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The changes I review also support my argument that transnational litigation is different from domestic litigation in four distinct ways: (1) it involves widely different laws of other nations; (2) most attorneys, judges, and law reformers lack Page 4/20

(adequate) knowledge about differences in those laws; (3) a limited number of transnational actors do possess such knowledge and thus have effective access to foreign litigation systems, legislatures, and executives; and (4) transnational litigation ...

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Canadian law provides the perspective of a contrasting common law jurisdiction to the U.S. and thus enables students to appreciate features of U.S. law that are truly exceptional. The Japanese cases and materials are intended to introduce the relevant rules and practices related to transnational litigation in a highly developed and relatively typical civil law jurisdiction. Japan is also one of the most significant U.S. trading partners and Japanese firms are among the most frequent parties in transnational litigation in the U.S. The European Union adds a dimension of equal significance as a regional system with binding rules on transnational litigation for all member states, which include the civil law jurisdictions of continental Europe as well as the common law systems of the United Kingdom and Ireland. The eBook versions of this title feature links to Lexis Advance

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This title identifies and explores recurring Page 13/20

problems caused by private cross-border disputes, while presenting the solutions that appear to be emerging, whether in the form of legislation, case law, treaty or Restatement enumeration. It covers personal and subject matter jurisdiction, parallel litigation, choice of forum, choice of law, extraterritorial discovery, extraterritorial provisional relief, recognition of foreign judgments, pleading, and proof of foreign law. International arbitration is also dealt with. with special emphasis on the role of courts in enforcing international arbitration agreements and effectuating international arbitral awards.

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beginning of each chapter to introduce the fundamental issue; the hypotheticals raise questions that are diagnostic rather than prescriptive, leading to many "right" answers \*Accommodates different types of courses--professors who employ a less theoretical approach can use the hypotheticals to ground class discussions \*Considers issues unique to arbitration as they arise in connection with the various topics studied

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including: lifetime access to the online ebook with highlight, annotation, and search capabilities, plus an outline tool and other helpful resources. Transnational Law and Practice emphasizes the knowledge and skills that students need to solve the real-world transnational legal problems they are likely to encounter as lawyers in today s globalized world regardless of their field of practice and regardless of whether they are interested in international law as such. The casebook covers public international law and international courts; but unlike traditional international law casebooks, it urges students not to be llinternational law-centric or □international court-centric □ and gives them the resources to learn how to use national law and national courts, and private norms and alternative dispute resolution methods, to solve transnational legal problems on behalf of their clients.

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