



The Academy has welcomed participants from 121 countries.

57th Academy of American and International Law

2022
May 29-July 1

The Center for American and International Law
Plano, Texas, USA

REGISTER NOW
cailaw.org/iicl

EVENT HIGHLIGHTS

- » Learn practical lessons from top legal scholars and practitioners
- » Form international alliances that last a lifetime
- » Interact with participants from all over the world in a multi-cultural environment
- » Return better able to represent the interests of clients
- » Sharpen English-language skills

A hands-on introduction to the U.S. legal system and international business law



ABOUT THE ACADEMY

Overview of Courses (Subject to Change)

International Business Transactions

Business Organizations

Human Rights and Business

Intellectual Property Law

Bankruptcy

Data Privacy & Cyber Breaches

Mergers and Acquisitions

International Compliance Law

International Litigation in U.S. Courts

International Arbitration

Legal Writing in Plain English

Introduction to the U.S. Legal System

Taxation of International Transactions

Securities Regulation

Negotiations

Mock Trial – Conducting a Civil Trial in U.S. Courts

Professional Responsibility and Legal Ethics

The Academy is a five-week business-oriented course of study that addresses a wide range of law-related commercial topics. It gives lawyers and judges from outside the United States an opportunity to study American law and international business transactions.

The program is particularly valuable for those who work for multi-national corporations or law firms that represent either U.S. clients or multi-national clients with U.S. interests.

The interactive curriculum includes lectures, small group discussions, a mock trial, writing exercises, a mock law firm problem, and more.

Since 1964, more than 3,300 participants from 121 countries have taken part in the Academy.

Past attendees have gone on to become managing partners of their law firms and general counsels of major international companies. Past attendees have also advanced to positions such as Prime Minister of Peru, President of the General Assembly of the United Nations and Chief Justice of the Philippines. Many have played prominent roles in the international legal community.



Academy Class of 2019

AMONG THE FACULTY



EVELYN ASWAD is a Professor of Law and the Herman G. Kaiser Chair in International Law at the University of Oklahoma College of Law. She is also the Director of the Center for International Business and Human Rights. Her scholarship focuses on the intersection of international human rights law, corporate responsibility standards, and freedom of expression. She is a recipient of the David Ross Boyd Professorship, which is one of the university's highest honors.



CHARLES H. GUSTAFSON is Professor of Law and former Associate Dean for International and Graduate Programs at the Georgetown University Law Center in Washington, D.C.. Professor Gustafson is co-author of several casebooks on federal income taxation, including *Taxation of International Transactions*.



DONALD EARL CHILDRESS III is a professor at Pepperdine University Caruso School of Law. He was Editor in Chief of the Duke Law Journal and practiced law in Washington, D.C. with the firm of Jones Day. Professor Childress is the co-author of *Transnational Law and Practice*, and author of *The Role of Ethics in International Law*.



SUSAN L. KARAMANIAN is Dean of the law school at Hamad Bin Khalifa University in Qatar. She is a former Associate Dean for International and Comparative Legal Studies and Professional Lecturer in Law at the George Washington University Law School in Washington, D.C.. She is also a former Vice President of the American Society of International Law.



JACK J. COE, JR. is a professor at Pepperdine University Caruso School of Law. He has chaired the Academic Council of the Institute for Transnational Arbitration. Professor Coe is a reporter for the Restatement of the U.S. Law of International Commercial Arbitration. He authored *International Commercial Arbitration: American Principles and Practice in a Global Context*, and has co-authored and co-edited two other books.



ELIZABETH MCCLINTOCK is an Adjunct Lecturer at the Johns Hopkins University School of Advanced International Studies, an Adjunct Associate Professor of International Negotiation at The Fletcher School, Tufts University, and the Executive Director of the Bridgeway Group. Professor McClintock has over 25 years of experience offering negotiation advice to parties in conflict, consulting on international mediation efforts, developing curricula, designing training, and implementing programming in negotiation, mediation, communication, conflict management, and leadership development worldwide. Her work is focused in conflict and post-conflict environments, with both public and private sector organizations.



JENS CHRISTIAN DAMMANN is a professor at The University of Texas School of Law. His main fields of research are corporate law and European Union law. He has published two books as well as articles in leading law reviews and peer-reviewed journals. While his main focus is on U.S. law, he has authored various publications on European Union law and German law. His work on German consumer protection law has been cited in numerous decisions by the German Bundesgerichtshof, the highest German court in civil law matters.



TIMOTHY MEYER is a Professor of Law and Director of the International Legal Studies Program at Vanderbilt University Law School. Professor Meyer co-authored a book on international soft law with Andrew Guzman and previously practiced at the Office of the Legal Adviser, U.S. Department of State. While there, he represented the United States in commercial arbitrations and real property transactions around the world, as well as in negotiations with foreign governments on diplomatic law issues.



BRYAN A. GARNER is the editor in chief of *Black's Law Dictionary*. His books include *Garner's Modern American Usage* and *Elements of Legal Style*. He has co-authored two books with former U.S. Supreme Court Justice Antonin Scalia: *Making Your Case: The Art of Persuading Judges* and *Reading Law: The Interpretation of Legal Texts*. Professor Garner is also a Distinguished Research Professor of Law at Southern Methodist University's Dedman School of Law.

WEEK ONE

Sunday, May 29 Orientation and Reception

An introduction to the Academy and the 2022 participants

Monday, May 30 Introduction to American Legal Process

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. Common law and civil law traditions are compared and contrasted. Consideration is also given to legal reasoning and the manner in which U.S. courts apply legal precedent.

- **Dean Susan Karamanian**, College of Law, Hamad Bin Khalifa University

Tuesday, May 31

9:00 am - 12:00 pm Introduction to American Legal Process, cont.

1:00 pm - 4:00 pm Judicial Roundtable

The American justice system from the perspective of a panel of state and federal judges.

Moderator: **Dean Susan Karamanian**, College of Law, Hamad Bin Khalifa University

Panelists:

- **Hon. Gregg Costa**, United States Court of Appeals for the Fifth Circuit
- **Hon. Jennifer Edgeworth**, 219th District Court of Collin County, Texas
- **Hon. S. Maurice Hicks, Jr.**, United States District Court for the Western District of Louisiana

Wednesday, June 1 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 such transactions. Consideration will be given to relevant treaties, applicable national laws and regulations, international payment methods, currency clauses, dispute settlement, sovereign immunity, and options for structuring the transactions themselves.

- **Professor Timothy Meyer**, Vanderbilt University Law School

Thursday, June 2 International Business Transactions, cont.

Friday, June 3 International Business Transactions, cont. & Course Exam

Optional course exam for participants wishing to become an Academy Fellow.

Saturday, June 4 Fort Worth Day

A day trip to tour Fort Worth, Texas including:

- Visit to the Fort Worth Museum District, including a visit to the National Cowgirl Museum
- Visit to the Fort Worth Stockyards

WEEK TWO

Monday, June 6 International Negotiations

This course develops a foundational knowledge of negotiation strategy. It identifies the differences between traditional “positional bargaining” and an integrative, collaborative approach. The negotiation framework offers participants guidance on how to systematically approach negotiation preparation, conduct, and review. Through the use of case studies, real-time examples, and simulations, the course will illustrate how to maximize value at the table, demonstrate how to manage partisan perceptions, and explore how to balance the key communication skills of inquiry and advocacy.

- **Professor Elizabeth McClintock**, John Hopkins University School of Advanced International Studies and The Fletcher School, Tufts University

Tuesday, June 7 International Negotiations, cont.

Wednesday, June 8 Introduction to Law Firm Problem

The class will be organized into small law firms. Each firm is assigned an international compliance problem, and is asked to develop a written and oral response to the problem. Mr. Pickelner will introduce the problem and discuss the relevance of the Foreign Corrupt Practices Act. The oral responses are presented to the class on June 17.

- **Daniel B. Pickelner**, Wood Mackenzie

FCPA/Compliance Course

This course examines the importance of compliance issues in international transactions with a focus on what is compliance. Special attention will also be given to anti-bribery and corruption in the U.S. Foreign Corrupt Practices Act.

- **Daniel B. Pickelner**, Wood Mackenzie

Evening Event at TopGolf

Enjoy an evening at TopGolf, a sports entertainment complex that features fun golf games for beginners and experienced golfers in an engaging social setting.

Thursday, June 9 International Litigation in US Courts

This course provides an introduction to conflict of laws principles (private international law) followed by U.S. courts. Topics discussed include: jurisdiction to prescribe applicable law; jurisdiction to adjudicate over the subject matter and the parties; *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 the taking of evidence abroad.

- **Professor Donald Earl Childress III**, Pepperdine University Caruso School of Law

Friday, June 10 International Litigation in US Courts (cont.) & Course Exam

Optional course exam for participants wishing to become an Academy Fellow.

WEEK THREE

Monday, June 13 Legal Writing in Plain English

This class focuses on editorial and writing skills. It targets students who are already competent writers, and covers the subjects of issue-framing, readability, and writing efficiently.

- **Bryan Garner**, LawProse Inc.

SCHEDULE

Tuesday, June 14 Business Organizations

This course explores major forms of business organizations, including multinational enterprises. It discusses their advantages and disadvantages, tax implications, general procedures for formation, financing, control, operation, and dissolution; and provides an overview of state, federal and international laws regulating business enterprises. The course also discusses securities regulation, stock markets, trading, and mergers and acquisitions.

- **Professor Jens Christian Dammann**, The University of Texas at Austin School of Law

Wednesday, June 15 Business Organizations, cont.

Evening Event at a Frisco RoughRiders Baseball Game

Spend an evening experiencing “America’s favorite pastime” while the Frisco RoughRiders face off against the Midland RockHounds.

Thursday, June 16 Business Organizations, cont.

Friday, June 17

9:00 am - 12:00 pm Law Firm Problem: Presentations

Class members will present their solutions to the law firm problem to a panel of experienced international lawyers from the U.S.

- **Mark Michels**, Santa Clara University School of Law
- **Daniel B. Pickelner**, Wood Mackenzie

1:00 pm - 4:00 pm Cyber Breach Workshop

This “issue spotting” simulation exercise will allow class members to assume corporate leadership roles designed to put them in their client’s shoes during the simulation. Through a series of escalating scenarios, participants will gain insights that should help them to respond to or advise their clients more effectively when faced with a ransomware demand, cyber-breach, a privacy incident, and related litigation.

Facilitators:

- **Mark Michels**, Santa Clara University School of Law

WEEK FOUR

Monday, June 20 Arbitration

This course highlights principal doctrines, sources of law, procedural features, and drafting techniques that promote successful international arbitrations.

In-house counsel and outside firms that counsel multinational enterprises cannot afford to overlook the risks presented by disputes which can be 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.

- **Professor Jack J. Coe, Jr.**, Pepperdine University Caruso School of Law

SCHEDULE

Tuesday, June 21 Regulating Environmental Impacts

This session will introduce students to US environmental and property law and how the US addresses environmental impacts. To do so, it will first cover who are the key actors and the basics of the administrative procedure, as well as the regulatory toolkit used. Second, it will cover: a) pollution control (air, water, and soil pollution, as well as, waste management) management; b) ecosystem management; and c) environmental impact analysis. All these regulatory areas can have a huge impact when developing any business project in the US. Next, this session will also introduce land use controls via the judiciary (nuisance), private parties (servitudes), and public government (zoning and eminent domain). Land use control is important for real estate businesses but can also have an impact on environmental impacts.

- **Professor Vanessa Casado Pérez**, Texas A&M University School of Law

Wednesday, June 22 Business & Human Rights

The Business & Human Rights (BHR) session will examine international frameworks that set forth standards for how companies should respect human rights in their operations. In particular, the session will focus on the UN Guiding Principles on Business & Human Rights as well as the OECD Guidelines for Multinational Enterprises. Key multistakeholder BHR initiatives, such as the Global Network Initiative and the Voluntary Principles on Security & Human Rights, will be discussed. In addition, a variety of attempts involving governmental regulation will also be covered.

- **Professor Evelyn Aswad**, College of Law, The University of Oklahoma

Thursday, June 23 Courtroom Visit in the 219th District Court of Collin County, Texas

The class will observe proceedings in a Texas state trial court presided over by the Honorable Jennifer Edgeworth.

Friday, June 24 International Bankruptcy Workshop

Using a case study and facilitated small groups, this session will provide an overview of Bankruptcy Chapter 15 (a U.S. Statute covering international bankruptcies), jurisdiction and venue for Chapter 15 cases, and foreign main versus foreign non-main proceedings. The workshop is designed for the Academy and is facilitated by U.S. federal bankruptcy judges and lawyers.

- **The Hon. John C. Ford** American Inn of Court

WEEK FIVE

Monday, June 27 Symposium

Tuesday, June 28 International Tax

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.

- **Professor Charles H. Gustafson**, Georgetown University Law Center

Wednesday, June 29 Mock Trial

All Academy participants will serve either as witnesses or jurors in the trial. The proceedings will include jury selection, opening and closing statements, the examination and cross-examination of witnesses, and jury deliberations.

SCHEDULE

Thursday, June 30

9:00 am - 12:00 pm Contracts and Contract Drafting

This course examines the legal principles and doctrines relating to contract law, including a focus on drafting contracts, agreement, and similar documents for commercial/business purposes.

- **Professor Harry W. Sullivan, Jr.**, Texas A&M University School of Law

1:00 pm - 4:00 pm Legal Ethics and Professional Responsibility

This course explores the different roles played by lawyers – advisor, negotiator, mediator, and advocate. Particular attention is given to the U.S. adversarial legal system and differences between that system and the legal traditions of other countries. The course considers duties to clients, the courts, the government, adverse parties, opposing lawyers, and the overall legal system.

- **Barbara B. DePeña**, Beck Redden LLP
- **Geoff Gannaway**, Beck Redden LLP

Friday, July 1 Academy Review Session

Farewell Luncheon and Presentation of Certificates.

REGISTRATION

57TH ANNUAL ACADEMY OF AMERICAN AND INTERNATIONAL LAW

May 29 - July 1, 2022

The Center for American and International Law • Plano, Texas, USA

Academy tuition includes classroom instruction, lunches each class day, a variety of field trips and extra-curricular activities. Travel, hotel, and other meals are not included.

Members of the Southwestern Institute for International and Comparative Law (SWIICL) receive a substantial discount for Academy tuition:

| CURRENT SWIICL MEMBERS | TUITION FOR 1ST PARTICIPANT | FOR 2ND PARTICIPANT | OTHERS |
|------------------------|-----------------------------|---------------------|---------|
| Sustaining Member | \$0 | \$0 | \$2,000 |
| Supporting Member | \$0 | \$2,000 | \$2,000 |
| Sponsoring Member | \$1,300 | \$2,500 | \$2,500 |
| Associate Member | \$2,500 | \$2,500 | \$2,500 |

If you or your organization are not current members of SWIICL, you may become a member and apply these discounts immediately:

| LEVEL OF SWIICL MEMBERSHIP | ANNUAL DUES | | ACADEMY TUITION | TOTAL |
|----------------------------|-------------|------|-----------------|---------|
| Sustaining Member | \$7,500 | plus | \$0 | \$7,500 |
| Supporting Member | \$5,000 | plus | \$0 | \$5,000 |
| Sponsoring Member | \$2,500 | plus | \$1,300 | \$3,800 |
| Associate Member | \$1,000 | plus | \$2,500 | \$3,500 |

If you are not a SWIICL member, Academy tuition is \$3,500.

Limited Financial Aid is available. After completing our online registration form, please send details about your financial needs to bwhite@cailaw.org for consideration. Applicants will be evaluated on their career, educational achievements, diversity they bring to the Academy, and financial situation.

How to Apply: Complete the online registration form. Please remember to include the following with your online registration: Your current resume and a recent photograph. All applicants will be notified by email regarding their admission to the Academy. Those who have been admitted will be advised regarding the payment of their tuition and housing arrangements.

MEMBER BENEFITS

Sustaining Member – \$7,500 annual dues

- Send two people tuition-free to the Academy
- Name eight people to the Advisory Board (two under 40 years of age)
- Send an unlimited number of people tuition-free to the annual Symposium

Supporting Member – \$5,000 annual dues

- Send one person tuition-free to the Academy
- Name six people to the Advisory Board (two under 40 years of age)
- Send eight people plus Advisory Board members tuition-free to the annual Symposium

Sponsoring Member – \$2,500 annual dues

- Send one person to the Academy by paying an additional \$1,300 for tuition
- Name three people to the Advisory Board (one under 40 years of age)
- Send four people plus Advisory Board members tuition-free to the annual Symposium

Associate Member – \$1,000 annual dues

- Send one person to the Academy by paying an additional \$2,500 for tuition
- Name one person to the Advisory Board
- Send two people plus the Advisory Board member tuition-free to the annual Symposium

Individual Member – \$200 annual dues

- Become a member of the Advisory Board
- Attend the Symposium tuition-free

Academy Alumni Member – \$150 annual dues

- Must be a former Academy participant
- Become a member of the Advisory Board
- Attend the Symposium tuition-free



Southwestern Institute for
**INTERNATIONAL AND
COMPARATIVE LAW**

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Southwestern Institute for International and Comparative Law
The Center for American and International Law
5201 Democracy Drive
Plano, TX USA 75024



SWIICL is an Institute of
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