

*A* 50th Annual  
**Academy of American  
and International Law**

**2013 CATALOG**



**The Center for American and International Law**

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[www.cailaw.org](http://www.cailaw.org)

# Introduction

The Center for American and International Law will hold the 50th session of the Academy of American and International Law from May 19 through June 28, 2013. This program is for lawyers and judges from countries other than the United States interested in American law and international business transactions.

**Who should attend?** *The Academy is particularly valuable for non-U.S. lawyers who work for multi-national corporations or for law firms that represent either U.S. clients or multi-national clients with U.S. interests.* It is not intended for the highly experienced international lawyer.

The Academy has attracted many lawyers who have gone on to very prominent positions in their home countries. It provides a forum for those who are among the “best and brightest,” giving them an opportunity to gain practical knowledge and experience about American and international law.

The Academy gives lawyers and judges from outside the United States an opportunity to study American law and international business transactions. The six-week program is business oriented and addresses a wide range of law-related com-

mercial topics. Lecturers are drawn both from the academic community and from private law practice. Participants attend lectures, take part in classroom exercises and work through a mock legal problem.

In 2012, the Academy hosted 68 participants from 30 nations. The 49 annual Academies have attracted participants from 120 countries, including attorneys, judges, law professors, and government officials.

## Academy Fellows and LL.M. Credit:

- Each Academy participant may earn a Certificate of Participation by attending class each day. A second certificate, designating the participant as an Academy Fellow, may be earned by taking and passing a series of short exams during the Academy.
- Academy participants who attend the Academy and pass a subsequent examination, prepared by the law school, may receive 3 hours of credit toward a Master of Laws degree at Southern Methodist University’s Dedman School of Law. To receive credit, a student must also be admitted into the SMU Master of Laws program.

The 49th Academy (2012) had 68 participants from 30 countries across the world.



# Contents

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<a href="#">Introduction</a>	1
<a href="#">Administration</a>	3
<a href="#">About The Center, SWIICL, and the Academy</a>	4
<a href="#">Admission Process</a>	5
<a href="#">Tuition Expenses</a>	6
<a href="#">The Victor Folsom Fellowship</a>	7
<a href="#">Distinguished Alumni: The Robert G. Storey International Award for Leadership</a>	8
<a href="#">Your Arrival in Texas and Your Accommodations</a>	9-13
<a href="#">Visa Information</a>	14
<a href="#">The Dallas Experience</a>	15
<a href="#">Attendance and Certificates</a>	16
<a href="#">Faculty</a>	17
<a href="#">Description of Courses</a>	18-19
<a href="#">Become a Member of the Institute</a>	20
<a href="#">Alumni of the Academy of American and International Law (1964-2012)</a>	21-67
<a href="#">Academy Application</a>	68



Dallas skyline

## **The Center for American and International Law**

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Mark P. Smith, Vice President  
David B. Winn, Vice President  
Stacy Crowe, Director of Finance  
Monica Stome, Director of Meetings

## **Southwestern Institute for International and Comparative Law**

Mark P. Smith, Director and Dean of the Academy  
Steve Singleton, Staff Assistant

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Dick Thurston, Senior VP and General Counsel, TSMC, Hsinchu, Taiwan  
Carlos Velázquez De León, Partner, Basham, Ringe y Correa, S.C., Garza Garcia, Mexico  
*Academy Representatives:*  
Tomás Kubik Orrego, Associate, Guerrero, Olivos, Novoa y Errázuriz Abogados, Santiago, Chile  
Luis Seguel, Associate, Carey y Cía, Santiago, Chile

## About the Center, SWIICL, and the Academy

The Academy is conducted by the **Southwestern Institute for International and Comparative Law** (SWIICL), a division of The Center for American and International Law. The Center, organized in 1947, is recognized as a major national and international forum for continuing legal and professional education.

SWIICL seeks to promote the rule of law in international transactions. With an emphasis on business transactions, the Institute's programs focus on practical issues that confront lawyers, business executives, and policy makers in the international community. Lecturers are drawn not only from

academia but also from the world of international law practice.

The Institute's **Symposium on Global Markets** and its **Academy of American and International Law** are offered annually. The Symposium serves as an important annual forum for lawyers, business leaders, and government officials to learn about developments in international and comparative law. The Symposium facilitates an understanding of the increasingly complex laws and political realities that influence international business relationships. Academy participants attend the Symposium as part of the curriculum.

The Academy uses this spacious amphitheater called "The Courtroom" for its daily classes.



# Admission Process

Admission to the Academy of American and International Law is based upon materials submitted by the applicant and other available data.

**Qualifications** – Applicants must have a college degree and experience in one of the following fields: law, economics, journalism, teaching, or business. They must reside or have domicile outside the United States. Applicants must have substantial ability to read, speak and understand the English language. Instruction is in English.

**Applications** – You may submit the application in any of the following ways:

- 1) Complete the online application, which is available at: [http://www.cailaw.org/forms/academy\\_2013\\_application.html](http://www.cailaw.org/forms/academy_2013_application.html)
- 2) Print out and complete the application at the end of this catalog. Then choose one of these options:
- 3) Send it as an e-mail attachment to [ssingleton@cailaw.org](mailto:ssingleton@cailaw.org)
  - a) Fax it to: 972-244-3401, attn: Steve Singleton.

b) Mail it to:

Admissions Committee  
Academy of American and International Law  
The Center for American and International Law  
5201 Democracy Drive  
Plano, Texas U.S.A. 75024-3561

Please include the following:

- a) The completed signed application form.
- b) A statement in English of ways in which the Academy will benefit you in your professional career.
- c) Two letters of recommendation in English from lawyers, judges, professors or employers. The letters of recommendation should indicate the applicant's qualifications and the significance of participation in the Academy of American and International Law to the applicant's future career.

Your application must be completed in English. All applications should be submitted as early as possible and will receive preferential treatment if received by March 11, 2013. **All applications must be received by April 15, 2013.**

**Notification** – During first week of April, all applicants will be notified by e-mail regarding whether they have been admitted to the Academy. Those who have been admitted will be advised regarding the payment of their tuition and housing arrangements.

← **These 2012 participants are from Bulgaria, Chile, Czech Republic, Mexico, Peru, and Russia.**



## Tuition Expenses

**Tuition** – For members of the Southwestern Institute for International and Comparative Law (SWIICL), participation in the 6-week course is available for a total cost of \$2,500. This includes annual membership dues (\$1,000 for organizations at Associate level, or \$650 for individuals) plus tuition (\$1,500 for Associate members or \$1,850 for individuals). SWIICL membership provides a considerable savings for Academy participants, since Academy tuition for non-members is \$8,000. Annual memberships are renewable yearly. The cost for attending the Academy is reduced or waived for organizations in the upper levels of memberships according to this schedule:

Level	Annual dues	Academy tuition
Sponsoring	\$2,500	\$300 per participant
Supporting	\$5,000	free for 2 participants
Sustaining	\$7,500	free for 3 participants

Those who wish to attend the Academy, or to send someone to the Academy, may join the Institute and may take immediate advantage of the member benefit. **Payment is due prior to the beginning of the Academy**

**Payments** – Make checks or money orders for tuition payable to The Center for American and International Law and mail to: The Center for American and International Law, 5201 Democracy Drive, Plano, Texas, U.S.A. 75024-3561. An alternative, you may pay by credit card or by wiring funds to the Center. For wiring instructions, please contact Ann Lopez at [alopez@cailaw.org](mailto:alopez@cailaw.org).

**Incidental expenses** – In addition, you will have some incidental expenses, including the cost of most meals, doing laundry and dry cleaning, purchase of personal items, and entertainment. On each class day, the cost of lunch is included as a part of your tuition, but you will have to pay for groceries, meals on the weekends, and any purchases you make during the many extra-curricular activities (e.g., refreshments, souvenirs, non-Academy transportation, eating out with other participants, tips, etc.). For the activities in which everyone is expected to participate, the Academy will pay your admission and provide your transportation without charge.



Academy participants from three continents enjoy a law firm reception.

## The Victor Folsom Fellowship

The Center for American and International Law may award one or more annual Victor Folsom fellowships to the Academy of American and International Law. These fellowships include tuition, a double-occupancy room, and a stipend for meals. If a single occupancy room is desired, the participant pays the difference in price. To help ensure diversity within the Academy class, fellowships take into consideration the home country and region of the candidates.



Victor C. Folsom

Victor Folsom and his wife Vicki were long-time supporters of The Center for American and International Law and its Academy of American and

International Law Center. Mr. Folsom chaired the Advisory Board of the Center's Southwestern Institute for International and Comparative Law and lectured for many years in the Academy. He had an opportunity to meet and know many Academy participants and developed friendships around the world. Through the generosity of the Folsoms, the Academy experience will be more readily available to future generations of international lawyers.

Applicants will be evaluated on their career and educational achievements and the diversity they bring to the Academy. The Admissions Committee will select recipients from among the Academy applicants.

**There is no need to apply for this fellowship because every applicant will be considered.**



**The Center for American and International Law  
is the home for the Academy.**



## Distinguished Academy Alumni: The Robert G. Storey International Award for Leadership

Dean Robert G. Storey was the founder and first president of The Center for American and International Law. Among his many roles, Dean Storey was president of the Center, dean of the Southern Methodist University Law School, and president of both the American Bar Association and the Inter-American Bar Association. In recognition of his dedication to peace, justice, and the rule of law in the international community, The Center



Dean Storey

for American and International Law established the Robert G. Storey International Award for Leadership.

The Storey Award is presented to a past participant of the Academy of American and International Law who has exhibited the qualities of leadership and integrity that were embodied in Dean Storey. Since its inception in 1990, the Storey Award has recognized many outstanding alumni of the Academy of American and International Law, as the following list of recipients demonstrates.

### Winners of the Robert G. Storey International Award for Leadership

- **Chief Justice Marcelo B. Fernan** (class of 1974) – the Chief Justice of the Supreme Court of the Philippines
- **Mochtar Kusuma-Atmadja** (class of 1968) – a former Minister of Justice of Indonesia
- **Antonio Brancaccio** (class of 1967) – the Chief Justice of Italy's Supreme Court of Cassation
- **Sergio Abreu** (class of 1980) – the Minister of Foreign Affairs of Uruguay
- **Rene Blattmann** (class of 1980) – the Minister of Justice of Bolivia
- **Raul I. Goco** (class of 1967) – Solicitor General of the Philippines
- **Antonio Cassese** (class of 1970) – President of the U.N. International Criminal Tribunal for the former Yugoslavia
- **Didier Opperti** (class of 1968) – Minister of Foreign Affairs of Uruguay and subsequently President of the United Nations General Assembly
- **Kunio Hamada** (class of 1965) – the first president of the Asia Pacific Bar Association and Associate Justice of the Supreme Court of Japan;
- **The Hon. Santi Thakral** (class of 1973) – former president of the Supreme Court of Thailand
- **Beatriz Merino** (class of 1982) – former Prime Minister of Peru
- **Jose Luis de Salles Freire** (class of 1975) – the founding partner in the Brazilian law firm of Tozzini Freire Advogados
- **Bernard Hanotiau** (class of 1971) – a world renowned arbitrator and a founding member of the Belgium law firm of Hanotiau and van den Berg

# Your Arrival in Texas and Your Accommodations

**Overview** – Arrangements have been made for the 2013 Academy participants to be housed at Hyatt House, located in Addison, Texas, approximately 10 miles from The Center for American and International Law. For more information about the hotel, please see its website at:

<http://addison.house.hyatt.com/hyatt/hotels-addison-house/>

## Every Hyatt House Academy guest will receive:

- A hot, buffet breakfast each morning
- Complimentary beer, wine, and hors d'oeuvres each weekday evening
- Weekly maid service (exchange of towels and trash removal daily)
- Fully-equipped kitchen in your room (refrigerator, stove, sink, and dishwasher)
- On-site swimming pool, spa, sport court, and work-out facility
- Complimentary passes to a local health club
- Transportation in the immediate area (three mile radius)
- Transportation to and from classes each day
- Washers and dryers on site (not complimentary)
- High speed internet access
- Data port and voice mail

Payment for rooms is made directly to Hyatt House. However, **initial hotel arrangements must be handled by the Academy staff.**

**Airport arrival** – All international flights and most domestic flights land at the Dallas/Fort Worth Airport (DFW). One relatively inexpensive form of transportation from the airport to Hyatt House is the “Super Shuttle.” After you arrive at DFW, you may call the “Super Shuttle” at (817) 329-2000 to ask them to pick you up or reach them on their courtesy phone, located in the baggage claim area.

**Academy orientation** – An orientation session for all participants is scheduled for Sunday afternoon, May 19, 2013 at 4:00 p.m. at the Center for American and International Law. It is important to attend the orientation. A reception here at the Center will follow, giving you a chance to meet



↑ International flights arrive at DFW's newest terminal.

your fellow participants and members of the Center staff.

**Housing** – We believe it enhances the Academy experience for all of our participants to live together in one facility. I am pleased to report that we have negotiated a special arrangement for you at Hyatt House. We have reserved a block of suites for Academy participants for the six weeks. We chose an “extended stay” hotel for Academy participants because it offers the most home-like setup with full kitchens and amenities. It also allows for the shared housing that so many of our participants like.

Please note that your suite and incidental bills must be paid to Hyatt House weekly during your stay. You will pay your weekly bill in advance of that week's charge, beginning upon your check-in at Hyatt House.



We strongly urge you to stay at Hyatt House. By staying in the same facility, participants have the opportunity to become better acquainted with one another. This is one of the most important aspects of the Academy experience.

**Reservations must be made through [Steve Singleton](#), who will send you a hotel registration form with your admission letter. Please do not contact Hyatt House directly regarding your reservation.**

Four suite rates are available (Options A – D). Although the hotel manager will try to meet everyone's option requests, **we cannot guarantee that you will get your first choice of options.**

- **Single/Private** (Option A) – **\$119.00** per day per person, plus tax – a private one-bedroom suite, including a living room, a fully equipped kitchen and a bathroom. *NOTE: Only a limited number of rooms are available at this rate, and they will be assigned to the first participants who request them.*
- **Double** (Option B) – **\$83.50** per day, per person, plus tax – a private bedroom and bathroom, plus a living room and fully equipped kitchen shared with one other Academy participant of the same gender. *NOTE: Only a limited number of rooms are available at this rate, and they will be assigned to the first participants who request them.*
- **Trio** (Option C) – One occupant has a private bedroom and private bathroom as part of this trio suite and will share the living room and the fully equipped kitchen. This person will pay a rate of **\$69.00** per day, plus tax.
- **Trio** (Option D) – The other two persons (of the same gender as the first) will share one bedroom (two single beds) and one bath, as well as the living room and kitchen at a rate of **\$59.00** per day, per person, plus tax – *NOTE: Only a limited number of rooms are available at this rate, and they will be assigned to the first participants who request them.*

All Hyatt House suites are fully furnished. The kitchens are equipped with a refrigerator, electric range, dishwasher, microwave, four place settings of tableware, glassware, cutlery, and laundry facilities. In addition, Hyatt House provides complimentary grocery delivery service and high speed internet access. For a fee, guest laundry facilities and dry cleaning services are available.

Occupancy tax is an additional 13% and is subject to change. Participants who stay at Hyatt House for 30 consecutive days are exempt from the occupancy tax.

The hotel computer system will assign your specific suite at the time of your check in at Hyatt House. We cannot provide you with a specific suite number or the name of your suitemate before the date of check in.

**Suitemates** – You will not be asked to share a suite with someone of the opposite gender. If you are traveling to the Academy with a friend and would like to share a suite with that person, be sure to note that information on your Hotel Registration Form.

Your address at Hyatt House will be:

**Hyatt House**  
**4900 Edwin Lewis Drive**  
**Addison, Texas USA 75001**  
**Tel: 972 661 3113 – Fax: 972 661 5010**

**Meals** – The hotel provides a complimentary hot buffet breakfast from 6:30 - 9:30 a.m. Monday through Friday and 7:00-10:00 a.m. Saturday and Sunday. There is a social hour with complimen-



tary evening snacks and drinks Monday through Thursday from 5:30-7:00 p.m.

On each class day, the cost of lunch is included as a part of your tuition., but except for a few special events, meals in the evening and on weekends are not provided by the Center. You may either eat those meals in your suite or eat out at restaurants within walking distance of Hyatt House. Daily meal costs at local restaurants will likely be between \$15 and \$40, depending on where you choose to eat. If you purchase groceries and prepare food in your suite, you can cut your costs considerably.

We will also hold an international food festival at the hotel during the Academy. At that event, all participants are asked to prepare a dish popular

## Catalog for the Academy of American and International Law

in their own countries. Since you have a kitchen in your suite and can prepare meals, you may want to bring certain spices which would be difficult to obtain here in the U.S. However, you should check with Customs before you board the plane with these items.

**Dietary notice** – Some who attend our Academy have personal dietary wishes – for health, ethical, or religious reasons. Most eating places serve a wide variety of food. However, when meeting as a group, we cannot always accommodate dietary preferences.

**Smoking** – All suites at Hyatt House are non-smoking. Smoking is only permitted outside of your suite. Anyone who smokes in their suite is subject to a \$200 fine for each occurrence.

**Recreational facilities** – Hyatt House has a small fitness center, a sport court and an outdoor swimming pool.



**Planned activities** – We are planning a wide variety of group activities for you during your stay in the Dallas area. These include a major league baseball game, a rodeo, a Memorial Day Picnic, and shopping at a local mall. You will receive an activities calendar when you arrive. Participation in these activities is expected.

**Local hosts** – One of the unique dimensions of the “Dallas Experience” is the opportunity to have a local host through the North Texas Council for International Visitors and the Dallas Association of Young Lawyers. Your local host will be available during the Academy and will help acquaint you with the people and culture of Texas.

**Farewell party** – By the way, one of the highlights of the Academy is a farewell party hosted by the participants for their local hosts. It includes a talent show put on by the Academy Class. You may want to bring music or national attire from your home country for this special event.



**Local hosts will help introduce you to the people and culture of Texas..**

**What to wear** – The average high temperature in the Dallas area during the months of June and July is in the high 90s Fahrenheit (34 Celsius and up). You may wear appropriate informal, comfortable clothes (for example, pants or slacks and a shirt or blouse) to the classes. However, the classroom is air-conditioned, and you may wish to have a sweater or jacket with you. Business attire is customary dress for a few activities, such as law firm receptions and the farewell luncheon. You may wish to wear national attire for the class photograph. Bring shorts and tee shirts for lounging around the hotel and pool. And bring your swimsuit.



**Luggage** – Please put your name and Hyatt House’ address on all of your luggage. If luggage is misplaced during your flight, it will then be delivered to the hotel instead of being sent back to your home country.

**Mail and messages** – Participants should pick up their mail at the front desk of Hyatt House. Notices about Academy activities and any personal messages that are received at the offices of The Center for American and International Law will be posted outside the classroom.

**Ground transportation** – For those staying at Hyatt House, the Academy has arranged for bus transportation between Hyatt House and your classes at the Center for American and Interna-

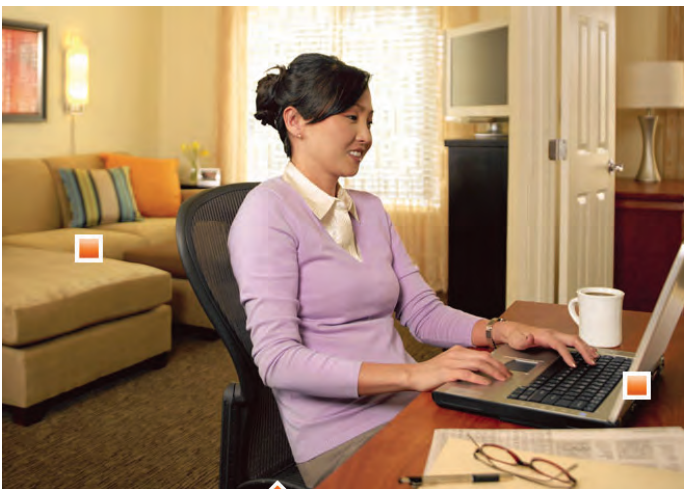
tional Law. Each morning, Monday through Friday, the bus will leave for classes promptly at 8:40 a.m. and will return to Hyatt House after class. If you are delayed past departure time, you must provide your own transportation to class that day.

If you choose to stay somewhere besides Hyatt House, you must provide your own transportation to and from class each class day.

The Academy will also provide free transportation to all official events of the Academy. Often, the bus will depart from and return to Hyatt House. Those not staying at Hyatt House will need to provide their own transportation to and from Hyatt House in order to board the bus for official events.

A courtesy van is available at Hyatt House from 7 a.m. to 7 p.m. Monday through Friday for nearby shopping (within 3 miles of hotel), at no charge. Please notify the desk clerk at least an hour in advance, and remember to give the driver a tip for each trip.

**Car rental** – You may wish to consider renting a car for your stay in Dallas, but you do not need to do so. The main requirements to rent a car are a valid driver's license, a major credit card, and in some cases, a cash deposit. Complimentary parking is available at Hyatt House.



**Telephone and Internet services** – Local calls are available free of charge from your suite at Hyatt House. Please note that long distance calls from your hotel suite to your home country or anywhere else (other than in the immediate Dallas area) are very expensive. You will probably want to purchase a phone card for international calls, which should significantly reduce the rate you pay.

High-speed Internet access is available at Hyatt House for your laptop computer. Each suite has a complimentary hard-wire connection to the Internet, as well as free high-speed wireless Internet access.

Wireless internet service is also available at the Center during class days, and a limited number of desktop computers with Internet connections are available in kiosks at the Center.

**Attending local religious services** – Not all religions of the world have houses of worship in the Dallas area, but many do. We want to assist you with the worship opportunities that are available, and will provide a list of places of worship in your arrival packet. Please feel free to talk with Steve concerning any questions you might have about places of worship, or about transportation to those places. Some of the local hosts will be available to assist you as well.

**Emergency telephone numbers** – You will receive emergency telephone numbers prior to your arrival.

**Cleaning and laundry** – Laundry facilities at Hyatt House are available for you to use for a modest cost. Pickup and delivery services for dry cleaning are also available for a small charge.

**Illness or accident** – The Center for American and International Law does not provide sickness or accident insurance. We do not provide medical care or cover the cost of medical care. In the U.S., health care is not provided free of charge by the government. We urge you to be sure to have adequate access to medical coverage. You may wish to purchase insurance that will cover you for health or accident problems that may arise while you are participating in the Academy. Although we will try to assist you as much as we are able, The Center for American and International Law, the Institute for International and Comparative Law and the Academy assume no responsibility for health, accident or medical-related expenses.

**Prescriptions** – You should bring with you an adequate supply of any prescription medications you are taking. The U.S. pharmacies will not automatically fill a prescription. It is necessary to have your home pharmacy call or fax the information to the U.S. pharmacy. If that cannot be accomplished, it will be necessary for you to make an appointment with a physician, keep the appoint-

## Catalog for the Academy of American and International Law

ment, and have the physician write you a new prescription that you will give to the pharmacy to receive your prescription. This can be very expensive. It is best to bring a six-week supply of any medications you may need.



(<http://www.usps.com>) or call (1-800-275-8777) to determine the weight limit for each country and the services available to ship your package. Each country has its own predetermined weight limit.

**Personal responsibility** – Although we partner with Hyatt House in making arrangements for your housing, you are responsible for all payment arrangements with Hyatt House. They will require that you sign an agreement to be subject to all rules the hotel has established for their business and for the comfort of all guests who stay there. Information about these rules will be made available to you in your information packet upon check-in. Please ask hotel personnel if you don't understand the agreement. We will do everything possible to help make your stay at the Academy, including the hotel, enjoyable. We have limited ability, however, to intervene with the hotel.

**Banking** – It is difficult to locate local banks that convert foreign currencies into U.S. currency. You should have U.S. currency with you when you arrive at the airport. If you have questions concerning money matters, please contact Stacy Crowe, our Director of Finance at the Center for American and International Law, at her e-mail address ([scrowe@cailaw.org](mailto:scrowe@cailaw.org)) or call her office phone at (972) 244-3409.

**Security for valuable possessions** – Hyatt House has a limited number of lockboxes at the front desk that are available for your use. You may store valuables in the lock boxes. There are no security boxes in your suite. There is no charge for lockbox rental.

**Mailing packages to your home country** – The United States Postal Service offers many types of service. In sending packages to your home country, be sure to check with the post office

**Facilitator** – The Academy will have a facilitator on site at the hotel to assist you in a variety of ways, including: welcoming participants upon arrival and orienting them to the hotel and to the city of Addison; maintaining the daily Academy schedule, including trips to and from the Center and to extra-curricular activities; and helping to resolve any issues that arise, such as illness, personal needs, and hotel issues. We encourage you to get to know the facilitator and to consult her with any concern that may arise.

↓ Academy participants visit a Dallas law firm.



## Visa Information

Academy participants should apply to the U.S. Consulate for a B-1 business visitor's visa. Check with the Consulate that has jurisdiction for your place of residence for specific requirements and procedures. It is also important to determine whether the Consulate will require evidence about family members or evidence that the applicant has no prior criminal history.

We understand that now personal interviews are often required and that processing times can be lengthy, given the work load at many Consulates. We recommend that you commence the process early so that you have adequate time to schedule an interview and to receive your visa.

We do not provide legal advice regarding U.S. immigration requirements. We recommend that you consult with an immigration attorney if you have any questions or doubts about requirements and procedures. **It is also important that you understand and communicate to the authorities that you will not be performing any work or receiving any compensation from a U.S. entity while in the United States.**

In our experience, Consulates require evidence of the visa applicant's ties to his/her home country and intention to return to the home country.

Such evidence can consist of deeds to property, contracts for services either to be rendered or received, and letters from relatives or an employer. For example, you might want to submit a letter from your employer that states your name and address, how long you have been employed, that you will be returning to work following the Academy, why the employer supports your attendance at the Academy, and what is likely to be gained by your attendance at the Academy.

If your employer is responsible for the costs of travel to and from the United States, the letter should probably include that fact also. If you are self-employed, the letter should probably explain the nature and size of your business and your ties and obligations to the business and your community. You might describe the Academy program as an extended legal education and business-related conference, and you should indicate what you hope to gain by attending.

Because the Academy is in the nature of an extended continuing legal education conference for foreign attorneys that have previously completed their degree studies, we do not issue a Certificate of Eligibility. You will, however, have a copy of your letter of admission to the Academy.



↑ After farewell ceremonies, Mexican participants pose in front of the Mexican flag.

## The Dallas Experience

Education takes place inside and outside the classroom. A substantial effort is made to introduce Academy participants to the Dallas community. The schedule includes a variety of ex-

tracurricular activities. Our goal is to introduce Academy participants not only to the study of American and international law, but also to the people and culture of the United States.

↓ Attending a real, Texas rodeo, with cowboy hats and all.



↓ Close encounter with a bronze cowpoke on a tour of Dallas.



Participants enjoy attend a professional baseball game.



## Attendance and Certificates

**Attendance at sessions of the Academy is mandatory.** To receive a certificate of participation, participants may miss no more than a total of one day of class, unless the absence is due to documented illness or unless approval is obtained from the Dean of the Academy in advance. In addition, a requirement for successful completion is attendance at the Farewell Luncheon on June 28.

Participants who miss more than a total of three days of class will be dismissed from the Academy unless the absence is due to documented illness or unless approval is obtained from the Dean.

A second certificate will also be available to

participants who successfully complete exams related to courses of study at the Academy. Those who receive these certificates will be known as Academy Fellows.

Please note that the Academy begins with an afternoon Orientation Session on Sunday, May 19, and concludes with the Farewell Luncheon on Friday, June 28. Attendance at the Orientation is required. **Participants must plan their schedules so that they arrive in time to attend the 4:00 p.m. Orientation Session on May 19 and depart after the conclusion of the Farewell Luncheon on June 28. No departing flight should be scheduled before Friday at 5:00 pm.**



The 49th Academy (2012) gathers for a farewell photo on their last day together.

## Among the Faculty

**Eileen F. Babbitt** (Negotiations/Mediation) is a Professor of International Conflict Management Practice and Director of the International Negotiation and Conflict Resolution Program at the Fletcher School of Law and Diplomacy in Medford, Massachusetts. She is also a Faculty Associate at the Program on Negotiation at the Harvard Law School. Prof. Babbitt is coauthor of *Human Rights and Conflict Resolution in Context: Colombia, Sierra Leone, and Northern Ireland* (Syracuse University, 2009).



**Jack J. Coe, Jr.** (International Commercial Arbitration) is a professor at Pepperdine University School of Law. He is a specialist in private international law and has chaired the Academic Council of the Institute for Transnational Arbitration. He is an arbitrator listed on the panel of the International Centre for Dispute Resolution (AAA) and has been a chair of the Disputes Division of the ABA International Law Section.



**Charles B. Doleac** (Legal Ethics and Professional Responsibility) is a partner in the Portsmouth, New Hampshire law firm of Boynton, Waldron, Doleac, Woodman & Scott, and a court-appointed mediator for the New Hampshire Superior Courts. He is a past recipient of a National Endowment of the Humanities Professions Fellowship to study the role of the legal profession. He is certified by the Josephson Institute's applied ethics program, and has developed and moderated applied ethics programs for lawyers, court-appointed mediators, and law enforcement professionals in the United States and Canada.



**Bryan A. Garner** (Legal Writing), the editor-in-chief of Black's Law Dictionary, is a lawyer, lexicographer, and teacher whose writings about English usage and style include *Garner's Modern American Usage* and *Elements of Legal Style*. He has coauthored two books with Justice Antonin Scalia: *Making Your Case: The Art of Persuading Judges* (2008) and *Reading Law: The Interpretation of Legal Texts* (2012). He is Distinguished Research Professor of Law at Southern Methodist University Law School.



**Charles H. Gustafson** (International Tax Law) is Professor of Law at the Georgetown University Law Center in Washington, D.C. He teaches public international law, international trade and investment, and federal taxation. He is a coauthor of several casebooks on federal income taxation, including *Taxation of International Transactions* (West, 1997).



**Susan L. Karamanian** (Introduction to the U.S. Justice System; U.S. Constitutional Law, and Common Law vs. Civil Law) is Associate Dean for International and Comparative Legal Studies and Professorial Lecturer in Law at the George Washington University Law School in Washington, D.C. She is a former Rhodes Scholar. Her writings include a chapter in *Hierarchy in International Law: The Place of Human Rights* (Oxford, 2012).



**Stanley Siegel** (Business Organizations and Legal Accounting) is Professor of Law, Emeritus, at New York University School of Law. He is one of the first in the U.S. to teach a law school course in Corporate Finance. His courses cover economics, finance, and accounting for lawyers. He has authored or coauthored six books, most recently *International Accounting Standards for Non-public Enterprises* (in English and German, 2007). He is widely considered to be one of the best law school teachers in the United States.



**Stephen T. Zamora** (International Litigation in U.S. Courts) is a professor of law at the University of Houston Law Center, Houston, Texas, where he is Director of the Center for U.S. and Mexican Law. He is also Director of the North American Consortium on Legal Education. He is the lead author of the book *Mexican Law* (Oxford, 2004), and has authored numerous articles and book chapters on international economic law, international banking law, international trade law (NAFTA), international monetary law, and Mexican law.



# Description of Courses

**An Introduction to the U.S. Legal System** – This course examines the pillars of the U.S. legal system with a special focus on the Constitution, the role of and the relationship between the federal courts and state courts, federalism, and the common law. The differences between common law and civil law jurisdictions are also considered. The structure of the U.S. legal system and the role of the system's various actors are identified and analyzed. Consideration is also given to legal reasoning and the manner in which U.S. courts apply legal precedent.

**Business Organizations** – This course explores major forms of business organizations, including multinational enterprises, their advantages and disadvantages, tax implications, general procedures for formation, financing, control, operation, and dissolution; and provides an overview of laws regulating business enterprises, including state, federal, and international regulatory agencies. We also discuss securities regulation, stock markets, and trading.

**Constitutional Law of the U.S.** – This course touches on the doctrine of constitutional supremacy and judicial review; the doctrine of separation of powers, including discussion of the organization, functioning, and powers of the three branches of the federal government; relationships between federal and state governments; interstate commerce; due process of law; substantive civil and political rights.

**Contract Law** – This course provides an introduction to the case and statute law of contract in the United States, including some comparison with doctrinal concepts and classifications in civil law countries; discussion of the relationship of contract and tort law in areas such as products liability, and survey of basic problems of drafting contracts in a foreign legal language.

**Employment Law** – This course discusses the legal regulation of work and the workplace in a union and non-union environment. It touches on employee rights against unjust dismissal, invasion of privacy, and government regulations of the workplace.

**Intellectual Property Law** – This course provides an overview of intellectual property law, including basic principles of patent copyright, trademark, and trade secret protection.

**International Business Transactions** – This course provides an examination of the principal forms of transacting international business, including international sales contracts, distributorships and representation agreements, technology transfers, direct foreign investments, and joint ventures. The course considers the international, national, and contractual legal aspects of these types of transactions, including such matters as relevant treaties, applicable national laws and regulations, international payment methods, currency clauses, dispute settlement, sovereign immunity, and options for structuring the transactions themselves.

**International Commercial Arbitration** – In-house counsel and outside firms that counsel multinational enterprises cannot afford to overlook the risks presented by disputes for which the parties have not properly planned. Such disputes are costly, time-

consuming, and can divert management from the company's core activities. In the international realm, arbitration is the preferred method of dispute resolution. A properly crafted arbitration clause can keep businesses out of foreign courts, can ensure that expert decision-makers will be entrusted with any disputes that arise, and can produce results that are globally enforceable. This course considers the principal doctrines, sources of law, procedural features, and drafting techniques that promote successful international arbitrations.

**International Litigation in U.S. Courts** – This course provides an introduction to conflicts of law principles (private international law) followed by U.S. courts, including discussion of the following: jurisdiction to prescribe applicable law; jurisdiction to adjudicate jurisdiction over the subject matter and over the parties judicial abstention doctrines, such as *forum non conveniens* and the Act of State Doctrine; application of the *Foreign Sovereign Immunities Act*; recognition of foreign judgments; and the application in the United States of international conventions on service of process and on the taking of evidence abroad.

**International Tax Law** – The profits from transactions involving international trade and investment are almost always subject to potential income taxation by at least two countries. While everyone does not have the time and inclination to become a tax specialist, no one involved in the negotiation, structuring or implementation of international transactions can afford to be unaware of at least the principal considerations that attend the taxation of those transactions. This course provides an introduction to the methods used by the United States and other governments to tax the income of international transactions (trade, investment and labor), consider the economic and political implications of different approaches to international taxation, and explore some of the techniques that have been developed to mitigate tax burdens on income derived from such transactions.

**Legal Accounting** – This course is an introduction to the basic concepts of accounting and financial disclosure, based on U.S. and international reporting standards. It will examine each of the three components of the principal financial statements: the Balance Sheet (Statement of Financial Position), Statement of Income, and Statement of Cash Flows. The course will also include an overview of the process of auditing financial statements, an explanation of an auditor's report and associated disclosures, and what to look for in Management's Discussion and Analysis.

**Legal Writing & Drafting** – This class helps students to improve their editorial and writing skills. It targets students who are already competent writers, but it requires no in-depth knowledge of grammar or rhetoric. The course covers issue-framing, readability, and writing efficiently.

**Mock Trial** – This simulation features a sitting judge and practicing lawyers, with participants serving as either witnesses or members of the jury. Following the verdict, the judge and lawyers conduct a discussion with participants.

## Catalog for the Academy of American and International Law

**Negotiations** – This course explores the processes, rather than specific substantive issues, of international negotiation. Using exercises and simulations, it examines the strategies available to a negotiator and focuses on special characteristics of negotiation in the international setting such as the roles of culture and power. It also covers international mediation and the special problems of multilateral negotiation.

**Professional Responsibility & Legal Ethics** – This course looks into the different roles played by lawyers—advisor, negotiator, mediator, and advocate. Particular attention is given to the U.S. adversarial legal system. The course considers duties to clients, the courts, the government, adverse parties, opposing lawyers and the overall legal system. Participants are asked to apply their own countries ethical codes and traditional professional values in group discussions that provide a rich exploration of international differences in the roles of lawyers and their ethical codes and professional values.



↑ **Extra-curricular activities create opportunities for participants to form close personal relationships that become strategic alliances and business contacts after they return to their home countries.**

← **Academy participants serve as jurors during the mock trial. Other participants serve as witnesses. After the “trial” is over, participants have the opportunity to ask questions of the judge as well as the counsel for the defendant and for the plaintiff.**

# Become a Member of the Institute

**What is the Institute?** Founded in 1963, the Southwestern Institute for International and Comparative Law is an international forum for continuing legal education. It sponsors the Academy of American and International Law and the Symposium on Global Markets. Through its Advisory Board, the Institute also provides a valuable network, giving leading international lawyers an opportunity to meet and exchange ideas.

**Why should you become a member?** Because the benefits are outstanding. There are various levels of membership. Institutions may join for as little as \$1,000 a year. For a \$1,000 Associate Membership, you may: 1) send someone to the six-week Academy of American and International Law at a tuition rate of \$1,500; 2) appoint a representative and a deputy representative to the Institute's

Advisory Board, which meets annually and gives Advisory Board members the opportunity to exchange ideas with experienced colleagues on topics of mutual interest; and 3) send your Advisory Board members and two other participants tuition-free to the annual Symposium.

You also receive a discount to any new programs sponsored by the Institute, including programs on international corporate compliance.

**You may join now** and immediately take advantage of member benefits. Here is the [online application](#). We encourage you to send someone to the 2013 Academy, which is described in greater detail in this brochure, and to appoint a representative to the Institute's Advisory Board. The annual Advisory Board meeting and the Symposium take place in June 2013. We hope to see you then.



↑ The Symposium on Global Markets is an annual event that attracts lawyers from all over the world. Academy participants sometimes make presentations concerning their countries' practices.

# ALUMNI OF THE ACADEMY OF AMERICAN AND INTERNATIONAL LAW 1964 – 2012

## Country Index

[A](#) [B](#) [C](#) [D](#) [E](#) [F](#) [G](#) [H](#) [I](#) [J](#) [K](#) [L](#) [M](#) [N](#) [O](#) [P](#) [Q](#) [R](#) [S](#) [T](#) [U](#) [V](#) [W](#) [X](#) [Y](#) [Z](#)

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### ALBANIA

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### ARGENTINA

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 Horacio de AZEVEDO, Attorney and Instructor, School of Law University of Buenos Aires (1969) Buenos Aires  
 Gonzalo BALLESTER, Estudio O'Farrell (2002) Buenos Aires  
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## Catalog for the Academy of American and International Law

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## Catalog for the Academy of American and International Law

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## Catalog for the Academy of American and International Law

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