

TULANE JOURNAL OF INTERNATIONAL AND COMPARATIVE LAW

VOLUME 10

SPRING 2002

CONTENTS

FOREWORD*Micah D. Nesson* 1

ARTICLES

CLASS ACTION JUDGMENT
ENFORCEMENT IN ITALY: PROCEDURAL
“DUE PROCESS” REQUIREMENTS *Richard H. Dreyfuss* 5

EXTRADITION AND ARTICLE III:
A HISTORICAL EXAMINATION OF
THE “JUDICIAL POWER OF THE
UNITED STATES” *Christopher D. Man* 37

THE CONTINUED DUMPING AND
SUBSIDY OFFSET ACT (BYRD
AMENDMENT): A DEFEAT BEFORE THE
WTO MAY CONSTITUTE AN OVERALL
VICTORY FOR U.S. TRADE *Hale E. Sheppard* 121

REPARATION FOR VICTIMS OF
GRAVE HUMAN RIGHTS VIOLATIONS *Christian Tomuschat* 157

CUMULATIVE CONVICTIONS BASED
ON THE SAME ACTS UNDER THE
STATUTE OF THE I.C.T.Y. *Nisha Valabhji* 185

UNITED NATIONS CONVENTION ON ASSIGNMENT OF RECEIVABLES IN INTERNATIONAL TRADE AND UNCITRAL MODEL LAW ON ELECTRONIC SIGNATURES

UNITED NATIONS CONVENTION ON THE ASSIGNMENT OF RECEIVABLES IN INTERNATIONAL TRADE..... 203

UNCITRAL MODEL LAW ON ELECTRONIC SIGNATURES..... 233

INTERNATIONAL LAW AND TECHNOLOGY

U.S. JURISDICTIONAL RULES OF ADJUDICATION OVER BUSINESS CONDUCTED VIA THE INTERNET—GUIDELINES AND A CHECKLIST FOR THE E-COMMERCE MERCHANT..... *Warren B. Chik* 243

COMMENTS

REACHING REGIONAL CONSENSUS: EXAMINING UNITED STATES NATIVE AMERICAN PROPERTY RIGHTS IN LIGHT OF RECENT INTERNATIONAL DEVELOPMENTS *Kirsten M. Hetzel* 307

UNBALANCING THE TERRORISTS' CHECKBOOK: ANALYSIS OF U.S. POLICY IN ITS ECONOMIC WAR ON INTERNATIONAL TERRORISM *Rudolph Lehrer* 333

THE TRADE AND ENVIRONMENT DEBATE..... *Tanyarat Mungkalarungsi* 361

RECENT DEVELOPMENTS

UNITED STATES OF AMERICA V. USAMA BIN LADEN: DISTRICT COURT EXTENDS APPLICATION OF FOREIGN INTELLIGENCE EXCEPTION..... Daniel Angel 387

RECOGNITION OF THE IMPORTANCE OF INTERNATIONAL TRADE: “SAVE VENICE” FROM A GEOGRAPHIC INDICATION TRADEMARK VIOLATION*Melissa Elwyn 411*

REEMERGENCE OF THE ZSCHERNIG DOCTRINES AND THE FOREIGN AFFAIRS POWER AS A LIMIT ON A STATE’S POWER TO ACT: *IN RE WORLD WAR II ERA JAPANESE FORCED LABOR.....Todd Jascott 423*

S. v. MAMABOLO: POST-TRIAL SPEECH IN POST-APARTHEID SOUTH AFRICA..... Rahsaan J. Tilford 445

INDEX

TABLE OF CASES DISCUSSED 463
SUBJECT INDEX 467