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)
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
58. Brigham Young University, J. Reuben Clark Law School
59. California Western 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.

<table>
<thead>
<tr>
<th>Sponsor Member</th>
<th>Director</th>
<th>Editor</th>
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<tr>
<td>Chinese Law Society of America</td>
<td>C. Stephen Hsu</td>
<td>C. Stephen Hsu</td>
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<td>Oklahoma City University School of Law</td>
<td>Richard E. Coulson</td>
<td>Richard E. Coulson</td>
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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
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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 Kozolchyk
   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  
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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

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  
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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  
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   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
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   Ohio State University College of Law
63. Richard E. Coulson
   Oklahoma City University School of Law
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65. Garrett Epps
   University of Oregon School of Law
66. William B. Ewald
   University of Pennsylvania Law School
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68. Ronald A. Brand  
University of Pittsburgh School of Law  
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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
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.

<table>
<thead>
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<th>Sponsor Member</th>
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<td>Emory</td>
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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.