

# Minutes -- 2002

Annual Meeting of the Society on July 18, 2002

**MINUTES  
of the  
Annual Meeting of the Board of Directors  
of the American Society of Comparative Law, Inc. (a New York Corporation)  
and the American Society of Comparative Law, Inc. (a Utah Corporation)  
Held on Thursday, July 18, 2002 at 6:45 p.m.  
University of Queensland, Building 39A, Room 208  
Brisbane, Australia**

The annual meeting of the Board of Directors of the American Society of Comparative Law, Inc. was called to order by President George A. Bermann at 6:45 p.m.

**1. Roll Call.** Forty-four Directors were represented at the meeting. The following 18 Directors, listed in alphabetical order by institution in parentheses, were present:

1. Teemu Ruskola (American University, Washington College of Law)
2. Mortimer Sellers (University of Baltimore School of Law);
3. Bucerius Law School (Hein Kötz)
4. Catholic University, Columbus School of Law (Rett R. Ludwikowski)
5. Chicago-Kent College of Law, IIT (David J. Gerber)
6. Columbia University School of Law, Parker School (George A. Bermann)
7. University of Denver College of Law (Ved P. Nanda)
8. University of Detroit Mercy School of Law (Howard B. Abrams)
9. Harvard Law School (Arthur T. von Mehren)
10. University of Illinois College of Law (Peter Maggs)
11. University of Iowa College of Law (John C. Reitz)
12. McGill University, Institute of Comparative Law (H. Patrick Glenn)
13. University of Michigan Law School (Mathias Reimann)
14. University of Minnesota Law School (Fred L. Morrison)
15. University of Missouri-Columbia School of Law (William B. Fisch)
16. Tulane University School of Law (A.N. Yiannopoulos)

17. Western New England College (Peter W. Schroth)
18. Willamette University College of Law (James A.R. Nafziger).

The following nine individuals were present and represented the Director from their Institutions:

19. Brett G. Scharffs (Brigham Young University, J. Reuben Clark Law School)
20. George G. Christie (Duke University School of Law)
21. Mark V. Tushnet (Georgetown University Law Center)
22. Gregory E. Maggs (George Washington University National Law Center)
23. Christian Okeke (Golden Gate University School of Law)
24. Alain A. Levasseur (Louisiana State University Law Center)
25. Benedict Kingsbury (New York University School of Law)
26. Peter B. Kutner (University of Oklahoma Law Center)
27. Lawrence Claus (University of San Diego School of Law)

The following 17 Directors were represented by proxy:

28. Michael Ansaldi (Boston College Law School)
29. Courtland H. Peterson (University of Colorado School of Law)
30. Richard S. Kay (University of Connecticut School of Law)
31. Michael G. Gordon (University of Florida College of Law)
32. Alison Conner (University of Hawaii, Richardson School of Law)
33. Craig M. Bradley (Indiana University at Bloomington School of Law)
34. Mary J. Davis (University of Kentucky College of Law)
35. Edith Friedler (Loyola Law School, Los Angeles)
36. Phillip L. McIntosh (Mississippi College School of Law)
37. Lung-Chu Chen (New York Law School)
38. Thomas P. Gallanis (Ohio State University College of Law)
39. Vivian G. Curran (University of Pittsburgh School of Law)
40. Hilary K. Josephs (Syracuse University College of Law)
41. James P. George (Texas Wesleyan University School of Law)
42. Ronald J. Krotoszynski, Jr. (Washington & Lee University School of Law)
43. Donald C. Clarke (University of Washington School of Law), and
44. Frances H. Foster (Washington University School of Law)

The following eight individuals were also present at the meeting:

45. Xavier Blanc Jouvan (Société de Legislation Comparé)
46. Konstantinos Kerameus (International Academy of Comparative Law and Hellenic Institute of International and Foreign Law)
47. Harry D. Krause (University of Illinois College of Law)
48. Michael McAuley (Louisiana State University Law Center)
49. Matthew J. Mitten (Marquette University Law School)
50. Kenneth L. Port (William Mitchell College of Law)
51. David S. Clark (Willamette University College of Law), and

52. Symeon C. Symeonides (Willamette University College of Law).

**2. Approval of Minutes of 2001 Meeting of the Board of Directors.** The Minutes of the 2001 Meeting of the Board of Directors of the Society, which was held on Saturday, October 6, 2001, at the John C. Paulus Great Hall of Willamette University College of Law, 245 Winter Street, Salem, Oregon, had been mailed to the Sponsor Members in advance. Following a motion to that effect, the Minutes were approved.

**3. Treasurer's Report.** Treasurer James A. R. Nafziger submitted the final report for the calendar year 2001 and the interim report for the period 1/1/2002 to 7/1/2002. Copies of these reports had been circulated in advance and are attached to these Minutes. On motion duly made, seconded and carried, both of these reports were approved.

The Treasurer recommended that the dues for Sponsor Members for 2003 remain at their present level of \$700. On motion duly made, seconded, and carried, this recommendation was approved.

The Treasurer recommended that the subsidy to Stetson University for dinner and other expenses related to the 2003 annual meeting be set at \$2,000. On motion duly made, seconded, and carried, this recommendation was approved.

The Treasurer recommended that the subsidy to the University of California at Berkeley for the Journal be set at \$25,000 for 2003. On motion duly made, seconded, and carried, this recommendation was approved.

The Treasurer recommended that the reimbursement to the law schools of the President, Secretary, and the Treasurer for mailing and other costs be continued in 2003 at \$500 per officer. On motion duly made, seconded, and carried, this recommendation was approved.

The Treasurer recommended that the Society's 2003 dues to the International Association of Legal Science of \$500 be paid. On motion duly made, seconded, and carried, this recommendation was approved.

The Treasurer recommended that the Society's 2003 dues to the American Council of Learned Societies of \$440 be paid. On motion duly made, seconded, and carried, this recommendation was approved.

The Treasurer recommended that the maximum reimbursement for the 2003 annual meeting be set at \$600. On motion duly made, seconded, and carried, this recommendation was approved.

**4. Report of the Editor-in-Chief.** On behalf of Editor-in-Chief Richard M. Buxbaum who was unable to attend the meeting, Secretary Symeon C. Symeonides presented the Combined Financial Report for the American Journal of Comparative Law for the period of July 1, 2001 to June 30, 2002. A copy of this report, as well as an Analysis of 2001-02 American Journal of Comparative

Law Financial Report, is attached to these Minutes. On motion duly made, seconded, and voted upon, the above report was approved.

**5. Nominations and Elections of Officers.** On behalf of the nominating Committee, Chairman David J. Gerber nominated the following individuals for election to two-year terms in the Society's offices indicated below:

1. George A. Bermann for Honorary President;
2. David S. Clark and John C. Reitz for President;
3. Vivian Grosswald Curran and Leila Sadat for Secretary;
4. Frances Foster, Vernon Palmer, Peter Quint, and Anelise Riles for the two slots on the Executive Committee vacated by Vivian Grosswald Curran and Mathias W. Reimann; and
5. Courtland H. Peterson for Parliamentarian.

Abbreviated biographical information on the above candidates had been circulated in advance. The President invited additional nominations from the floor, but none were submitted. After the candidates exited the room, a vote was taken by written ballot. George A. Berman, David S. Clark, Vivian Grosswald Curran, Frances Foster, Vernon Palmer, and Courtland H. Peterson were elected to the offices indicated above.

On behalf of the nominating Committee, Chairman David J. Gerber nominated William B. Fisch and Symeon C. Symeonides for election to an one-year term as Vice President of the Society. Abbreviated biographical information on the above candidates had been circulated in advance. The President invited additional nominations from the floor, but none were submitted. After the candidates exited the room, a vote was taken by written ballot. Symeon C. Symeonides was elected Vice President.

Following this election, the officers of the Society are as follows:

George A. Bermann  
Honorary President (2002-04)  
David S. Clark  
President (2002-04)  
Symeon C. Symeonides  
Vice President (2002-03)  
Vivian Grosswald Curran  
Secretary (2002-04)  
James A.R. Nafziger  
Treasurer (2001-03)  
Courtland H. Peterson  
Parliamentarian (2002-04)

The Executive Committee consists of the above officers, plus: Richard M. Buxbaum (ex officio), Alison W. Conner (2001-03), Ugo A. Mattei (2001-03), Frances Foster (2002-04), and Vernon Palmer (2002-04).

**6. Report of Prizes Committee.** John C. Reitz reported on behalf of the Committee on Prizes (Alison Conner, Vivian G. Curran (C), Nora V. Demleitner, James R. Gordley, and Stephen C. Hicks). Reitz reported that the recipient of the 2002 Yntema Prize for Young Scholars is Professor Tom Ginsburg for his article "Dismantling the 'Developmental State'? Administrative Procedure Reform in Japan and Korea," published in 49 American Journal of Comparative Law 585 (2001).

Reitz reminded the Directors of a resolution adopted at the 2001 meeting which established a new prize for "the best scholarly article published in the American Journal of Comparative Law" to be named after a "recently deceased member of the ASCL to be selected by the prize committee in recognition of his or her scholarly legacy and . . . service to the ASCL." Reitz reported that the Committee decided to name the first prize after the recently deceased ASCL President and Honorary President Professor Friedrich K. Juenger in recognition of his scholarly legacy in private international law and his long service to the Society. The Committee awarded the first Friedrich K. Juenger Prize in Private International Law to Symeon C. Symeonides for his article "Choice of Law in the American Courts in 2000: As the Century Turns," published in 49 American Journal of Comparative Law 1 (2001), and for his annual choice of law articles published in the Journal during the last decade.

**7. Adjournment.** There being no further business, the Meeting of the Board of Directors was adjourned at 7:45 p.m.

Transcribed and respectfully submitted,

Symeon C. Symeonides

Secretary

American Society of Comparative Law, Inc. (a New York Corporation)

American Society of Comparative Law, Inc. (a Utah Corporation)

Attachments:

Treasurer's Report

Report of the Editor in Chief