

ASCL Sponsor Members

Minutes -- 2019

Annual Meeting of the Society on October 19, 2019

MINUTES

of the Annual Meeting of the Sponsor Members

of the American Society of Comparative Law, Inc.

Held on Saturday, October 19, 2019, at 10:45 a.m.,

at the University of Missouri, Columbia, School of Law

Columbia, Missouri

The annual meeting of the Sponsor Members of the American Society of Comparative Law, Inc., was called to order by President Richard Kay at 10:45 a.m.

1. Secretary's Roll Call

A sheet for silent roll call was distributed. The following 46 Sponsor Members were present at the meeting and were represented (in person or by proxy) by the individuals listed below:

1. University of Akron: Vera Korzum
2. University of Alabama: Ron Krotoszynski
3. American University Washington College of Law: Fernanda Nicola
4. University of Baltimore School of Law: James Maxeiner
5. University of British Columbia Allard School of Law: James Stewart
6. University of California, Davis School of Law: Afra Afsharipour (by proxy)
7. University of California, Los Angeles School of Law: Maximo Langer
8. Chicago Kent College of Law: David Gerber
9. University of Connecticut School of Law: Richard Kay
10. Drake University Law School: Mark S. Kende
11. Duke University School of Law: Ralf Michaels
12. Florida International University: Jorge Esquirol
13. University of Florida Levin College Law: Pedro Malavet (by proxy)
14. Florida State University: David Landau
15. George Mason University: Nuno Garoupa
16. Georgetown University Law Center: David Stewart
17. George Washington University: Francesca Bignami
18. University of Iowa College of Law: John C. Reitz
19. National University of Ireland, Galway: Ioanna Tourkochoriti
20. University of Kansas School of Law: Virginia Harper Ho
21. McGill University, Institute of Comparative Law: Helge Dedek
22. Mexico Instituto Tecnologico Autonomo de: Francisca Pou
23. University of Milan Law School: Antonia Baraggia
24. University of Minnesota Law School: Fred Morrison (by proxy)
25. Mississippi College School of Law: Christoph Henkel

26. University of Missouri-Columbia: Stacie Strong
27. Northeastern University School of Law: Margaret Woo
28. University of Oklahoma Law Center: Peter B. Kutner
29. University of the Pacific McGeorge School of Law: Franklin Gevurtz
30. University of Pennsylvania Law School: Jacques deLisle
31. University of Pittsburgh School of Law: Vivian Grosswald Curran
32. Princeton University: Kim Lane Scheppelle
33. Queens University Faculty of Law: Joshua Karton
34. Rutgers Law School: Jorge Contesse
35. Saint Louis University School of Law: Yvette Liebesman
36. National University of Singapore Faculty of Law: Gary Bell
37. Southwestern Law School: Jonathan M. Miller
38. University of Texas at Austin School of Law: Richard Albert
39. Texas A&M University School of Law: Paul George
40. Tulane University School of Law: Ron Scalise
41. Wayne State University Law School: Julia Ya Qin
42. Western New England University School of Law: Peter Schroth
43. University of West Virginia: Paolo Farah
44. Willamette University College of Law: James A.R. Nafziger
45. University of Wisconsin Law: Jason Yackee
46. University of Zagreb Faculty of Law: Hano Ernst

2. Approval of Minutes of the 2018 Meeting of the Sponsor Members

The minutes from the 2018 annual meeting were approved.

3. President's Report

President Richard Kay gave a brief report, the principal item of which was his announcement regarding the formation and work of three committees: (1) A standing committee on the relationship between comparative law and social sciences (which is planning a conference for September 11, 2020, at the University of Chicago); (2) A standing committee to advise the Society on the form and content of its website including ways to encourage the membership to contribute relevant information to the website; and (3) A standing committee to review categories of membership in the Society and to encourage individual membership.

4. Election of New Sponsor Members and Associate Members

Three applications for sponsor membership were approved:

1. University of Akron Law School
(Director and editor: Vera Korzum)
2. West Virginia University Department of Public Administration
(Director and editor: Paolo Farah)
3. Bocconi University
(Director: Pietro Sirena; Editor: Oreste Pollicino)

Six applications for associate membership were also approved:

1. Dominique Custos
Professor of Law, University of Caen, France
2. Jurgen Goossens
Assistant Professor of Constitutional and Administrative Law at the Erasmus University of Rotterdam
3. Richard J. Peltz-Steele
Chancellor Professor, University of Massachusetts Law School
4. Roy Sturgeon
Foreign, Comparative, and International Law Reference Librarian, Tulane University, Law School.
5. Paula Tavares
Attorney with The World Bank Group
6. Carlo Maria Serrano
Masters of Law student at Bocconi University

5. Resolution to fix the number and names of directors

It was moved, seconded and adopted to fix the number and names of directors as reflected in the current records of the Society.

6. New Business

There was no new business.

7. Adjournment

There being no further business, it was moved, seconded and approved that the Meeting of the Sponsor Members be adjourned at 10:55 a.m.

Respectfully submitted,
Franklin A. Gevurtz, Secretary
American Society of Comparative Law, Inc.

ASCL Board of Directors

Minutes -- 2019

Annual Meeting of the Society on October 19, 2019

MINUTES

**of the Annual Meeting of the Board of Directors
of the American Society of Comparative Law, Inc.
Held on Saturday, October 19, 2019, at 10:55 a.m.,
at the University of Missouri, Columbia, School of Law
Columbia, Missouri**

The annual meeting of the Board of Directors of the American Society of Comparative Law, Inc. was called to order at 10:55 a.m. by President Richard Kay, immediately following the adjournment of the meeting of the Society's Sponsor Members.

1. Secretary's Roll Call

A sheet for silent roll call was distributed. The following 29 Directors were present (in person or by proxy) at the meeting, who are listed following the name of their institution:

1. University of Akron: Vera Korzum
2. American University Washington College of Law: Fernanda Nicola
3. University of Baltimore School of Law: James Maxeiner
4. University of California, Davis School of Law: Afra Afsharipour (by proxy)
5. Chicago Kent College of Law: David Gerber
6. University of Connecticut School of Law: Richard Kay
7. Drake University Law School: Mark S. Kende
8. University of Florida Levin College Law: Pedro Malavet (by proxy)
9. George Mason University: Nuno Garoupa
10. George Washington University: Francesca Bignami
11. University of Iowa College of Law: John C. Reitz
12. National University of Ireland, Galway: Ioanna Tourkochoriti
13. University of Kansas School of Law: Virginia Harper Ho
14. Mexico Instituto Tecnologico Autonomo de: Francisca Pou
15. University of Milan Law School: Antonia Baraggia
16. University of Minnesota Law School: Fred Morrison (by proxy)
17. Mississippi College School of Law: Christoph Henkel
18. University of Missouri-Columbia: Stacie Strong
19. Northeastern University School of Law: Margaret Woo
20. University of Pennsylvania Law School: Jacques deLisle
21. University of Pittsburgh School of Law: Vivian Grosswald Curran
22. Princeton University: Kim Lane Scheppele
23. Queens University Faculty of Law: Joshua Karton
24. Rutgers Law School: Jorge Contesse
25. Saint Louis University School of Law: Yvette Liebesman
26. University of Texas at Austin School of Law: Richard Albert

27. University of West Virginia: Paolo Farah
28. Willamette University College of Law: James A.R. Nafziger
29. University of Wisconsin Law: Jason Yackee

In addition, the following 17 individuals were present (in person or by proxy) and represented the Director from their institution:

1. University of Alabama: Ron Krotoszynski
2. University of British Columbia Allard School of Law: James Stewart
3. University of California, Los Angeles: Maximo Langer
4. Duke University School of Law: Ralf Michaels
5. Florida International University: Jorge Esquirol
6. Florida State University: David Landau
7. Georgetown University Law Center: David Stewart
8. McGill University, Institute of Comparative Law: Helge Dedek
9. University of Oklahoma Law Center: Peter B. Kutner
10. University of the Pacific McGeorge School of Law: Franklin Gevurtz
11. National University of Singapore Faculty of Law: Gary F. Bell
12. Southwestern Law School: Jonathan M. Miller
13. Texas A&M University School of Law: Paul George
14. Tulane University School of Law: Ron Scalise
15. Wayne State University Law School: Julia Ya Qin
16. Western New England University School of Law: Peter Schroth
17. University of Zagreb Faculty of Law: Hano Ernst

2. Approval of Minutes of the 2018 Meeting of the Board of Directors

The Minutes of the 2018 Meeting of the Board of Directors of the Society were approved.

3. Report of the Nominating Committee and the Election of Officers and Executive Committee Members (David Clark)

David Clark, Chair of the Nominating Committee, reported on nominations for the Society's officers and executive committee members. There were no nominations from the floor. The results of the elections were as follows:

Vice President: Maximo Langer (2019-2021)

Treasurer: Ronald Scalise (2019-2021)

Parliamentarian: Sally Richardson (2019-2021)

Information Officer: Boris Mamlyuk (2019-2021)

Executive Committee: Jacqueline Ross and Timothy Webster (2019-2021).

4. Report of the Treasurer (Mortimer Sellers)

The Treasurer presented his annual report on the finances of the Society---the final financial report for January 1 to December 31, 2018, having been distributed to the members prior to the meeting. The Treasurer reported that the financial condition of the Society is good and that investment income is significantly up. Because of conservative

budgeting and greater than expected revenue, the Society's reserves have substantially increased. For the next year, the Treasurer recommended that:

1. The proposed 2020 budget be approved and that;
2. Dues for Sponsor Members for 2020 remain at \$700;
3. \$10,000 be paid to a sponsor member for the services of the Executive Assistant and for other costs;
4. Dues be paid to the American Council of Learned Societies in the amount of \$990;
5. Dues be paid to the International Association of Legal Science in the amount of €1000;
6. Dues to be paid to the IACL/AIDC of € 250;
7. Up to \$1,000 to be paid in reimbursement for travel to the ACLS and the IALS by ASCL officers;
8. The maximum reimbursement for each Sponsor member represented at the 2020 Annual Meeting at Boston University be set at \$600;
9. Up to \$3000 be paid to recipients of prizes for scholarship authorized by the Society;
10. Up to \$3000 be paid for reimbursement of expenses for participation in the 2020 Comparative Law Works-in-Progress Workshop;
11. Up to \$7000 be paid for reimbursement of expenses for participation in and other costs of conferences and events to be sponsored by the Younger Comparatists' Committee;
12. Up to \$1000 be paid for website maintenance;
13. Up to \$1000 be paid for technology support and enhancement;
14. Up to \$2000 be paid for accounting services.
15. \$4,000 for costs of transition to new treasurer and executive administrator.

A motion to adopt the Treasurer's Report and Recommendations was moved, seconded and adopted.

5. Report of the Finance Committee (Ron Scalise)

Ron Scalise, Chair of the Finance Committee, proposed a resolution in appreciation of Mortimer Sellers' service as Treasurer, which was seconded and adopted. The resolution is as follows:

WHEREAS, Mortimer Sellers has served with distinction as Treasurer of the American Society of Comparative Law (the “Society”) since 2012 and has announced his intention to resign from that position in the Fall of 2019; and

WHEREAS, Mortimer Sellers, as Treasurer, has displayed able leadership of the Society during his time as Treasurer; and

WHEREAS, Mortimer Sellers, through his careful attention, knowledge, and innovation has successfully stewarded the finances of the Society for seven consecutive years and has helped ensure the financial security of the Society for years to come thereafter.

NOW, THEREFORE, BE IT RESOLVED, that the Society expresses its deep thanks and utmost appreciation to Mortimer Sellers for his years of devoted service to the Society and requests that a copy of this resolution be included with the official minutes of the October 19, 2019, meeting of the Society.

6. Board of Directors Meeting Suspended – Meeting of the Board of Editors of the American Journal of Comparative Law Convened – Report of the Editors-in-Chief (Helge Dedek and Franz Werro)

The Directors meeting was suspended and the meeting of the Board of Editors of the American Journal of Comparative Law was convened at 11:13 a.m. Helge Dedek, Co-Editor-in-Chief, reported on the Journal, having distributed an extensive written annual report for the Journal in advance of the meeting. Helge Dedek presented a brief statistical summary regarding the publication and usage of Journal during the last year. He stated that members should contact Laura Jose of Oxford University Press for permissions to reprint articles from the Journal or for further information regarding logistical aspects of publication.

7. Meeting of the Board of Editors of the American Journal of Comparative Law Adjourned--Directors’ Meeting Reconvened

President Kay reconvened the Board of Directors meeting at 11:18 a.m.

8. Report on the ASCL book series published by Cambridge University Press (Mortimer Sellers)

Mortimer Sellers reported that six books had been published and six more were in press in the ASCL book series published by the Cambridge University Press and invited proposals for more books in the series.

9. Report of the Annual Meeting Program Committee (Maximo Langer).

Maximo Langer gave a report on behalf of the Program Committee, including a reminder regarding the program on comparative legal history planned for the 2020 annual meeting at Boston University. The Program Committee received a proposal for a program focused on internationalizing comparative law from the University of Wisconsin. The recommendation of the Program and Executive Committee to accept this proposal was adopted.

10. Report of the Prizes Committee (John Reitz)

John Reitz reported on behalf of the Prizes Committee. Because of the timing of the last annual meeting, the Committee was unable to award the Hessel Yntema Prize for Volume 65 of the Journal. Hence, the Prize Committee awarded the Hessel Yntema Prize for Volume 65 of the American Journal of Comparative Law for the 2017 calendar year to James G. Stewart & Asad Kiyani, for their article, *The Ahistoricism of Legal Pluralism in International Criminal Law*. The Prize Committee awarded the Hessel Yntema Award for Volume 66 of the American Journal of Comparative Law for the 2018 calendar year to an article written by Jaakko Salminen, *The Accord on Fire and Building Safety in Bangladesh*. The Prize Committee awarded a Senior Scholar's Award in honor of Roger Goebel, who passed away this year, to Wolf-Georg Ringe, for the article, *Changing Law and Ownership Patterns in Germany: Corporate Governance and the Erosion of Deutschland AG*, 63 Am. J. Comp. L. 493 (2015).

11. Report of the Younger Comparativists' Committee (Ioanna Tourkochoriti)

Ioanna Tourkochoriti, Chair of the Younger Comparativists' Committee (YCC), having made available to the members a written report detailing various past and upcoming events by the YCC, listed activities undertaken by the YCC this year, mentioned the YCC's May, 2019 annual conference held at McGill University. She thanked those who volunteered to help on the YCC's activities during the year.

12. Revision of Bylaws Concerning Associate/Individual Members

It was moved, seconded and adopted to amend Section 2.8 of the Bylaws to read as follows:

Section 2.8. Individual Members. Individuals other than those nominated by a Sponsor Member as an editor, director, or delegate may apply to the Sponsor Members to be elected as Individual Members of the Society. Individual Members shall not be members of either the Board of Editors or the Board of Directors and shall have no vote in either of those bodies but may attend and participate in all meetings of those two bodies. Nor may Individual Members be elected as officers or as members of the Executive Committee but may serve as members of any other committee of the Society. The Board of Directors may, so long as they are consistent with this section, specify the rights or benefits of Individual Members or any subcategory of Individual Membership and may specify annual dues for each such subcategory.

13. Revision of Dues for Associate/Individual Members

Pursuant to the authority of the Society's Bylaws, as amended earlier in this meeting, it was moved, seconded and adopted that: There shall be two categories of individual members: Category A Individual Members shall be entitled to a subscription to the American Journal of Comparative Law and pay annual dues of \$160. Category B Individual members shall not be entitled to a subscription to the American Journal of Comparative Law and pay annual dues of \$75.

14. Continuing and New Business

Mortimer Sellers, as outgoing Treasurer, introduced a resolution to change the name of the authorized signatory of the Society's bank and investment accounts to the newly-elected Treasurer, Ronald Scalise. The resolution was seconded and adopted.

15. Announcements

There were announcements of upcoming programs involving comparative law at the annual meeting of the Association of American Law Schools and at a conference at the University of Texas.

17. Adjournment

There being no further business, it was moved, seconded and approved that the meeting be adjourned at 12:30 p.m.

Respectfully submitted,
Franklin A. Gevurtz
Secretary, American Society of Comparative Law, Inc.