

THE YEAR IN REVIEW

SPRING 2014

Volume 48

CONTENTS

International Legal Developments Year in Review: 2013

Introduction.....	Cindy Galway Buys Kim D. Chanbonpin and Mark E. Wojcik	1
-------------------	--	---

Business Regulation

Customs Law	Gabriel Arriaga Callejas Daniel Connors Shane T. Devins Brandi B. Frederick Christine J. Sohar Henter Jennifer Horvath Andrew Hudson Jamie Joiner Greg Kanargalidis Sacha A. Kathuria Daniel L. Kiselbach Michael J. Lowell Ann McGrath Matt Nakachi David Newton Kathleen Porter Rebecca A. Rodriquez David Salkeld Hena Schommer Lauren Sigg Zachary Silver Christopher Skinner Trice Stabler Mark Swirt Maureen E. Thorson George Tuttle III Sidney N. Weiss Vicky Wu	5
Export Controls and Economic Sanctions	John W. Boscarior J. Patrick Briscoe Geoffrey M. Goodale Christopher B. Stagg Lawrence A. Ward	23
International Antitrust	Marcelo den Toom	39

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

Claire Green
 Kristin Hjelmaas Valla
 Nikiforos Iatrou
 Maria Cecília Andrade
 Ana Carolina Estevão
 Sandy Walker
 Adrian McWilliams
 Lucía Ojeda Cárdenas
 John R. Ingrassia
 Alicia J. Batts
 Courtney Devon-Taylor
 Paul Schoff
 Katrina Groshinski
 Eric White
 Peter Wang
 Yizhe Zhang
 Vinod Dhall
 Michael Clancy
 Laurie-Anne Grelier
 François Brunet
 Eric Paroche
 Susanne Zuehlke
 Tobias Kruis
 Vassily Rudomino
 German Zakharov
 Ksenia Konik
 Matthew Hall
 Tal Eyal-Boger
 Keren Cohen
 Heather Irvine
 Lara Granville

International M&A and Joint Ventures	Maria Cibele Crepaldi Affonso dos Santos André Franchini Giusti Gordon N. Cameron Maria Reda Francisco Ugarte Luciano Aguilera Jean-Claude Rivalland Susanna Fuchsbrunner Orsolya Görgényi H. Jayesh Nitu Agarwal Chia Kim Huat Elaine Yeo Dag Fredlund Lina Nilsson Eva Das Nancy Matos Timur Bondaryev Alesya Pavlynska	65
---	---	----

**PUBLISHED IN COOPERATION WITH
 SMU DEDMAN SCHOOL OF LAW**

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

	Joseph J. Basile Jacqueline S. Smith	
International Trade	Stephen W. Brophy Christine J. Sohar Henter Johny Chaklader Robert E. DeFrancesco, III Geoffrey M. Goodale Derick G. Holt Bernd G. Janzen Ron Kendler Diane MacDonald Matthew T. McGrath Cortney O'Toole Morgan David Newton Laura El-Sabaawi Sarah Sprinkle Adam Teslik	87
Privacy, E-Commerce and Data Security	W. Gregory Voss Katherine Woodcock Rob Corbet Chris Bollard Jennifer L. Mozwecz João Luís Traça	103

Disputes

International Arbitration	Steven Smith Charles Kotuby James Egerton-Vernon Benjamin Jones Martin King Paul Hines Kelsey Israel-Trummel	119
International Courts	Mark E. Wojcik Cindy Galway Buys	135
International Family Law	Robert G. Spector Melissa A. Kucinski	151
International Litigation	Aaron Marr Page Jonathan I. Blackman Carmine D. Boccuzzi William F. Lawrence Phillip B. Dye, Jr. Matthew D. Slater Howard S. Zelbo Charles A. Patrizia Joseph R. Profiaizer Igor V. Timofeyev	165
International Mediation	Calliope M. Sudborough	181

**PUBLISHED IN COOPERATION WITH
SMU DEDMAN SCHOOL OF LAW**

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

Corporate

Corporate Social Responsibility	Uche Ewelukwa	187
	Emily Christiansen	
	Robert B. Fitzpatrick	
	Andrew J. Haas	
International Commercial Transactions, Franchising, and Distribution	Arnold S. Rosenberg	203
	Dr. Christopher C. King	
	Philippe Shin	
	Byung-Tae Kim	
	Hyunju Lee	
	Judith Miller	
	Cynthia Sica	
	Tao Xu	
	Abhishek Dubé	
International Intellectual Property	Melvyn J. Simburg	213
	Caroline Berube	
	Susan Brushaber	
	Manish Dhingra	
	Robin S. Fahlberg	
	Sophie Jiang	
	Carl Kestens	
	Carlos Eduardo Elizario de Lima	
	Navine Karim	
	Paul Kim	
	Mrityunjay Kumar	
	Benjamin Liu	
	Daniel Marugg	
	Arif Mahmood	
	Bruce A. McDonald	
	Christin Terruzzi	
	Sameep Vijayvergiya	
	Gregory Voss	
	Uche U. Ewelukwa	
	Michelle Wynne	
International Procurement	Steven D. Tibbits	231
	Martin G. Masse	
	Kristina Dahman	
	Brenda C. Swick	

Finance

International Financial Products and Services	Walter Stuber	245
International Investment and Development	Uche Ewelukwa	249
	Amala Nath	
	Etienne Toussaint	
	Melissa Boudreau	
	Pratibha Jain	
	Mahesh Kumar	

**PUBLISHED IN COOPERATION WITH
SMU DEDMAN SCHOOL OF LAW**

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

Elis Wendpap
Erika Douglas
Mark Katz
Finn Hasselriis
Terry A. Selzer
Sophie Pouget
Mariana Ardizzone
Nastassia Herasimovich
John Frangos
Qingqing Miao
Mauricio Becerra de la Roca Donoso
Polina Chtchelok
Javier A. Robledo
Irina Feofanova
Aseem Chawla
Divya Ashta

Industries

Aerospace and Defense Industries	William M. Pannier Kimberly A. Strosnider Eric Sandberg-Zakian Antonia I. Tzinova Andrew K. McAllister Christina Zanette R. Locke Bell Evelyn R. Nackman Mark J. Nackman	275
International Energy and Natural Resources Law	Renee Dopplick Caryl C. Ben Basat Ricardo A. Silva Sara Frazão Mariana Ardizzone Saul Feilbogen Mauricio Becerra de la Roca Donoso Polina Chtchelok Rony Zimmerman Alina Bendersky Leonardo Sempértegui Mfon Etukeren Nastassia Herasimovich Wolfram Rehbock Maryna Ilchuk	291

Constituent Division

Women's Interest Network	Sharon James Mark E. Wojcik	311
--------------------------------	--------------------------------	-----

Tax, Estate and Individuals

Immigration and Naturalization Law	Richard A. Andrews	333
--	--------------------	-----

**PUBLISHED IN COOPERATION WITH
SMU DEDMAN SCHOOL OF LAW**

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

	Qiang Bjornbak Mark Calaguas Melissa Corral Sabrina Damast Shayan Davoudi Hassan Elkhilil Melanie Glover Marina Bugallal Garrido Philip Lietaer Robert McHugh III Angela Williams	
International Employment Law	Roselyn Sands Nicolas Etchebarre K. Lesli Ligorner Sara Khoja Massimo Audisio Juan Nárjera Susan de Silva Sonia Cortes Georgina McAdam	349
International Refugee Law	Derek N. White Montse Ferrer Victoria Smythies Deepali Lugani	359
International Tax	Margriet Lukkien William Thompson Chang Rok Woo Soo-Jeong Ahn Leandro Passarella Gustavo Lazo Elinore Richardson	371

Public International Law

Anti-Corruption	Leslie A. Benton Stuart H. Deming Elena V. Helmer Mikhail Reider-Gordon	389
Anti-Money Laundering	Truman Butler Gerardo Calderon-Villegas Emily Christiansen Kayla McGee	409
International Art and Cultural Heritage	Patty Gerstenblith David Bright Clarissa Culter Michael McCullough Kevin Ray	421
International Environmental Law	Sara Vinson	435

**PUBLISHED IN COOPERATION WITH
 SMU DEDMAN SCHOOL OF LAW**

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

Kristen Hite
Stephanie Altman
Keith Benes
Derek Campbell
Joseph W. Dellapenna
David M. Gravallesse
Richard A. Horsch
David Hunter
Erika Lennon
Erica Lyman
Joshua Meltzer
Thomas Parker Redick
Justin Smith

International Human Rights	Cleveland Ferguson, III	453
	Montse Ferrer Tina Minkowitz Jeremy Sarkin Lawrence G. Albrecht	
National Security Law	James D. Carlson	471
	Geoffrey M. Goodale Michael Grant Michael J. Lowell Robert McHugh III Jonathan Michael Meyer Guy C. Quinlan Sergio L. Suarez	
Sexual Orientation and Gender Identity	David W. Austin	489
United Nations and Other International Organizations	Mark E. Wojcik	505
	Cindy Galway Buys Julia Wykoff Chad Zoelzer	

Legal Practice

Transnational Legal Practice	Mark E. Wojcik	513
------------------------------------	----------------	-----

Regional and Comparative Law

Africa	Harriet O. Acheampong	517
	Oyesanmi Alonge Diepiriye A. Anga Uchechi Anyanwu Anne Bodley Kimberly Marie Brown Mark J. Calaguas Sapna Desai Yvonne Fiadjoe Sara Frazão Ryan Lincoln	

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

	Shingira Masanzu	
	Marcellus A. McRae	
	Ricardo Silva	
	Mathew Snyder	
	Eteena J. Tadjogueu	
	Matthew Weldon	
	Mahja Zeon	
Asia/Pacific	Justin G. Persaud	537
	Golsa Ghamari	
	Steve Saunders	
	Jung Soo Kim	
	Stephen Sukjoon Pak	
	Albert Vincent Yu Chang	
	John Wilson	
Canada	John W. Boscariol	553
	Sergio R. Karas	
	Geoffrey C. Kubrick	
	Martin M. Masse	
	Justin G. Persaud	
	Monica Podgorny	
	Anca Sattler	
	Wendy J. Wagner	
	Golsa G. Ghamari	
China	Qiang Bjornbak	569
	Kevin Blood	
	Chris Fong	
	Dalila Hoover	
	Jenny Ying Lu	
	Caleb McMahan	
	Paul Kosoff	
	Jason Tsoukas	
	Adria Warren	
	Aaron Wininger	
	Jason Xia	
Europe	Marie Tedesco Scott	587
	Bryan Yasinsac	
	Patrick Del Duca	
	Emma Doherty	
	Pat English	
	David Fenton	
	Florian S. Jörg	
	Luca Melchionna	
	Bahareh Mobkie	
	Stéphane De Navacelle	
	Anders Etgen Reitz	
	Thomas C.R. Reynolds	
	Giuseppe Rosa	
	Joseph Steiner	
	Maria Andree Weiss	

PUBLISHED IN COOPERATION WITH
SMU DEDMAN SCHOOL OF LAW

THE YEAR IN REVIEW
AN ANNUAL PUBLICATION OF THE ABA/SECTION OF INTERNATIONAL LAW

	Daniel Winterfeldt	
India	Hanishi Thanawalla Ali Ramesh Vaidyanathan Rica Naujoks Aseem Chawla Ajay Verma	603
Latin America and Caribbean.....	Polibio Valenzuela-Scheker Diego M. Gandolfo Luis E. Denuble Lindsay Sykes Eduardo Quintanilla Mauricio Becerra de la Roca Donoso Polina Chtchelok Fernando Aguirre Juliana Martinez Patrick Del Duca Rogério Damasceno Leal Carolina Pett Gabriel Gonçalves Guilherme Fraiha Granjo Alexandre L. Ribeiro do Valle Camila Machado Boueri Fernanda P. do Amaral Gurgel Glenys P. Spence Diego Peró Matías Vergara María José Martínez Carlos Fradique-Méndez José Francisco Mafla Leonardo Sempértegui Gabriel Huertas del Pino	619
Mexico	Patrick Del Duca Benjamin C. Rosen María Candelaria Pelayo Torres Juan Pablo Venegas Contreras Evangelina Flores Preciado Gabriel Arévalo Mascareño María Erika Cárdenas Briseño Alicia Vicente Rodríguez Gilberto Gómez Sánchez Alfredo Solórzano Mendoza	639
Russia/Eurasia	Kimberly Reed Timur Bondaryev Markian Malskyy Yuriy Datskiv Andrey Zelenin Boris Malakhov	655

**PUBLISHED IN COOPERATION WITH
SMU DEDMAN SCHOOL OF LAW**