

Minutes -- 2000

Annual Meeting of the Society on November 3, 2000

MINUTES
of the
Annual Meeting of the Sponsor Members, 2000
Held on Friday, November 3, 2000, at 4:45 p.m.
at Tulane University School of Law
(Tulane University Center -- Kendall-Cramm Room)
New Orleans, Louisiana

The meeting was called to order at 4:45 p.m. by President George A. Bermann.

1. Roll Call. The following 56 Sponsor Members were present at the meeting and were represented by the individual whose name appears in parentheses:

1. American University, Washington College of Law (Teemu Ruskola)
2. University of Baltimore School of Law (Mortimer Sellers)
3. University of California at Berkeley School of Law (James R. Gordley)
4. University of California at Davis School of Law (Friedrich K. Juenger)
5. University of California Hastings College of the Law (Ugo A. Mattei)
6. University of California at Los Angeles (Arthur Rosett)
7. Chicago-Kent College of Law, IIT (David J. Gerber)
8. University of Colorado School of Law (Courtland H. Peterson)
9. Columbia University School of Law, Parker School (George A. Bermann)
10. University of Connecticut School of Law (Richard S. Kay)
11. Cornell Law School (John J. Barceló, III)
12. University of Denver College of Law (Ved P. Nanda)
13. Dickinson School of Law, Pennsylvania State University (Louis F. Del Duca)
14. Duke University School of Law (Herbert L. Bernstein)
15. Emory University School of Law (Robert Ahdieh)
16. Fordham University School of Law (Roger J. Goebel)
17. George Mason University School of Law (Francesco Parisi)
18. Golden Gate University School of Law (Sompong Sucharitkul)
19. Harvard Law School (Arthur T. von Mehren)

20. University of Hawaii, Richardson School of Law (Alison Conner)
21. Indiana University at Bloomington School of Law (Hannah L. Buxbaum)
22. University of Illinois College of Law (Harry D. Krause)
23. University of Iowa College of Law (John C. Reitz)
24. University of Kentucky College of Law (Paul Salamanca)
25. Louisiana State University Law Center (Alain A. Levasseur)
26. Loyola University School of Law, New Orleans (David W. Gruning)
27. McGill University, Institute of Comparative Law (H. Patrick Glenn)
28. University of Maryland School of Law (Peter E. Quint)
29. University of Miami School of Law (Keith S. Rosenn)
30. University of Michigan Law School (Mathias Reimann)
31. University of Minnesota Law School (Fred L. Morrison)
32. Mississippi College School of Law (Phillip L. McIntosh)
33. University of Missouri–Columbia School of Law (William B. Fisch)
34. New York University School of Law (Mattias Kumm)
35. Notre Dame Law School (Paolo G. Carozza)
36. Ohio State University College of Law (Timothy S. Jost)
37. University of Oklahoma Law Center (Peter Krug)
38. University of Pennsylvania Law School (Stephen Burbank)
39. Pepperdine University School of Law (Jack J. Coe, Jr.)
40. University of Pittsburgh School of Law (Vivian Grosswald Curran)
41. University of Puerto Rico School of Law (Pedro F. Silva–Ruiz)
42. Roger Williams University School of Law (Louise E. Teitz)
43. St. Louis University School of Law (Stephen C. Thaman)
44. University of San Diego School of Law (Bert Lazerow)
45. Southern Methodist University School of Law (Peter Winship)
46. Stetson University College of Law (Peter L. Fitzgerald)
47. Syracuse University College of Law (Hilary K. Josephs)
48. University of Texas School of Law (Hans W. Baade)
49. Texas Wesleyan University School of Law (James Paul George)
50. Tulane University School of Law (A.N. Yiannopoulos)
51. University of Tulsa College of Law (David S. Clark)
52. University of Virginia School of Law (Paul B. Stephan, III)
53. Washington & Lee University School of Law (Clifford Larsen)
54. Washington University School of Law (Frances H. Foster)
55. Western New England College (Peter W. Schroth)
56. Willamette University College of Law (James A.R. Nafziger).

The following 10 Sponsor Members were represented by proxy:

57. Boston College Law School
55. Brigham Young University, J. Reuben Clark Law School
58. California Western School of Law

59. Catholic University of America Columbus Sch. of Law
60. George Washington University National Law Center
61. University of Kansas School of Law
62. Loyola Law School, Los Angeles
63. Northwestern University School of Law
64. St. Mary's University School of Law
65. St. John's University School of Law

The following 17 individuals were also present at the meeting:

66. Richard M. Buxbaum (Berkeley)
67. Diane Marie Amann (UC Davis)
68. Claire M. Germain (Cornell)
69. Francesca Bignami (Duke)
70. Helen E. Hartnell (Golden Gate)
71. Keith B. Vetter (Loyola, New Orleans)
72. Daniel Jutras (McGill)
73. Hein D. Kötz (Max Planck, Hamburg)
74. Peter B. Kutner (Oklahoma)
75. Luis Muniz-Argüelles (Puerto Rico)
76. Stanislaw Frankowski (St. Louis University)
77. Inga Markovits (Texas)
78. Shael Herman (Tulane)
79. Vernon Palmer (Tulane)
80. Edward Sherman (Tulane)
81. Edward J. Eberle (Roger Williams), and
82. Symeon C. Symeonides (Willamette).

2. Approval of Minutes of 1999 Meeting of the Sponsor Members. The Minutes of the 1999 Meeting of the Sponsor Members of the Society, which was held on Saturday, January 8, 2000, at 6:30 p.m. in the Caucus Room of Washington Hilton and Towers Hotel, 1919 Connecticut Ave. N.W., Washington D.C., had been mailed to the Sponsor Members in advance. Following a motion to that effect, the Minutes were approved.

3. Resolution in Memory of Edward M. Wise. On behalf of the Executive Committee, Treasurer James A.R. Nafziger recommended the approval of the following resolution in memory of long-time ASCL member and officer Edward M. Wise who died three days prior to this meeting.

Resolved, by the Board of Directors of the American Society of Comparative Law, meeting in New Orleans, November 3, 2000, to express our very great appreciation for the personal and professional contributions of our late colleague, Professor Edward M. Wise. Further Resolved, to extend our

sympathy, on his passing, to his immediate family. Professor Wise was a prominent scholar in the fields of International and Comparative Law. He pioneered in the development of modern international criminal law, co-authored a leading course book on comparative law, and published widely in related fields. He participated faithfully in the affairs of the Society since 1969. As Treasurer of the Society, 1995–97, and member of the Society's executive committee, he will be remembered for his unassuming, competent management of the Society's finances. We will miss his warmth, his collegiality, and his wise counsel, but his legacy to the organization and to the profession will be enduring.

The above resolution was approved by acclamation.

4. Election of New Sponsor Members. On behalf of the Executive Committee, Secretary Symeon C. Symeonides recommended that the Chinese Law Society of America and the Oklahoma City University School of Law be elected Sponsor Members of the Society, with the Directors and Editors indicated below.

Sponsor Member

Director

Editor

Chinese Law Society of America

C. Stephen Hsu

C. Stephen Hsu

Oklahoma City University School of Law

Richard E. Coulson

Richard E. Coulson

A vote to that effect was taken and the above institutions were elected new Sponsor Members. In the meantime, the American Foreign Law Association and the Law Library of Congress have been dropped from the list of sponsor members for failure to pay their annual dues. Thus, at the end of the 2000 meeting, the complete list of Sponsor Members consists of 97 members, which are listed below.

1. Albany Law School, Union University
2. American University, Washington College of Law
3. University of Arizona College of Law
4. Arizona State University College of Law
5. University of Arkansas, Fayetteville, Leflar Law Center
6. University of Baltimore School of Law
7. Boston College Law School

8. Brigham Young University, J. Reuben Clark Law School
9. Brooklyn Law School
10. University of California at Berkeley School of Law
11. University of California at Davis School of Law
12. University of California Hastings College of the Law
13. University of California at Los Angeles School of Law
14. California Western School of Law
15. Catholic University of America Columbus School of Law
16. University of Chicago Law School
17. Chicago–Kent College of Law, IIT
18. Chinese Law Society of America
19. Cleveland–Marshall College of Law
20. University of Colorado School of Law
21. Columbia University School of Law, Parker School
22. University of Connecticut School of Law
23. Cornell Law School
24. University of Denver College of Law
25. DePaul University College of Law
26. University of Detroit Mercy School of Law
27. Dickinson School of Law
28. Duke University School of Law
29. Emory University School of Law
30. University of Florida College of Law
31. Fordham University School of Law
32. George Mason University School of Law
33. Georgetown University Law Center
34. George Washington University National Law Center
35. Golden Gate University School of Law
36. Harvard Law School
37. University of Hawaii, Richardson School of Law
38. University of Houston Law Center
39. University of Illinois College of Law
40. Indiana University at Bloomington School of Law
41. Indiana University at Indianapolis School of Law
42. University of Iowa College of Law
43. University of Kansas School of Law
44. University of Kentucky College of Law
45. Louisiana State University Law Center
46. Loyola Law School, Los Angeles
47. Loyola University School of Law, Chicago
48. Loyola University School of Law, New Orleans
49. McGeorge School of Law
50. McGill University, Institute of Comparative Law

51. University of Maryland School of Law
52. University of Miami School of Law
53. University of Michigan Law School
54. University of Minnesota Law School
55. Mississippi College School of Law
56. University of Missouri–Columbia School of Law
57. University of New Mexico School of Law
58. New York Law School
59. New York University School of Law
60. Northwestern University School of Law
61. Notre Dame Law School
62. Ohio State University College of Law
63. Oklahoma City University School of Law
64. University of Oklahoma Law Center
65. University of Oregon School of Law
66. University of Pennsylvania Law School
67. Pepperdine University School of Law
68. University of Pittsburgh School of Law
69. University of Puerto Rico School of Law
70. Roger Williams University School of Law
71. Rutgers, State University of New Jersey School of Law, Camden
72. St. John's University School of Law
73. St. Mary's University School of Law
74. St. Louis University School of Law
75. University of San Diego School of Law
76. Southern Methodist University School of Law
77. Stanford University School of Law
78. Stetson University College of Law
79. Suffolk University Law School
80. Syracuse University College of Law
81. University of Texas School of Law
82. Texas Wesleyan University School of Law
83. Tulane University School of Law
84. University of Tulsa College of Law
85. Valparaiso University School of Law
86. Vanderbilt University School of Law
87. Villanova University School of Law
88. University of Virginia School of Law
89. Washington & Lee University School of Law
90. University of Washington School of Law
91. Washington University School of Law
92. Wayne State University Law School
93. West Virginia University College of Law

94. Western New England College
95. Willamette University College of Law
96. Yale Law School
97. Yeshiva University, Benjamin N. Cardozo School of Law

5. Election of New Directors. Following nominations submitted by the respective Sponsor Members, the following individuals were elected as Directors of the Society, representing the Sponsor Members indicated.

Director
Sponsor Member

1. Patricia Y. Reyhan
Albany Law School, Union University
2. Richard J. Wilson
American University Washington College of Law
3. Boris Kozolchik
University of Arizona College of Law
4. Dennis S. Karjala
Arizona State University College of Law
5. Robert B. Leflar
University of Arkansas, Fayetteville, Leflar Law Center
6. Erick C. Schneider
University of Baltimore School of Law
7. Michael Ansaldi
Boston College Law School
8. Stephen G. Wood
Brigham Young University J. Reuben Clark Law School
9. Arthur R. Pinto
Brooklyn Law School
10. James R. Gordley
University of California at Berkeley School of Law
11. Diane Marie Amann
University of California at Davis School of Law
12. Ugo A. Mattei
University of California, Hastings, College of the Law
13. Arthur I. Rosett
University of California at Los Angeles School of Law
14. William Aceves
California Western School of Law
15. Rett R. Ludwikowski
Catholic University of America Columbus School of Law
16. David P. Currie
University of Chicago Law School

17. David J. Gerber
Chicago–Kent College of Law, IIT
18. C. Stephen Hsu
Chinese Law Society of America
19. David F. Forte
Cleveland–Marshall College of Law
20. Courtland H. Peterson
University of Colorado School of Law
21. Lance M. Liebman
Columbia University School of Law, Parker School
22. Richard S. Kay
University of Connecticut School of Law
23. John J. Barceló III
Cornell Law School
24. Ved P. Nanda
University of Denver College of Law
25. Marlene A. Nicholson
DePaul University College of Law
26. Howard B. Abrams
University of Detroit Mercy School of Law
27. Louis F. Del Duca
Dickinson School of Law
28. Herbert L. Bernstein
Duke University School of Law
29. Howard O. Hunter
Emory University School of Law
30. Michael W. Gordon
University of Florida College of Law
31. Joel R. Reidenberg
Fordham University School of Law
32. Francesco Parisi
George Mason University School of Law
33. Charles H. Gustafson
Georgetown University Law Center
34. John A. Spanogle
George Washington University National Law Center
35. Joel E. Marsh
Golden Gate University School of Law
36. Arthur T. von Mehren
Harvard Law School
37. Alison Conner
University of Hawaii Richardson School of Law
38. Stephen Zamora

University of Houston Law Center
39. Matthew W. Finkin
University of Illinois College of Law
40. Craig M. Bradley
Indiana University at Bloomington School of Law
41. Ronald J. Krotoszynski, Jr.
Indiana University at Indianapolis School of Law
42. John C. Reitz
University of Iowa College of Law
43. Michael H. Hoeflich
University of Kansas School of Law
44. Mary J. Davis
University of Kentucky College of Law
45. Christopher L. Blakesley
Louisiana State University Law Center
46. Edith Friedler
Loyola Law School Los Angeles
47. Nina S. Appel
Loyola University School of Law, Chicago
48. Keith B. Vetter
Loyola University School of Law, New Orleans
49. Stephen C. McCaffrey
McGeorge School of Law
50. H. Patrick Glenn
McGill University Institute of Comparative Law
51. Edward A. Tomlinson
University of Maryland School of Law
52. Keith S. Rosenn
University of Miami School of Law
53. Mathias Reimann
University of Michigan Law School
54. Fred L. Morrison
University of Minnesota Law School
55. Phillip L. McIntosh
Mississippi College School of Law
56. William B. Fisch
University of Missouri–Columbia School of Law
57. Antoinette Sedillo Lopez
University of New Mexico School of Law
58. Lung–Chu Chen
New York Law School
59. Frank Upham
New York University School of Law

60. Anelise Riles
Northwestern University School of Law
61. Donald P. Kommers
Notre Dame Law School
62. Timothy S. Jost
Ohio State University College of Law
63. Richard E. Coulson
Oklahoma City University School of Law
64. Peter Krug
University of Oklahoma Law Center
65. Rennard Strickland
University of Oregon School of Law
66. Jacques deLisle
University of Pennsylvania Law School
67. Antonio Mentoza
Pepperdine University School of Law
68. Vivian Grosswald Curran
University of Pittsburgh School of Law
69. Luis Muniz-Argüelles
University of Puerto Rico School of Law
70. Louise E. Teitz
Roger Williams University School of Law
71. Richard Hyland
Rutgers State Univ. of New Jersey School of Law, Camden
72. Edward D. Re
St. John's University School of Law
73. Nora V. Demleitner
St. Mary's University School of Law
74. Stephen C. Thaman
St. Louis University School of Law
75. Joseph J. Darby
University of San Diego School of Law
76. Peter Winship
Southern Methodist University School of Law
77. Thomas C. Heller
Stanford University School of Law
78. Peter L. Fitzgerald
Stetson University College of Law
79. Jeffery Atik
Suffolk University Law School
80. Hilary K. Josephs
Syracuse University College of Law
81. Hans W. Baade

University of Texas School of Law
82. James Paul George
Texas Wesleyan University School of Law
83. A.N. Yiannopoulos
Tulane University School of Law
84. David S. Clark
University of Tulsa College of Law
85. Michael S. Straubel
Valparaiso University School of Law
86. Harold G. Maier
Vanderbilt University School of Law
87. John F. Murphy
Villanova University School of Law
88. Paul B. Stephan III
University of Virginia School of Law
89. Clifford Larsen
Washington & Lee University School of Law
90. Donald C. Clarke
University of Washington School of Law
91. Frances H. Foster
Washington University School of Law
92. Gennady Danilenko
Wayne State University Law School
93. Carl M. Selinger
West Virginia University College of Law
94. Peter W. Schroth
Western New England College
95. James A.R. Nafziger
Willamette University College of Law
96. James Q. Whitman
Yale Law School
97. Michel Rosenfeld
Yeshiva University Benjamin N. Cardozo School of Law

6. AJCL Editorial Board. The list of Editors of the American Journal of Comparative Law is as follows.

Editor
Sponsor Member

1. Patricia Y. Reyhan
Albany Law School Union University
2. Richard J. Wilson
American University, Washington College of Law

3. Boris Kozolchyk
University of Arizona College of Law
4. Dale Beck Furnish
Arizona State University College of Law
5. Paul Schwartz
University of Arkansas, Fayetteville, Leflar Law Center
6. Mortimer Sellers
University of Baltimore School of Law
7. Thomas C. Kohler
Boston College Law School
8. W. Cole Durham, Jr.
Brigham Young University J. Reuben Clark Law School
9. Claire R. Kelly
Brooklyn Law School
10. James R. Gordley
University of California at Berkeley School of Law
11. Friedrich K. Juenger
University of California at Davis School of Law
12. Ugo A. Mattei
University of California Hastings College of the Law
13. Arthur I. Rosett
University of California at Los Angeles Sch. of Law
14. John E. Noyes
California Western School of Law
15. William J. Wagner
Catholic University of America Columbus Sch. of Law
16. David P. Currie
University of Chicago Law School
17. David J. Gerber
Chicago-Kent College of Law, IIT
18. C. Stephen Hsu
Chinese Law Society of America
19. Tayyab Mahmud
Cleveland-Marshall College of Law
20. Hiroshi Motomura
University of Colorado School of Law
21. George A. Bermann
Columbia University School of Law Parker School
22. Richard S. Kay
University of Connecticut School of Law
23. John J. Barceló III
Cornell Law School
24. Ved P. Nanda

University of Denver College of Law
25. M. Cherif Bassiouni
DePaul University College of Law
26. Howard B. Abrams
University of Detroit Mercy School of Law
27. Louis F. Del Duca
Dickinson School of Law, Pennsylvania State University
28. Herbert L. Bernstein
Duke University School of Law
29. Peter Hay
Emory University School of Law
30. Walter O. Weyrauch
University of Florida College of Law
31. Roger J. Goebel
Fordham University School of Law
32. Francesco Parisi
George Mason University School of Law
33. James V. Feinerman
Georgetown University Law Center
34. Michael K. Young
George Washington University National Law Center
35. Sompong Sucharitkul
Golden Gate University School of Law
36. Mary Ann Glendon
Harvard Law School
37. Alison Conner
University of Hawaii, Richardson Sch. of Law
38. Stephen Zamora
University of Houston Law Center
39. Harry D. Krause
University of Illinois College of Law
40. Gene R. Shreve
Indiana University at Bloomington School of Law
41. James P. Nehf
Indiana University at Indianapolis School of Law
42. Adrien Wing
University of Iowa College of Law
43. Richard E. Levy
University of Kansas School of Law
44. Mary J. Davis
University of Kentucky College of Law
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Louisiana State University Law Center

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McGeorge School of Law
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53. Mathias Reimann
University of Michigan Law School
54. Fred L. Morrison
University of Minnesota Law School
55. Phillip L. McIntosh
Mississippi College School of Law
56. William B. Fisch
University of Missouri–Columbia Sch. of Law
57. Franklin E. Gill
University of New Mexico School of Law
58. Lung–Chu Chen
New York Law School
59. Andreas Lowenfeld
New York University School of Law
60. Steven Calabresi
Northwestern University School of Law
61. Paolo G. Carozza
Notre Dame Law School
62. Timothy S. Jost
Ohio State University College of Law
63. Richard E. Coulson
Oklahoma City University School of Law
64. Peter B. Kutner
University of Oklahoma Law Center
65. Garrett Epps
University of Oregon School of Law
66. William B. Ewald
University of Pennsylvania Law School
67. Jack J. Coe Jr.

Pepperdine University School of Law
68. Ronald A. Brand
University of Pittsburgh School of Law
69. Luis Muniz–Argüelles
University of Puerto Rico School of Law
70. Edward J. Eberle
Roger Williams University School of Law
71. George Ginsburgs
Rutgers, State University of New Jersey Sch. of Law, Camden
72. Edward D. Re
St. John's University School of Law
73. Stanislaw Frankowski
St. Louis University School of Law
74. Gerald S. Reamey
St. Mary's University School of Law
75. Joseph J. Darby
University of San Diego School of Law
76. Peter Winship
Southern Methodist University School of Law
77. Thomas C. Heller
Stanford University School of Law
78. Peter L. Fitzgerald
Stetson University College of Law
79. Stephen C. Hicks
Suffolk University Law School
80. Peter E. Herzog
Syracuse University College of Law
81. Hans W. Baade
University of Texas School of Law
82. Malinda L. Seymore
Texas Wesleyan University School of Law
83. Joachim Zekoll
Tulane University School of Law
84. David S. Clark
University of Tulsa College of Law
85. Richard T. Stith III
Valparaiso University School of Law
86. Harold G. Maier
Vanderbilt University School of Law
87. John F. Murphy
Villanova University School of Law
88. Paul B. Stephan III
University of Virginia School of Law

89. Clifford Larsen
Washington & Lee University School of Law
90. Veronica Taylor
University of Washington School of Law
91. Leila Sadat
Washington University School of Law
92. Edward M. Wise
Wayne State University Law School
93. Carl M. Selinger
West Virginia University College of Law
94. Peter W. Schroth
Western New England College
95. Symeon C. Symeonides
Willamette University College of Law
96. Mirjan Damaska
Yale Law School
97. Malvina Halberstam
Yeshiva University, Benjamin N. Cardozo School of Law
98. Richard M. Buxbaum
Editor in Chief

7. Approval of New Delegates. On behalf of the Executive Committee, Secretary Symeon C. Symeonides recommended that, pursuant to §2.2 of the Society's Bylaws as amended at the previous annual meeting, the individuals listed below be approved as new Delegates representing the Sponsor Members indicated in the first column. These individuals had been nominated by their respective deans. A vote to that effect was taken and this recommendation was approved.

Sponsor Member
Delegates

Emory
Robert Ahdieh
Golden Gate
Christian Okeke, Helen E. Hartnell
George Washington
Robert Peroni, Karen Brown, Raj Bhala
University of Hawaii
Mark A. Levin
Loyola New Orleans
Patrick Hugg
New York University
Benedict Kinsbury, Frank Upham

Penn–State Dickinson
Robert E. Rains Laurel S. Terry
University of Texas
Basil Markesinis
Tulane
Lloyd Bonfield, Tom Carbonneau, Suman Naresh, Vernon Palmer, Cynthia
Samuel, Edward Sherman
Washington–St.Louis
John O. Haley

8. Election of Associate Members. On behalf of the Executive Committee, Secretary Symeon C. Symeonides recommended that, pursuant to §2.9 of the Society's Bylaws as amended at the previous annual meeting, Messrs. Andrew M. Grant of Canada and Emanuele Calò of Italy be elected as new Associate Members of the Society. Following a vote to that effect, these individuals were elected as Associate Members.

9. Election of New Corresponding Institutional Members. On behalf of the Executive Committee, Vice President David S. Clark recommended that the organizations listed below be elected as new institutional members of the Society:

Danish Comparative Law Society
Swiss Institute of Comparative Law
Institute of Advanced Legal Studies (Univ. of London)

A vote to that effect was taken and the recommendation was approved. Following this election, the complete list of institutional members of the Society was as follows:

Academia Mexicana de Derecho Internacional Privado y Comparado
British Institute of International and Comparative Law
Canadian Society of Comparative Law
Danish Comparative Law Society
Gesellschaft für Rechtsvergleichung
Hellenic Institute of International and Foreign Law
Institute of Advanced Legal Studies (Univ. of London)
Italian Association of Comparative Law
Law Asia
Max–Planck Institut für ausländisches und internationales Privatrecht
Netherlands Comparative Law Association
Quebec Society of Comparative Law
Société de Legislation Comparé
Swiss Institute of Comparative Law
UNIDROIT

10. Announcements. The Chair recognized Professor Hein Kötz of the Hamburg Max Planck Institute to address the members. Professor Kötz spoke in his capacity as president of the newly established first private law school in Germany, the Bucerius Law School, and outlined the opportunities for exchange of students with American Law Schools.

11. Adjournment. There being no further business, the Meeting of the Sponsor Members was adjourned at 5:10 p.m.

11/10/00 Transcribed and respectfully submitted

Symeon C. Symeonides
Secretary
American Society of Comparative Law, Inc.