 2000 problem, tax aspects, 19 No 2, p. 4
- Investigations by federal government, 40 No 1, p. 29
- Investing by law firms in clients, benefits and risks, 22 No 1, p. 25
- Investing, program-related, 40 No 2, p. 26
- Joint enterprises, recognition by Michigan courts, 23 No 3, p. 23
- Judgment lien statute
- advisability of legislation, 23 No 2, pp. 11, 24
 - assignments for benefit of creditors, 19 No 3, p. 32
 - Builders Trust Fund Act debts, conversion as basis for nondischargeability, 33 No 1, p. 55
 - claims in nonbankruptcy litigation, 19 No 3, p. 14
 - cross-border secured lending transactions in United States and Canada, representing the lender in, 16 No 4, p. 38
 - debtor exemptions, history and future, 30 No 2, p. 57; 31 No 2, p. 14
 - decedent’s estates, eroding creditors’ rights to collect debts from, 19 No 3, p. 54
 - fiduciary duties of directors and officers to creditors when company is insolvent or in vicinity of insolvency, 22 No 2, p. 12
 - garnishment, growing menace for Michigan employers, 31 No 2, p. 17
 - judgment lien statute, advisability of legislation, 23 No 2, pp. 11, 24
 - necessaries doctrine, Michigan’s road to abrogation, 19 No 3, p. 50
 - new collection tool for creditors, 24 No 3, p. 31

- nonresidential real property leases, obtaining extensions of time to assume or reject, 19 No 3, p. 7
- out-of-court workouts, 19 No 3, p. 9
- personal property entireties exemption, applicability to modern investment devices, 22 No 3, p. 24
- prepayment penalty provisions in Michigan, enforceability in bankruptcy and out, 16 No 4, p. 7
- receiverships, 19 No 3, p. 16
- shortcomings of judgment lien statute, 31 No 1, p. 48
- trust chattel mortgages, 19 No 3, p. 1.
- Judicial dissolution of Michigan LLC when members deadlock, 25 No 3, p. 38
- Landlord-tenant issues under BACPA 2005, 26 No 3, p. 32
- Law firms, benefits and risks of equity arrangements with clients, 22 No 1, p. 25
- Lawyers and the economy, greasing the gears of commerce, 32 No 2, p. 46
- Leases
- commercial finance lease agreements, 26 No 2, p. 21
 - obtaining extensions of time to assume or reject, 19 No 3, p. 7
- Letters of credit in international transactions, 25 No 1, p. 24
- Letters of intent, best practices, 25 No 3, p. 44
- Liens. *See also* Judgment lien statute
- how to find notices of state and federal tax liens, 24 No 1, p. 10
 - mold lien act, 22 No 2, p. 5; 26 No 3, p. 44
 - special tools lien act, 23 No 1, p. 26; 26 No 3, p. 44
- Life insurance, critical planning decisions for split-dollar arrangements, 23 No 3, p. 41
- Limited liability companies (LLCs)
- 2002 LLC Act amendments (PA 686), 23 No 1, p. 34; 23 No 2, p. 5
 - 2010 LLC Act Amendments, 31 No 2, p. 10
 - anti-assignment provisions in operating agreements, impact of UCC 9-406 and 9-408, 24 No 1, p. 21
 - buy-sell provisions of operating agreements, 19 No 4, p. 60
 - dissolution agreements, 36 No 2, p. 44
 - diversity jurisdiction and LLCs, 32 No 1, p. 21
 - entireties property, 23 No 2, p. 33
 - family property and estate planning, operating agreements for, 19 No 4, p. 49
 - fiduciary duties and standards of conduct of members 24 No 3, p. 18; 36 No 1, p. 20
 - joint venture, operating agreements for, 19 No 4, p. 34
 - judicial dissolution of Michigan LLC when members deadlock, 25 No 3, p. 38
 - limitations on transfer of membership interests, 31 No 1, p. 31
 - low profit LLCs, 29 No 1, p. 6; 29 No 2, pp. 6, 27
 - manufacturing business, operating agreements for, 19 No 4, p. 2
 - meaning of operating agreement, 30 No 2, p. 2
 - minority member oppression, 27 No 1, p. 11
 - piercing the veil of a Michigan LLC, 23 No 3, p. 18
 - real property, operating agreements for holding and managing, 19 No 4, p. 16
 - securities, interest in LLC as, 16 No 2, p. 19
 - self-employment tax for LLC members, 23 No 3, p. 13
 - series LLCs, 27 No 1, p. 19
 - single-members LLCs, 29 No 1, p. 33; 30 No 2, p. 20
- Liquidated damages and limitation of remedies clauses, 16 No 1, p. 11
- Litigation. *See* Commercial litigation
- Lost profits for new businesses in post-*Daubert* era, 26 No 2, p. 29
- Low profit LLCs, 29 No 1, p. 6; 29 No 2, p. 27
- Malware grows up: Be very afraid, 25 No 3, p. 8
- Marijuana business, 39 No 3, p. 25
- Material adverse effect clauses, Delaware court's pro-seller attitude towards, 29 No 1, p. 28
- Mediation instead of litigation for resolution of valuation disputes, 17 No 1, p. 15
- Medical marijuana, 31 No 2, p. 5
- Mergers and acquisitions
- automotive acquisitions, 33 No 2, p. 36
 - class action settlements, 37 No 1, p. 26
 - disclosure of confidential information, 29 No 2, p. 39
 - federal government contractor, avoiding pitfalls when acquiring, 32 No 3, p. 30
 - India, framework and issues, 28 No 2, p. 43
 - multiples as key to value or distraction, 23 No 1, p. 31
 - personal goodwill in sales of closely-held businesses, 33 No 3, p. 37
- Michigan Business Tax, 28 No 1, p. 40; 29 No 1, p. 40
- Michigan Domestic Asset Protection Trust Statute, 38 No 1, p. 24
- Michigan Sales Representative Commission Act, 37 No 2, p. 14
- Michigan Uniform Voidable Transactions Act, 38 No 1, p. 31
- Minority oppression
- Existence and scope of claims, 36 No 2, p. 25
 - LLCs, minority members, 27 No 1, p. 11
 - shareholder suits, 25 No 2, p. 16
- Mold lien act, 22 No 2, p. 5, 26 No 3, p. 44
- Mortgage avoidance cases in Michigan's bankruptcy courts, 26 No 3, p. 27
- Naked licenses, trademark abandonment, 32 No 1, p. 35
- Names for business entities, 23 No 2, p. 5; 25 No 1, p. 5
- National Highway Traffic Safety Administration, the regulatory era, 36 No 3, p. 17
- Necessaries doctrine, Michigan's road to abrogation, 19 No 3, p. 50
- Negotiations, cross-cultural, 27 No 2, p. 39
- Noncompetition agreements
- choice of law, 36 No 1, p. 26
 - enforceability, reasonableness, and court's discretion to "blue pencil", 31 No 3, p. 38
 - geographical restrictions in Information Age, 19 No 2, p. 17

- preliminary injunctions of threatened breaches, 16 No 1, p. 17
- protecting competitive business interests, 30 No 2, p. 40
- recent cases (2015), 35 No 2, p. 56
- trade secrets and noncompetition agreements, impact of murky definitions, 36 No 1, p. 12
- Nonprofit corporations or organizations
 - 2008 amendments to Nonprofit Corporation Act, 28 No 2, p. 7
 - 2015 amendments to Nonprofit Corporation Act, 35 No 2, p. 13
 - avoiding pitfalls in nonprofit practice, 32 No 2, p. 12
 - benefit corporation and constituency statutes, 35 No 2, p. 35; 37 No 2, p. 30
 - blockchains and charities, 38 No 2, p. 26
 - Charitable Institution Exemption, 38 No 2, p. 44
 - Charitable Solicitations Act, proposed revisions, 26 No 1, p. 14
 - cooperative entities, 38 No 2, p. 50
 - compensating executives, 24 No 2, p. 31
 - cybersecurity responsibilities of nonprofit officers and directors, 35 No 2, p. 26
 - electronic voting, 38 No 2, p. 21
 - intermediate sanctions, slippery slope to termination, 26 No 1, p. 27
 - IRS Form 990 changes—nonprofit governance in a fish bowl, 29 No 2, p. 11
 - lobbying expenses, businesses, associations, and non-deductibility of, 17 No 2, p. 14
 - low profit LLCs, 29 No 1, p. 6, 29 No 2, pp. 6, 27
 - political activity by nonprofits, 32 No 2, p. 19
 - proposed amendments to Michigan Nonprofit Corporation Act, 17 No 2, p. 1; 23 No 2, p. 70; 26, No 1, p. 9
 - protecting charitable assets, new model act, 32 No 2, p. 25
 - review of federal and state requirements affecting tax-exempt organizations, 35 No 2, p. 20
 - Sarbanes-Oxley Act of 2002, impact on nonprofit entities, 23 No 2, p. 62
 - Shuffle up and deal: a primer on charitable gaming in Michigan, 26 No, p. 21
 - social enterprise structures in tax-exempt public charities, 35 No 2, p. 29
 - tax exemptions, 26 No 1, p. 33
 - tax reform, 38 No 2, p. 14
 - trustees, nonprofit corporations serving as, 17 No 2, p. 9
 - Uniform Prudent Management of Institutional Funds Act, 29 No 2, p. 17
 - volunteers and volunteer directors, protection of, 17 No 2, p. 6
 - youth camp programs, assessment of risks for nonprofits, 32 No 2, p. 31
- Offshore outsourcing of information technology services, 24 No 1, p. 8; 24 No 2, p. 9
- Open source software, 25 No 2, p. 9; 29 No 2, p. 49
- Optioning the long-term value of a company, effect on shareholders, 27 No 3, p. 33
- Ordinary course of business, bankruptcy, 23 No 2, p. 40; 26 No 1, p. 57
- Partnerships
 - bankruptcy, equitable subordination of partners and partnership claims, 16 No 1, p. 6
 - dissolution agreements, 36 No 2, p. 44
 - interest in partnership as security under Article 9, 19 No 1, p. 24
 - partner liability, 39 No 2, p. 23
 - revision of the Uniform Partnership Act, 39 No 2, p. 27
 - tax audit procedures, changes to agreements in light of, 36 No 2,
 - unintended partnerships, 33 No 2, p. 24
- Pension funding basics for in-house counsel, 25 No 1, p. 17
- Perfect tender rule, installment contracts under UCC 2-612, 23 No 1, p. 20
- Personal property entireties exemption, applicability to modern investment devices, 22 No 3, p. 24
- Personal property liens, secret liens in need of repair, 35 No 3, p. 31
- Petroleum Marketing Practices Act, oil franchisor-franchisee relationship, 18 No 1, p. 6
- Physicians, business of medicine under the Affordable Care Act, 33 No 2, p. 46
- Piercing the veil of a Michigan LLC, 23 No 3, p. 18
- Political activity limitations, 38 No 2, p. 37
- Preferences
 - defending against preference claims, 29 No 3, p. 26
 - earmarking defense, gradual demise in Sixth Circuit, 30 No 1, p. 25
 - minimizing manufacturer's exposure by asserting PMSI and special tools liens, 30 No 1, p. 41
 - ordinary terms defense, 30 No 1, p. 34
- Preliminarily enjoining threatened breaches of non-competition and confidentiality agreements, 16 No 1, p. 17
- Prepayment penalty provisions in Michigan, enforceability in bankruptcy and out, 16 No 4, p. 7
- Prepayment premiums in and out of bankruptcy, 23 No 3, p. 29
- Privacy
 - drafting privacy policies, 21 No 1, p. 59
 - Gramm-Leach-Bliley requirements, applicability to non-financial institutions, 20 No 1, p. 13
 - monitoring of e-mail and privacy issues in private sector workplace, 22 No 2, p. 22
 - securities industry, application of privacy laws to, 27 No 3, p. 25
 - workplace, clarification by US Supreme Court, 30 No 2, p. 11
- Professional corporations, 22 No 1, p. 5; 27 No 2, p. 6; 33 No 1, p. 5; 33 No 2, p. 18
- Professional development plan, 36 No 3, p. 26

- Professional service providers and *Miller v Allstate Ins Co*, 28 No 3, p. 26
- Proof of claim, whether and how to file, 30 No 1, p. 10
- Public debt securities, restructuring, 22 No 1, p. 36
- Public records, using technology for, 19 No 2, p. 1
- Public welfare investments, 39 No 3, p. 12
- Receiverships, 19 No 3, p. 16; 28 No 2, p. 36; 20 No 1, p. 17
- appointment, 35 No 1, pp. 19, 30, 32; 36 No 3, p. 13
- commercial real estate, 38 No 3, p. 22
- flexibility of receiverships vs. certainty of bankruptcy, 35 No 1, p. 32
- forms, 35 No 1, p. 13; 36 No 1, p. 44
- overview, 35 No 1, p. 13
- payment of receiver, 35 No 1, p. 24
- qualifications under MCR 2.622, 35 No 1, p. 27
- standing under MUVTA, 38 No 1, p. 34
- statutory and court rule requirements for appointment, 35 No 1, p. 30
- view from the bench, 35 No 1, p. 37
- Requirements contracts, 39 No 3, p. 43
- Retirement plan assets to fund start-up company, 30 No 2, p. 34
- RICO and theft of trade secrets, 31 No 2, p. 23
- Risk management for in-house counsel, 25 No 1, p. 10
- ROBS transaction to fund start-up company, 30 No 2, p. 34
- S corporations
- audit targets, 25 No 3, p. 7
- losses, how to deal with, 29 No 3, p. 34
- synthetic equity, avoiding tax traps when planning for key employees, 35 No 1, p. 64
- SAFETY Act and antiterrorism technology, 24 No 3, p. 34
- Sandbagging Provisions, 39 No 1, p. 12
- Sarbanes-Oxley Act of 2002, 22 No 3, p. 10
- nonprofit entities, 23 No 2, p. 62
- public issuers in distress, 23 No 2, p. 55
- relief for smaller public companies, 26 No 1, p. 42
- Securities
- abandoned public and private offerings, simplifying Rule 155, 21 No 1, p. 18
- arbitration, pursuit of investors' claims, 16 No 2, p. 5
- basics of securities law for start-up businesses, 24 No 2, p. 13
- caselaw regarding Michigan's Uniform Securities Act, 37 No 1, p. 13
- crowdfunding for small businesses in Michigan, 34 No 3, p. 28
- disclosure of confidential information, 29 No 2, p. 39
- enforcement trends under Michigan Securities Act, 40 No 1, p. 6
- exemptions from registration, client interview flow chart, 29 No 3, p. 39
- fairness hearing procedures, 36 No 1, p. 5
- filings updates for investment advisors and Form ADV, 40 No 1, p. 5
- form S-8, 37 No 2, p. 20
- "Go Shop" provisions in acquisition agreements, 27 No 3, p. 18
- going public is not merely the S-1 registration statement, 34 No 1, p. 28
- insider trading prosecutions, 40 No 3, p. 54
- intrastate offering exemption, 34 No 2, p. 5
- investment securities, revised UCC Article 8, 19 No 1, p. 30
- investor claims against securities brokers under Michigan law, 28 No 3, p. 50
- Internet delivery of proxy materials, 27 No 3, p. 13
- limited liability company interests as securities, 16 No 2, p. 19
- overview of Michigan securities regulation, 31 No 1, p. 12
- Plain English movement of SEC, FINRA, and OFIR, 31 No 1, p. 19
- privacy laws and regulations, application to employment relationships in securities industry, 27 No 3, p. 25
- public debt securities, restructuring, 22 No 1, p. 36
- real-time disclosure, SEC, 24 No 2, p. 20
- Sarbanes-Oxley Act of 2002, public issuers in distress, 23 No 2, p. 55
- SEC small business initiatives, 16 No 2, p. 8
- SEC whistleblower program, what employers need to know, 34 No 1, p. 13
- secondary liability and "selling away," 30 No 2, p. 49
- short selling regulation, alternative uptick rule, 30 No 3, p. 32
- simplifying securities regulation of M&A brokers, 34 No 1, p. 21
- Sixth Circuit opinions concerning securities, 31 No 3, p. 29
- small business regulatory initiatives, progress or puffery, 16 No 2, p. 1
- small corporate offering registration, 16 No 2, p. 13
- Uniform Securities Act, technical compliance is required, 17 No 1, p. 1
- venture capital financing, terms of convertible preferred stock, 21 No 1, p. 9
- what constitutes a security, possible answers, 16 No 2, p. 27
- Self-employment tax for LLC members, 23 No 3, p. 13
- Service of process
- business entities and other parties, 30 No 1, p. 5
- foreign defendants, 30 No 1, p. 49
- Sexual harassment, employer liability for harassment of employees by third parties, 18 No 1, p. 12
- Shareholders
- ability of shareholders to eliminate oppression, 40 No 3, p. 24
- discounts and fair value determination, 40 No 3, p. 47
- dissenter's rights: a look at a share valuation, 16 No 3, p. 20
- Franks v Franks*, business judgment and specific intent, 40 No 1, p. 23

- Madugala v Taub*, clarification by Michigan Supreme Court, 34 No 3, p. 20
- minority shareholder oppression suits, 25 No 2, p. 16; 36 No 2, p. 25; 37 No 3, p. 45; 39 No 1, p. 18
- oppression and direct/derivative distinction, 27 No 2, p. 18; 40 No 3, p. 30
- oppression and limitations of action, 40 No 3, p. 38
- optioning the long-term value of a company, effect on shareholders, 27 No 3, p. 33
- recent cases addressing oppression, 31 No 3, p. 25; 34 No 3, p. 23
- review of oppression litigation nationally, 40 No 3, p. 38
- shareholder as employee and oppression actions, 40 No 3, p. 63
- standing and direct versus derivative dilemma, 18 No 1, p. 1
- use of bylaws to shape proceedings for shareholder claims, 35 No 2, p. 40
- Short selling regulation, alternative uptick rule, 30 No 3, p. 1
- Shrink-wrap agreements under UCC, mutual assent, 26 No 2, p. 17
- Single-member LLCs, 29 No 1, p. 33; 30 No 2, p. 20; 37 No 3, p. 51
- Small Business Administration business designations and government contracting, 24 No 1, p. 29
- Small Business Reorganization Act, 39 No 3, p. 38
- Social networking, management of legal risks, 30 No 2, p. 44
- Software licensing watchdogs, 25 No 1, p. 8
- Special tools lien act, 23 No 1, p. 26
- Split-dollar life insurance arrangements, critical planning decisions, 23 No 3, p. 41
- Standing under Article III
- Article III standing in the Sixth Circuit, 40 No 1, p. 18
- Fair Credit Reporting Act of 1970, plaintiff's standing, 36 No 2, p. 39
- Subordination agreements under Michigan law, 24 No 1, p. 17
- Succession planning for agribusinesses, 24 No 3, p. 9
- Summer resort associations, 24 No 3, p. 6; 35 No 1, p. 5
- Taking Care of Business
- Corporations Online Filing System (COFS), 36 No 1, p. 5; 36 No 2, p. 5; 38 No 1, p. 5
- Corporations, Securities & Commercial Licensing Bureau, 36 No 3, p. 5; 37 No 3, p. 6
- LARA organizational changes, 35 No 2, p. 5
- Nonprofits, 40 No 2, p. 5
- Prepaid Funeral and Cemetery Sales Act, 37 No 2, p. 5
- Recent Litigation in Tax Court, 37 No 3, p. 8
- Securities Law in Michigan, 38 No 2, p. 5
- State Authorization Reciprocity Agreement, 35 No 3, p. 5
- Taxation and tax matters
- 2001 Tax Act highlights, 22 No 1, p. 7
- 2004 Tax Acts: What you need to tell your clients, 25 No 1, p. 30
- 2009 tax rate increase, 28 No 3, p. 7
- 2012 year-end tax planning, 32 No 3, p. 7
- 2018 Tax Cuts and Jobs Act, 38 No 1, p. 7
- aggressive transactions, tax consequences, 27 No 3, p. 9
- American Taxpayer Relief Act of 2012, 33 No 1, p. 7
- attorney-client privilege, 24 No 3, p. 7; 26 No 3, p. 9
- audit procedures for state taxes, 34 No 1, p. 32
- avoiding gift and estate tax traps, 23 No 1, p. 7
- bankruptcy, tax tips, 27 No 2, p. 30
- Brownfield Project State Sales and Income Taxes, 36 No 1, p. 7
- budget cuts at IRS, practical impacts, 35 No 1, p. 7
- C corporations, less taxing ideas, 27 No 1, p. 8
- cash deposits and suspicious activity reports, 33 No 3, p. 8
- charitable property tax exemptions, 26 No 1, p. 33
- choice of entity, 23 No 3, p. 8; 26 No 1, p. 8
- Circular 230 and tax disclaimers, 25 No 2, p. 7
- clearance procedure for state taxes, 34 No 1, p. 32
- collections update, 37 No 2, p. 7
- conservation easements, 41 No 1, p. 6
- copyright-protected property, tax treatment of, 32 No 3, p. 37
- corporate income tax, 31 No 3, p. 7; 32 No 3, p. 6
- COVID-19 crisis, 40 No 1, p. 9; 40 No 2, p. 7
- criminal sentencing, 41 No 1, p. 6
- cryptocurrency guidance, 39 No 3, p. 5; 40 No 1, p. 10; 41 No 1, p. 6
- disclosure requirements for uncertain tax positions, 30 No 3, p. 34
- enforcement actions against high net worth taxpayers, 40 No 3, p. 8
- enforcement priorities, 34 No 1, p. 8; 38 No 3, p. 5
- estate tax planning after 2010 Tax Act, 31 No 1, p. 9
- estate tax uncertainty in 2010, 30 No 1, p. 8
- federal tax collections, 41 No 1, p. 24
- federal tax liens, 22 No 2, p. 7; 23 No 2, p. 28; 27 No 2, p. 11
- global outreach, 39 No 2, p. 5
- goodwill in sale of closely-held businesses, 33 No 3, p. 37
- how to find notices of state and federal tax liens, 24 No 1, p. 10
- identity thefts and other scams, 34 No 3, p. 7
- immigration and tax criminal prosecution, employer I-9 compliance, 28 No 3, p. 34
- independent contractors, 28 No 2, p. 9
- Internet sales tax agreement, 23 No 1, p. 8
- IRS organizational changes, 37 No 1, p. 9
- IRS priorities, 24 No 1, p. 7; 24 No 2, p. 7
- late filing, practical solutions, 33 No 2, p. 7
- Michigan Business Tax, 28 No 1, p. 40; 29 No 1, p. 40; 30 No 2, p. 27
- nonprofit organizations, intermediate sanctions, 26 No 1, p. 27

- offer in compromise program, 41 No 1, p. 24
- offshore accounts, 32 No 1, p. 7
- Panama papers, 40 No 1, p. 9
- partnership audit procedures, 36 No 1, p. 8; 36 No 2, p. 14
- passports and tax delinquencies, 36 No 1, p. 8
- payroll taxes—don't take that loan, 29 No 2, p. 7
- political uncertainty, advising clients in times of, 36 No 2, p. 7
- preparer rules, 28 No 1, p. 7
- property and transfer tax considerations for business entities, 30 No 2, p. 27
- recent litigation in tax court, 37 No 3, p. 8
- reclassification of property by State Tax Commission threatens loss of tax incentives, 30 No 3, p. 28
- refund procedures for state taxes, 34 No 1, p. 32
- S corporations, 25 No 3, p. 7; 29 No 3, p. 7; 31 No 2, p. 7
- self-employment tax for LLC members, 23 No 3, p. 13
- state taxes, 38 No 2, p. 9
- statutes of limitations and filing dates, 35 No 3, p. 8
- sunset for tax cuts (2010), 30 No 2, p. 9
- Swiss bank accounts disclosures, 29 No 1, p. 7; 34 No 2, p. 9
- Tax Court and Case Law Update, 39 No 1, p. 5
- Tax Increase Prevention and Reconciliation Act of 2005, 26 No 2, p. 8
- U.S. citizenship and taxation, 35 No 2, p. 7
- Unpaid Federal Insurance Contribution Act tax, 38 No 1, p. 42
- year 2000 problem, 19 No 2, p. 4
- zappers, automated sales suppression devices, 32 No 2, p. 8
- Technology Corner. *See also* Internet
- artificial intelligence, 41 No 1, p. 8
- Blockchain, 37 No 3, p. 10
- business continuity planning, 28 No 1, p. 9; 40 No 3, p. 10
- business in cyberspace, 24 No 3, p. 8; 31 No 2, p. 9
- California Consumer Privacy Act, 39 No 3, p. 7
- compliance, 37 No 1, p. 11
- computer equipment, end-of-life decisions, 26 No 2, p. 9
- contracts, liability, 31 No 2, p. 9
- cyberinsurance, 32 No 3, p. 9
- cyber risk obligations, 39 No 2, p. 7
- cybersecurity, 34 No 1, p. 10; 35 No 1, p. 9
- cybersquatting and domain name trademark actions, 22 No 2, p. 9
- cyber incident response planning, 37 No 2, p. 8
- data breach legislation, 27 No 1, p. 9; 31 No 3, p. 9
- developing policies—the forest and the trees, 33 No 3, p. 10
- document drafting, 41 No 1, p. 8
- electronic contracting, best practices, 28 No 2, p. 11
- electronic discovery, 27 No 2, p. 9
- electronic voting, 38 No 2, p. 10
- escrows of technology, relevance, 30 No 3, p. 10
- European Union, 32 No 1, p. 9; 36 No 1, p. 9; 36 No 3, p. 9
- HITECH Act and HIPAA privacy and security issues, 29 No 2, p. 9
- I.D. cards, security vs privacy, 27 No 3, p. 11
- identity theft protection act amendments, 31 No 1, p. 11
- identity management, 39 No 1, p. 7
- information security, 23 No 2, p. 8; 23 No 3, p. 10; 29 No 1, p. 9
- insider threats to critical infrastructures, 28 No 3, p. 8; 29 No 3, p. 8
- insurance cybersecurity law, 40 No 2, p. 9
- international trade, IP, and unfair trade practices, 36 No 2, p. 9
- Internet of things, 35 No 3, p. 10
- Internet Privacy Protection Act, 33 No 1, p. 10
- IP license rights in context of mergers and acquisitions, 33 No 2, p. 9
- Is It All Good? 22 No 2, p. 29
- IT project management, 35 No 2, p. 9
- ITC Section 337 actions for relief from unfair trade, 36 No 2, p. 9
- malware, 25 No 3, p. 8
- offshore outsourcing of information technology services, 24 No 1, p. 8; 24 No 2, p. 9
- open source software, 25 No 2, p. 9; 29 No 2, p. 59
- paperless office, 22 No 2, p. 35; 41 No 1, p. 8
- Privacy and Data Security Update: 2019, 40 No 1, p. 12
- privacy in the workplace, 30 No 2, p. 11
- project management tools, 41 No 1, p. 8
- SEC guidelines on cybersecurity risks and disclosure, 32 No 2, p. 10
- spam and scamming, 38 No 3, p. 6
- software licensing watchdogs, 25 No 1, p. 8
- technology M&A due diligence, 38 No 1, p. 9
- trademark and business names, 34 No 3, p. 9
- UCITA, 23 No 1, p. 8
- Terrorism, federal SAFETY Act and antiterrorism technology, 24 No 3, p. 34
- Third-party beneficiaries in construction litigation, 27 No 2, p. 25
- Tools, special tools lien act, 23 No 1, p. 26; 26 No 3, p. 44
- Touring the Business Courts
- 2017 amendments to the business court statute, 37 No 3, p. 13
- Genesee County Business Court, 39 No 2, p. 11; 40 No 1, p. 14
- Ingham County Business Court, 39 No 3, p. 10
- Kalamazoo County Business Court, 39 No 3, p. 10; 40 No 2, p. 11
- Kent County Business Court, 40 No 1, p. 13; 40 No 2, p. 11
- Macomb County Business Court, 39 No 2, p. 11; 40 No 2, p. 11; 40 No 3, p. 12
- Michigan Supreme Court, 40 No 2, p. 11
- Oakland County Business Court's Case Management Protocol, 38 No 1, p. 12

- Oakland County Business Court, 39 No 1, p. 9;
40 No 1, p. 13; 40 No 2, p. 11; 40 No 3, p. 12
- Ottawa County Business Court, 39 No 3, p. 10
- Virtual ADR, 40 No 2, p. 11
- Wayne County Business Court, 38 No 3, p. 8; 40 No 2,
p. 11; 40 No 3, p. 12; 41 No 1, p. 11
- Trade secrets
 - International Trade Commission, misappropriated
trade secrets, 32 No 1, p. 39
 - noncompetition agreements and trade secrets, impact
of murky definitions, 36 No 1, p. 12
 - RICO, 31 No 2, p. 23
- Trademark abandonments, naked licenses, 32 No 1, p. 55
- Transfer tax considerations for business entities, 30 No 2,
p. 20
- Trust chattel mortgages, 19 No 3, p. 1
- UCITA, 23 No 1, p. 8
- Uniform Commercial Code
 - anti-assignment provisions in LLC operating agree-
ments, impact of UCC 9-406 and 9-408, 24 No 1,
p. 21
 - bankruptcy, use of UCC 2-702 in, 29 No 3, p. 9
 - certificated goods, frontier with UCC, 24 No 2, p. 23
 - commercial lending, impact of revised Article 9, 21
No 1, p. 20
 - compromising obligations of co-obligors under a note,
unanswered questions under revised UCC Arti-
cle 3, 16 No 4, p. 30
 - demand for adequate assurance of performance, 23
No 1, p. 10; 29 No 3, p. 14
 - federal tax lien searches, consequences of *Spearing*
Tool, 27 No 2, p. 11
 - filing system reform, 38 No 3, p. 11
 - film tax credit and secured transactions, 29 No 3, p. 21
 - forged facsimile signatures, allocating loss under UCC
Articles 3 and 4, 19 No 1, p. 7
 - full satisfaction checks under UCC 3-311, 19 No 1,
p. 16
 - installment contracts under UCC 2-612, perfect tender
rule, 23 No 1, p. 20
 - investment securities, revised Article 8, 19 No 1,
p. 30
 - Model Administrative Rules and UCC filings, 35 No 3,
p. 13
 - notice requirement when supplier provides defective
goods, 23 No 1, p. 16
 - "only if" naming of debtor under MCL 440.9503, 33
No 1, p. 38
 - partnership interest as security under Article 9, 19
No 1, p. 24
 - sales of collateral on default under Article 9, 19 No 1,
p. 20
 - setoff rights, drafting contracts to preserve, 19 No 1,
p. 1
 - shrink-wrap and click-wrap agreements, mutual
assent, 26 No 2, p. 17
 - Uniform Prudent Management of Institutional Funds Act,
29 No 2, p. 17
 - Valuation disputes, mediation instead of litigation for
resolution of, 17 No 1, p. 15
 - Venture capital
 - early stage markets in Michigan, 25 No 2, p. 34
 - financing, terms of convertible preferred stock, 21
No 1, p. 9
 - White collar-crime investigation and prosecution, 27
No 1, p. 37
 - Year 2000 problem, tax aspects, 19 No 2, p. 4
 - Youth camp programs, assessment of risks for nonprofits,
32 No 2, p. 31
 - Zappers, automated sales suppression devices, 32 No 2,
p. 8