Thursday, April 18th

Location: Lawrence W. Inlow Hall, 530 West New York Street, Indianapolis

3:00–3:30 P.M.  REGISTRATION

3:30–5:00 P.M.  PANEL SESSIONS I

► Panel I-1: Room 391 • Theoretical Approaches to Comparative Law
  Restoring Law in Comparative Law & Economics
  Lindsey Carson, University of Toronto

  Proportionate Socioeconomic Rights
  Carlos Bernal, Macquarie University

  The Intermestic Constitution: Lessons from the World’s Newest Nation
  Kevin L. Cope, Washington and Lee University

  Growth Without Institutions? The Case of China
  Horace WH Yeung and Flora Xiao Huang, Hull University

► Panel I-2: Room 389 • Comparative Private Law
  Causation in Western Tort Laws: An Essay in Comparison
  Marta Infantino, University of Trieste

  Autonomy of Contract v. Protection of State Interest—Voidable Contracts under Chinese Law in Comparison with other Civil Jurisdictions
  Hao Jiang, Tulane University

  All that Glitters is not Gold – Approaching European Solutions To Unfair Contracts with Cautious Optimism
  Melissa T. Lonegrass, Louisiana State University

  Recognizing a Contractual Right to Suspend Performance
  Joshua Karton, Queen University

  Rivers for Development: The Challenges of Halting Trans-Boundary Harm
  Romin Tamanna, University of Illinois

► Panel I-3: Room 271 • Judicial Behaviour
  Comparative and Empirical Study on Judicial Behaviour of Court: The Cases of Hong Kong
  Shiyi Chen, University of Illinois

  Comparative Analysis of the Judicial Decision in the Civil and Common Law Systems: A Legal and Philosophical Outlook
  Aymeric D’Alton, Fordham University

  Judicialization of Corruption in Latin America: An Overview
  Julian Sant’Ana Bento, Federal University

  Outlines of Court Systems: in France, the USA and Brazil
  Gabriel Eidelwein Silveira, Federal University

  Global Governance, Global Solutions, Local Damages: A Critical Study in Effects of Judicial Councils
  David Kosar and Michal Bobek, Masaryk University & University of Oxford
Panel I-4: Faculty Lounge • IP and Technology Law in Comparative Perspective

Bringing Criminal Copyright Enforcement in Compliance with Human Rights Obligations: Abolishing Excesses of Criminal Law Against Piracy in Latin America
Alberto Cerda Silva, Georgetown University

The Right to Be Forgotten? Or Forgiven?
Hsiang-Yang Hsieh, Washington University

Patent Rights in Genetically Engineered Plants and the Privilege of Indigenous and Local Communities
Chen Lung-Sheng, National Chung Hsing University

5:30–7:30 P.M. OPENING RECEPTION

Dean’s Greeting: Gary Roberts, Dean and Gerald L. Bepko Professor of Law, Indiana University McKinney School of Law

Graduate Student Award Presentation: Presented by Richard Albert, Chair of the Younger Comparativists Committee

Location: Barnes & Thornburg, 11 South Meridian Street, Indianapolis 5th Floor Auditorium

Co-sponsored by Barnes & Thornburg and the IU McKinney Law Graduate Studies Program

Friday, April 19th

Location: Lawrence W. Inlow Hall, 530 West New York Street, Indianapolis

7:30–8:30 A.M. CHECK-IN AND CONTINENTAL BREAKFAST, ATRIUM

8:00 A.M. OPENING AND WELCOME

Professor Karen E. Bravo, Associate Dean for International Affairs, Indiana University McKinney School of Law

8:30–10:00 A.M. PANEL SESSIONS II

Panel II-1: Room 375 • Issues in Transnational Private Law

Opting Out of the Procedural Morass: A Solution to the Class Arbitration Problem
Emanwel Turnbull, Maryland Carey University

Interpreting Regional Public Policy in International Arbitration: The Case of Greater China
Weixia Gu, Hong Kong University

Retroactive Application of International Arbitration Agreements under the FAA: Applying Pro-Arbitration Rules of Interpretation
Hossein Fazlilatfar, Emory University

University Culture, Interests and International Framework Agreements
Cesar Rosado, Chicago-Kent College of Law

Venezuelan Order Publico, American Public Policy and the Most Significant Relationship
Zhandra Marin, Tulane University
Panel II-2: Courtroom • Corporate Governance

Different Models of Shareholder Activism: A Preliminary Comparative and Normative Analysis
Yaron Nili, Harvard University

Insider Trading Law in Asia: China, Hong Kong, Japan and Taiwan Visited
Chien-Chung Lin, Chiao-Tung University

The Nonsense of Fiduciaries in Corporate Governance and of the Expressive Function of Corporate Law: A Comparative Analysis
René Reich-Graefe, Western New England University

New Governance & the State: The Curious Case of Corporate Social Responsibility in China
Virginia Harper Ho, University of Kansas

Panel II-3: Room 245 • Law and Religion

Halakhah: The Rabbinic Idea of Law
Chaim Saiman, Villanova University

A Comparative Study of the Laws of Estate between Secular America and the Sectarian Estate Laws of Lebanon
Rudy Coram, Attorney

Mixed Constitutions: Comparative Modalities of Democratic Cohabitation with Public Religion
Jaclyn Neo, National University of Singapore

Conventional and Unconventional Corruption in Post-Revolution Egypt
Patrick Yingling, Law Clerk

Panel II-4: Room 385 • Regulatory Law

Looking Towards Europe: Regulation of Dominance in Nigerian Telecommunications
Bede Opata, University of Nigeria

Assessing the Leviathan's Legal Tool: An Empirical Study of the P.R.C. Laws for Pipeline Protection and Its Effects
Ji Li, Rutgers University

A Study of International and American HNS Pollution Legislations and Regulations Calls for Establishing Chinese HNS Pollution Scheme
Ruixuan Zhuo, Tulane University

The Need for a Protocol to the Cape Town Convention on Matters Specific to Mining, Agricultural and Construction Equipment
Orkun Akseli and Anjanette Raymond, Durham University and Indiana University

Renewable Energy Regulation: Comparative Research of the EU and US Renewable Energy Laws and Policies
Ying Chen, Indiana University McKinney School of Law

10:00-10:15 a.m. BREAK: Coffee, Atrium
Panel III-1: Room 375 • Multiculturalism, Diversity, Language and Culture

Taking Language Rights Seriously
Meital Pinto, Haifa University

Citizenship and Immigration in a Multicultural Society: A Comparative Perspective between Europe and USA
Antonia Baraggia, Milan University and Fordham University

Institutional Accommodation of Cultural Diversity in Sub-Sahara Africa with particular emphasis to Ethiopia’s Ethnic Federal System
Gashu Semahagn, National University of Ireland

Where to Draw the Line: Defining Ownership of Rights in Traditional Cultural Expressions
Anthony Kakooza, University of Illinois

Panel III-2: Wynne Courtroom (Room 100) • New Constitutions and New Constitutional States

Breathing Life into New Constitutions: Third-Party Public Interest Standing as a Tool to Enforce Constitutional Rights in Kenya and Uganda
Aparna Polavarapu, University of South Carolina

Jujhar S. Dhanda, Harvard University

Panel III-3: Room 245 • EU Law

Legal Engineering at the Services of European Private Law
Ivan Sammut, University of Malta

Comparing Private Antitrust Enforcement – What Can Europe Learn from the US System?
Maciej Hulicki, Jagiellonian University

The European Regulations on Succession of July 2012: A Path Towards the End of the Succession Conflicts of Law in Europe, or Not?
Angelique Devaux, Indiana University McKinney School of Law

Distribution Intermediaries and Goodwill Indemnity: The European Approach as a Framework for American Intermediaries
E Gokhan Tolay, Temple University

Panel III-4: Room 385 • Bankruptcy and Insolvency; Debtor-Creditor; Tax

Keeping Your Home in Bankruptcy: A Comparative Study between the American and the Taiwanese Law on How the Consumer Debtor may Retain their Home in Bankruptcy
Zhizhou Wang, University of Wisconsin

Cross-Border Insolvency Protocols: A Success Story?
Akshaya Kamalnath, Rosky Legal Education

The New Empressa Individual de Responsabildad in the Brazilian Legal System: Creditor Protection in a Comparative Perspective
Luana F. Joppert Swensson, European University Institute

The Hybrid Norms of International Taxation
Limor Riza, Carmel Academic Center
12:00–1:30 P.M.  PLENARY—LAW AND REVOLUTION IN THE MIDDLE EAST:  ROOM 375

Moderator Professor James P. Nehf, Associate Dean of Graduate Studies, Indiana University McKinney School of Law

Sahar Aziz, Texas Wesleyan University
Islam Chiha, Alexandria University
Mohamed 'Arafa, Alexandria University and Indiana University McKinney School of Law
Mohamed Alaa, Cairo University and American University

1:30–3:00 P.M.  PANEL SESSIONS IV

Panel IV-1: Room 375 • Corporate Law, Finance and Economic Development

Rethinking the Role of Law in Finance: A Comparative Analysis of Financial Law Reform in and the Effects of International Financial Crises on Malaysia, Singapore, and Thailand
Narun Popattanachai, Columbia University

Appraising Japan’s Appraisal Remedy
Alan Koh, Boston University

The Use of Asset Partitioning in Business Law: A Comparative Overview
Livia Ventura, Temple University

Expanding Secured Credit Firms in China: Is the Floating Charge an Appropriate Transplant?
Haitian Lu and Mark Williams, Hong Kong Polytechnic University

The Interpretation of ‘Public Use’ in the United States and China and its Relation to Economic Development
Chen Zao, Washington University

Panel IV-2: Courtroom • Health, Family and other Social Issues

Comparing Legal Cultures in Four Welfare States: The Case of Asbestos Compensation
Andrea Boggio, Bryant University

National Exhaustion as a Tool to Improve Access to Medicine
Ahmed Eldakak, Alexandria University and Washington University in St. Louis

Two Direct Rights of Action
Margaret Ryznar, Indiana University McKinney School of Law

Understanding Contemporary Legal Transplants: What Comparative Lawyers Can Learn from the Public Policy Scholarship on Policy Transfers
Daniel Ghezelbash, Sydney University and Harvard University

Panel IV-3: Room 245 • Method in Comparative Constitutional Law

Using Comparative Constitutional Common Law
Zhou Han Ru, University of Montreal

The Irish Courts’ Use of Comparative Material in Constitutional Cases
Oran Doyle, Trinity College

The Uses of Values and Culture in Comparative Public Law
Michael Phillis, Australian National University
Panel IV-4: Room 385 • Issues in Human and Animal Rights

Animal Protection Theory in Islamic Jurisprudence: A Comparative Approach
Engy Abdelkader, University of Pennsylvania

Monitoring and Enforcing Compliance with Human Rights Treaties: An Examination of State Reporting Behaviour
Yvonne Dutton, Indiana University McKinney School of Law

Euthanasia - Good Death or Not?
Rosmy Joan, Jindal Global University

Rethinking Right to Privacy in Nigeria: perspectives from Shari-ah (Islam Law)
Abdullahi Saliu Ishola, Kwara State University, Malete-Nigeria

3:15–3:30 p.m. BREAK: soda, water, healthy snacks

3:30–5:00 p.m. PANEL SESSIONS V

Panel V-1: Room 375 • Issues in Comparative and Transnational Criminal Law

Substantive Reasonableness Review: Finding a Model for Appellate Review of Sentencing Discretion
Briana Lynn Rosenbaum, Stanford University

The Shrinking Alternatives to Incarceration: A Closer Look at Community Service Practice in Armenia
Sarah Shirazyan, Stanford University

Diverging Paths to Efficiency: Pre-Trial Practices in the US and Germany
Shawn Boyne, Indiana University McKinney School of Law

Individual Responsibility for Mass Atrocity: In Search of a Concept of Preparation
Neha Jain, University of Minnesota

Atrocity Crime Franchises: Effecting an Atrocity Policy One Step Removed
Matthew H. Charity, Western New England University

Panel V-2: Courtroom • Comparative Law: Critical Dimensions

Intersectional Discrimination in Employment
Holning Lau, University of North Carolina

The Language of Westernization in Legal Commentary
Panthip Pruksacholavit, Washington University

The Intersectional Constitution of the Duty to Provide Support: Examining the Indian Construction of Legal Capacity with Support for Persons with Disabilities
Rajeev Kadambi, Brown University

What We Learned from Dominique Strauss Kahn and Moshe Katsav about Rape, Politics and Power in the 21st Century
Hannah Brenner, Michigan State University
Panel V-3: Room 245 • Constitutional Theory in Comparative Perspective

State Constitutionalism and the Myth of American Exceptionalism
David Landau, Florida State University

Implicit Limits Upon the Constitutional Amendment Power
Yaniv Roznai, London School of Economics

Entrenchment and Constitutional Politics: Interpreting Eternity Clauses
Thomaz Pereira, Yale University

The Expressive Function of Constitutional Amendment Rules
Richard Albert, Boston College Law School

Temporary Constitutions
Ozan Varol, Lewis & Clark Law School

Panel V-4: Room 385 • Topics in Comparative Public Law

How Indonesia’s Constitutional Court has Changed the Constitutional Balance
Fritz Siregar, University of New South Wales

The Protective Function and the ‘Right to Security’
Vanessa MacDonnell, Ottawa University

Restructuring the State in “Quebec administrative law”: Nationalism, Colonialism and the Reciprocal Influences of French, American and Québécois Legal Thought
Mark Toufayan, Ottawa University

The Effect of Constitutional Structures on Rights Reform: Australia and the New Commonwealth Model of Constitutionalism
Scott Stephenson, Yale University

Comparative Federalism: Switzerland, Australia, U.S.
Kirsten Nussbaumer, Saint Louis University

Acknowledgements

CONFERENCE COMMITTEE
Richard Albert, Mohamed Arafa (co-chair), Shawn Boyne (co-chair), Hano Ernst, Claudia Haupt, Rajeev Kadambi, Vanessa MacDonnell, Ozan Varol, César Rosado, Radwa Salah, Ioanna Tourkochoriti, Tim Webster

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