CONTENTS

Symposium: Japanese Law and Practice in Transnational Litigation

| Introduction ........................................ Joseph P. Griffin | 1 |
| Introduction .......................................... Akio Harada | 1 |
| The Difference Between U.S. Discovery and Japanese Taking of Evidence .......... Itsuko Mori | 3 |
| Jurisdiction in Transnational Cases in Japan ........ Tasuku Matsuo | 6 |
| Judicial Assistance to Be Afforded by Japan for Proceedings in the United States .......... Yoshio Ohara | 10 |
| Recognition and Enforcement of Foreign Judgments in Japan .................. Takao Sawaki | 29 |

Articles

| The Canada-United States Free Trade Agreement .................... Stewart A. Baker Shelly P. Battram | 37 |
| Establishment of an Arbitral Tribunal Under the UNCITRAL Rules: The Experience of the Iran-United States Claims Tribunal ........ Stewart A. Baker Mark David Davis | 81 |
| Securitization of Third World Debt ....................... Robert Plehn | 161 |

Perspectives

| Alternatives to Litigation of International Disputes ............... Steven C. Nelson | 187 |
| Private International Law ...................... Patricia B. Rogers | 207 |
Casenotes and Comments
Sovereign Immunity for Military Activities on the High Seas: Amerada Hess v. Argentine Republic ................. Virginia Morris 213
Transboundary Harm: Hazardous Waste Management Problems and Mexico's Maquiladoras ............ Elizabeth C. Rose 223

Current Developments
Pretermitting Hearings on Asylum-Type Claims ......................... John K. Speer 265
Political Risk Insurance: OPIC's Use of a "Fiduciary Agent" to Facilitate Resolution of Subrogation Claims ...................... John S. Diaconis 271
The Brazilian Software Law of 1987 ........ Kenneth D. Basch Anton H. van Schijndel 281

Regional Developments
Federal Republic of Germany ................... Burkhard Bastuck Andreas Weitbrecht 287
Latin America .......................... Baker & McKenzie 299
United Kingdom ............................ Clifford Chance 306

Book Reviews
International Business and National Jurisdiction, by A. D. Neale and M. L. Stephens ......................... Joseph P. Griffin 313
Litigation of International Disputes in U.S. Courts, by Ved P. Nanda and David K. Pansius ..................... Ralph B. Lake 315
Transnational Legal Practice in the EEC and the United States, by Linda S. Spedding .................. Siegfried H. Elsing Donna Shook-Wiercimok 318

Der Zivilprozess in den Vereinigten Staaten, Ein Praktischer Leitfaden fuer Deutsche Unternehmen [Civil
Procedure in the United States, A
Practical Guide for German Businesses],
by Dieter G. Lange and Stephen F. Black
Einfuehrung in das US-Amerikanische
Zivilprozessrecht [Introduction to
American Law of Civil Procedure], by
Haimo Schack ............................ James R. Maxeiner 321

Section Recommendation and Report
American Bar Association
Section of Antitrust Law and
Section of International Law and Practice
Report to the House of Delegates
Report on Antitrust Guidelines
for International Operations .............................. 325

Clarification: The Therberge Award which is customarily for contributions to private international law was awarded last year to Sir Joseph Gold for his contributions to the area of International Law generally.