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JANUARY – SEPTEMBER, 2009

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BOOKS :

DOMESTIC

ALTERNATIVE DISPUTE RESOLUTION (Bismarck, ND : N.D.S.Ct., 2009).

THE ART OF THE SETTLEMENT. (Eau Claire, WI. : Natl. Bus. Inst., 2009).

THOMAS D. BARTON, PREVENTIVE LAW AND PROBLEM SOLVING: LAWYERING FOR THE FUTURE (Lake Mary, FL : Vandeplass, 2009).

JOHN K. BOYCE, ADVANCED MEDIATION : SKILLS AND TECHNIQUES (Austin, TX. : State Bar of Texas, 2009).

PHIL BREAUX, PAUL BREAUX, AARON BROOKS, INTRODUCTION TO SPORTS LAW & BUSINESS (Reno, NV. : Bent Tree Press, 2009).

THOMAS E. CARBONNEAU, ARBITRATION IN A NUTSHELL (St. Paul, MN : West, 2009).

CME UPDATE FOR CIVIL MEDIATORS (Indianapolis : Indiana C.L.E. Forum, 2009).

CME UPDATE FOR FAMILY MEDIATORS (Indianapolis : Indiana C.L.E. Forum, 2009).

JOHN W. COOLEY, THE ARBITRATOR'S HANDBOOK (South Bend, IN. : Natl. Inst. Trial Advocacy, 2009).

MICHAEL CORUM, SETTLING DISPUTES : KNOCKING DOWN BARRIERS : THE FEDERAL SUPERVISOR'S GUIDE TO RESOLVING COMPLAINTS, APPEALS, AND GRIEVANCES (Arlington, VA. : Dewey Publications, 2009).

CPR PROTOCOL ON DISCLOSURE OF DOCUMENTS AND PRESENTATION OF WITNESSES IN COMMERCIAL ARBITRATION (N.Y. : Int'l. Inst. for Conflict Prevention & Resolution, 2009).

DISPUTE RESOLUTION ALTERNATIVES : WHAT YOU NEED TO KNOW (Jefferson City, MO. : Missouri Bar, 2009).

DEBORAH A. ELIASON, DENISE A. CHICOINE, NEIGHBOR & NUISANCE LAW (Boston, MA: MCLE, 2009).

AARON JACOB ESHER, ERWIN I. KATZ & LISA HILL FENNING, THE ABI GUIDE TO BANKRUPTCY MEDIATION (Alexandria, VA : Amer. Bankr. Inst., 2009).

EXPANDING YOUR HORIZONS IN MEDIATION : 2009 DISPUTE RESOLUTION SECTION ANNUAL MEETING (Cary, N.C. : North Carolina Bar Assn. Foundation, 2009).

RACHEL FLEISHMAN & CATHERINE GERARD, PUSHING THE BOUNDARIES : NEW FRONTIERS IN CONFLICT RESOLUTION AND COLLABORATION (Bingley : JAI Press, 2009).

JOHN FORESTER, DEALING WITH DIFFERENCES: DRAMAS OF MEDIATING PUBLIC DISPUTES (Oxford; NY : Oxford Univ. Press, 2009).

DWIGHT GOLANN, MEDIATING LEGAL DISPUTES: EFFECTIVE STRATEGIES FOR NEUTRALS AND ADVOCATES (Chicago, IL : A.B. A. / Section of Dispute Resolution, 2009).

ELIZABETH GORDON & ELLEN DELANEY, THE ROLE OF ATTORNEYS IN COURT ORDERED MEDIATIONS IN NORTH CAROLINA : THE PILOT PHASE (Lewiston, NY : Edwin Mellen Press, 2009).

JILL I. GROSS & ALICE OSHINS, INVESTOR'S GUIDE TO SECURITIES INDUSTRY DISPUTES : HOW TO PREVENT AND RESOLVE DISPUTES WITH YOUR BROKER (White Plains, N.Y. : Pace L. School Investor Rts. Clinic, 2009).

NICHOLAS G. HERMAN, JEAN M. CARY, LEGAL COUNSELING, NEGOTIATING, AND MEDIATING : A PRACTICAL APPROACH (Newark, NJ : LexisNexis, 2009).

MARC W. HERNANDEZ, LEARNING TO UNDERSTAND AND RESOLVE FAMILY CONFLICT : THE EFFECTS OF MEDIATION TRAINING ON MOTHER-CHILD CONFLICT RESOLUTION (Ph.D Thesis : Univ. Chicago, Dept. of Psychology, 2009).

PHILIP M. HIRSHBERG & DANIEL P. MOYNIHAN, WHAT TO DO WHEN CONSTRUCTION PROJECTS GO BAD (Eau Claire, WI : Lorman Educ. Svcs., 2009).

GARY L. KAPLAN, EXECUTIVE GUIDE TO MANAGING DISPUTES (Frederick, MD : Beard Books, 2009).

RUSSELL KOROBKIN, NEGOTIATION THEORY AND STRATEGY (New York, NY : Aspen Publishers, 2009).

LABOR ARBITRATION (Columbus, OH : Ohio State Bar Assn., 2009).

CHRISTOPHER C. LARKIN, HELEN HILL MINSKER, NAVIGATING TRADEMARK PRACTICE BEFORE THE PTO, 2009 : FROM FILING THROUGH THE TTAB HEARING (New York, NY : Practising Law Inst., 2009).

ALLISON LARSEN, BRINGING PEACE INTO OUR SCHOOLS : A CURRICULUM UNIT DESIGNED TO RECONCILE AND MEDIATE SOCIAL PROBLEMS IN THE SECOND GRADE CLASSROOM WITH CONFLICT RESOLUTION (M.A. Thesis : Santa Clara Univ. School of Ed., 2009).

SOOK-YOUNG LEE, THE EFFECT OF CULTURE AND SELF-CONSTRUAL ON FACE-CONCERNS AND MEDIATION TECHNIQUES OF AN INFORMAL THIRD-PARTY INTERMEDIARY IN INTERCULTURAL / INTERPERSONAL CONFLICT (Ph.D Thesis : Ohio Univ., 2009, 2002).

INGRID A. LEHMANN, MANAGING PUBLIC INFORMATION IN A MEDIATION PROCESS (Washington D.C. : U.S. Inst. of Peace, 2009).

STEWART LEVINE, GETTING TO RESOLUTION : TURNING CONFLICT INTO COLLABORATION (San Francisco : Berrett-Koehler Pubs., 2009).

MANDATORY ARBITRATION HANDBOOK (Wheaton, IL. : Office of the Chief Judge, Cook County Circuit Court, 2009).

STEVEN G. MEHTA, 112 WAYS TO SUCCEED IN ANY NEGOTIATION OR MEDIATION: SECRETS FROM A PROFESSIONAL MEDIATOR (Bloomington, IN : AuthorHouse, 2009).

CAMILLE MILNER & LINDA SOLOMON, COLLABORATIVE LAW COURSE (Austin, TX : State Bar of Texas, 2009).

FORREST S. MOSTEN, COLLABORATIVE DIVORCE HANDBOOK : HELPING FAMILIES WITHOUT GOING TO COURT (San Francisco : Jossey-Bass, 2009).

JANE C. MURPHY, ROBERT RUBINSON, FAMILY MEDIATION : THEORY AND PRACTICE (Newark, NJ : LexisNexis, 2009).

NEAR AND FAR WITH ADR : EXPLORING THE MANY FACETS OF ALTERNATIVE DISPUTE RESOLUTION... BIBLIOGRAPHY (Southern California Assn. of Law Libraries. 2009).

NUTS & BOLTS OF THE COLLABORATIVE PROCESS, (Austin, TX : State Bar of Texas, 2009).

JOHN O'DONNELL, TAYLOR LINCOLN & DAVID ARKUSH, HOME COURT ADVANTAGE : HOW THE BUILDING INDUSTRY USES FORCED ARBITRATION TO EVADE ACCOUNTABILITY (Washington D.C. : Public Citizen, 2009).

MICHAEL J. PACINDA & THOMAS W. COLOMB, PRACTICAL TIPS FOR NEGOTIATING AND SETTLING AN EMPLOYMENT CASE (Boston, MA : MCLE, 2009).

MARK V. B. PARTRIDGE, ALTERNATIVE DISPUTE RESOLUTION : AN ESSENTIAL COMPETENCY FOR LAWYERS (Oxford ; NY : Oxford Univ. Press, 2009).

CATHERINE SHIVERS POWELL, MEDIATION, DIVERSITY, AND JUSTICE IN THE WORKPLACE (Ed. D Thesis ; Univ. W. Fla., 2009).

PUBLIC SECTOR LABOR & EMPLOYMENT LAW (St. Paul, MN : Minnesota Continuing Legal Education, 2009).

RECENT DEVELOPMENTS IN SECURITIES ARBITRATION (Mechanicsburg, PA : Pa. Bar Inst., 2009).

TAMARA RELIS, PERCEPTIONS IN LITIGATION AND MEDIATION : LAWYERS, DEFENDANTS, PLAINTIFFS, AND GENDERED PARTIES (Cambridge ; NY : Cambridge Univ. Press, 2009).

ROBERT J. RHUDY & CAROLYN J. RODIS, ELDER MEDIATION TODAY : MANUAL AND RESOURCE GUIDE (Baltimore, Senior Mediation and Decision Making Inc., 2009).

KAREN G. RICCA, ARTHUR S. ZANAN, PENNSYLVANIA ACCELERATED REHABILITATIVE DISPOSITION HANDBOOK : STATE, COUNTY, AND FEDERAL ADR/EXPUNGEMENT RULES, CASES, PROCEDURES, AND FORMS (Philadelphia, PA : George T. Bisel Company, 2009).

LEONARD L. RISKIN, DISPUTE RESOLUTION AND LAWYERS (St. Paul, MN : West, 2009).

DAVID E. ROBBINS, SECURITIES ARBITRATION IN THE MARKET MELTDOWN ERA : ACHIEVING FAIRNESS IN PERCEPTION AND REALITY (NY : Practising Law Institute, 2009).

DAVID E. ROBBINS, SPECIAL PAMPHLET ON SECIRITIES ARBITRATION (Newark : LexisNexis, 2009).

ORA SCHWARTZBERG, DIVORCE MEDIATION FROM THE INSIDE OUT: A MINDFUL APPROACH TO DIVORCE (Tuscon, AZ : Wheatmark, 2009).

LAWRENCE M. SIEGEL, THE COMPLETE IEP GUIDE : HOW TO ADVOCATE FOR YOUR SPECIAL ED CHILD (Berkeley, CA : Nolo, 2009).

STANLEY P. SKLAR, DRAFTING AND NEGOTIATING TOMORROW'S CONSTRUCTION CONTRACTS TODAY (New York, NY : Practising Law Institute, 2009).

KATHERINE E. STONER, DIVORCE WITHOUT COURT A GUIDE TO MEDIATION AND COLLABORATIVE DIVORCE (Berkeley, CA : Nolo, 2009).

JOSEPH B. STULBERG, LELA PORTER LOVE, THE MIDDLE VOICE : MEDIATING CONFLICT SUCCESSFULLY (Durham, NC : Carolina Academic Press, 2009).

RACHEL L. VIRK, THE FOUR WAYS OF DIVORCE : A CONCISE GUIDE TO WHAT YOU NEED TO KNOW ABOUT DIVORCE USING LITIGATION, NEGOTIATION, COLLABORATION, AND MEDIATION SO YOU DON'T PAY MORE THAN YOU SHOULD (Potomac Falls, VA : Vaanguard, 2009).

SANDI VITO, TIMED MEDIATION : A TIMED COMPRESSED FORMULA FOR SUCCESSFUL COLLECTIVE BARGAINING (Harrisburg, PA. : Pa. Dept. Labor & Industry, 2009).

INTERNATIONAL

ALTERNATIVE DISPUTE RESOLUTION IN THE CIVIL JUSTICE SYSTEM : ISSUES PAPER (Barton, A.C.T. : NADRAC, 2009).

ALTERNATIVE DISPUTE RESOLUTION IN THE ENERGY SECTOR (Portland, OR : Maklu, 2009).

AMIN M. ALAVI, LEGALIZATION OF DEVELOPMENT IN THE WTO : BETWEEN LAW AND POLITICS (The Netherlands : Kluwer Law Int'l ; Frederick, MD : Aspen Publishers Inc., 2009).

ESSAM AL TAMIMI, THE PRACTITIONER'S GUIDE TO ARBITRATION IN THE MIDDLE EAST AND NORTH AFRICA (Huntington, NY : JurisNet, 2009).

ALTERNATIVE DISPUTE RESOLUTION IN THE CIVIL JUSTICE SYSTEM : ISSUES PAPER (Barton, A.C.T. : NADRAC, 2009).

FELIX CHITTHARANJAN AMERASINGHE, JURISDICTION OF SPECIFIC INTERNATIONAL TRIBUNALS (Leiden; Boston : Martinus Nijhoff, 2009).

ORLEY ASHENFELTER & RADHA IYENGAR, ECONOMICS OF COMMERCIAL ARBITRATION AND DISPUTE RESOLUTION (Cheltenham, UK ; Northampton, MA : Edward Elgar, 2009).

PETER ASHFORD, HANDBOOK ON INTERNATIONAL COMMERCIAL ARBITRATION (Huntington, NY : JurisNet, 2009).

EILEEN F. BABBITT & ELLEN L. LUTZ, HUMAN RIGHTS AND CONFLICT RESOLUTION IN CONTEXT : COLOMBIA, SIERRA LEONE, AND NORTHERN IRELAND (Syracuse, NY : Syracuse Univ. Press, 2009).

JAYANTA BAGCHI, DISPUTE SETTLEMENT IN THE DYNAMICS OF INTERNATIONAL TRADE WITH CASE STUDIES (New Delhi : Samskriti, 2009).

DALE BAGSHAW & ELISABETH PORTER, MEDIATION IN THE ASIA-PACIFIC REGION : TRANSFORMING CONFLICTS AND BUILDING PEACE (London; NY : Routledge, 2009).

BOMMEL VAN DER BEND & MARNIX LEITJEN, A GUIDE TO THE NAI ARBITRATION RULES : INCLUDING A COMMENTARY ON DUTCH ARBITRATION LAW (Austin, TX, Frederick, MD : Kluwer Law Int'l / Aspen, 2009).

JACOB BERCOVITCH & VIKTOR ALEKSANDROVICH KREMENIUK, THE SAGE HANDBOOK OF CONFLICT RESOLUTION (Los Angeles ; London : SAGE, 2009).

ERIC E. BERGSTEN, INTERNATIONAL COMMERCIAL ARBITRATION – PACIFIC RIM : 2008 (NY : Oceana, Oxford Univ. Press, 2009).

R. DOAK BISHOP ED., ENFORCEMENT OF ARBITRAL AWARDS AGAINST SOVEREIGNS (Huntington, NY : JurisNet, 2009).

R. DOAK BISHOP & BELINDA MACMAHON, MULTIPLE PARTY ACTIONS IN INTERNATIONAL ARBITRATION (Oxford: Oxford Univ. Press., 2009).

KEKONG BISONG, RESTORATIVE JUSTICE FOR NIGER DELTA (Portland, OR : Int'l Specialized Book Services, 2009).

NIGEL BLACKABY & MARTIN HUNTER, REDFERN & HUNTER ON INTERNATIONAL COMMERCIAL ARBITRATION, (Oxford : Oxford Univ. Press, 2009).

IAN S. BLACKSHAW, SPORT, MEDIATION AND ARBITRATION (The Hague : T.M.C. Asser, 2009).

DANIEL BODANSKY, PERMANENT COURT OF ARBITRATION, THE OSPAR ARBITRATION (IRELAND-UNITED KINGDOM) AWARD OF 2003 (The Hague : T.M.C. Asser, 2009).

GARY BORN, INTERNATIONAL COMMERCIAL ARBITRATION (Frederick, MD : Wolters Kluwer, 2009).

CHAD P. BOWN, SELF-ENFORCING TRADE : DEVELOPING COUNTRIES AND WTO DISPUTE SETTLEMENT (Washington D.C. : Brookings Inst., 2009).

REUBEN R. E. BOWD, SIMPLE SOLUTIONS TO COMPLEX MATTERS : IDENTIFYING FUNDAMENTAL PRINCIPLES OF ALTERNATIVE DISPUTE RESOLUTION IN THE MULTINATIONAL EFFORT TO BROKER A RESOLUTION TO THE BOUGAINVILLE CRISIS (Canberra : Strategic and Defence Studies Centre, Australian Natl. Univ., 2009).

MICHAEL JAMES BRIDGE, RESOLVING CONFLICTS OF MANDATORY LAW UNDER THE NEW YORK CONVENTION ON FOREIGN ARBITRAL AWARDS (LL.M Thesis : George Washington Univ. L. School, 2009).

CHESTER BROWN, A COMMON LAW OF INTERNATIONAL ADJUDICATION (Oxford; N.Y. : Oxford Univ. Press, 2009).

HARVEY BROWNSTONE, TUG OF WAR : A JUDGE'S VERDICT ON SEPARATION, CUSTODY BATTLES, AND THE BITTER REALITIES OF FAMILY COURT (Toronto : ECW Press, 2009).

CHRISTOPH BRUNNER, FORCE MAJEURE AND HARDSHIP UNDER GENERAL CONTRACT PRINCIPLES: EXEMPTION FOR NON-PERFORMANCE IN INTERNATIONAL ARBITRATION (Austin, TX : Wolters Kluwer/Aspen, 2009).

THOMAS E. CARBONNEAU, THE LAW AND PRACTICE OF ARBITRATION 3RD ED. (Huntington, NY : JurisNet, 2009).

CHINESE ARBITRATION : A SELECTION OF PITFALLS (Antwerp: Maklu, 2009).

JAMES COLEMAN, EUGENE TROMBITAS, DISPUTES WITH THE IRD (Wellington, N.Z. : New Zealand Law Society, Family Law Section and Property Law Section, 2009).

CONFIDENTIALITY IN ARBITRATION : COMMENTARIES ON RULES, STATUTES, CASE LAW AND PRACTICE (Paris : ICC Services, 2009).

ISABELLE VAN DAMME, TREATY INTERPRETATION BY THE WTO APPELLATE BODY (Oxford; NY : Oxford Univ. Press, 2009).

BRUCE W. DAYTON & LOUIS KRIESBERG, CONFLICT TRANSFORMATION AND PEACEBUILDING: MOVING FROM VIOLENCE TO SUSTAINABLE PEACE (London; NY: Routledge, 2009).

JEAN-LOUIS DELVOLVÉ, JEAN ROUCHE & GERALD H. POINTON, FRENCH ARBITRATION LAW AND PRACTICE : A DYNAMIC CIVIL LAW APPROACH TO INTERNATIONAL ARBITRATION (Austin, TX; Frederick, MD : Wolters Kluwer/Aspen, 2009).

DISCIPLINARY AND GRIEVANCE PROCEDURES (Great Britain : Advisory, Conciliation and Arbitration Service : Stationery Office, 2009).

DISPUTE SETTLEMENT IN THE UN CONVENTION ON THE LAW OF THE SEA (Cambridge, UK : Cambridge Univ. Press, 2009).

ZACHARY DOUGLAS, THE INTERNATIONAL LAW OF INVESTMENT CLAIMS (Cambridge, UK; NY : Cambridge Univ. Press, 2009).

PIERRE-MARIE DUPUY & FRANCESCO FRANCONI, HUMAN RIGHTS IN INTERNATIONAL INVESTMENT LAW AND ARBITRATION (Oxford : Oxford Univ. Press, 2009).

KATJA FAVRETTO, MEDIATION IN THE SHADOW OF COERCION : THE STRATEGY OF GREAT POWER INTERVENTION IN INTERNATIONAL CONFLICTS (Ph. D Thesis : UCLA, 2009).

JOHN FELLAS, INTERNATIONAL ARBITRATION 2009 (NY: Practising Law Institute, 2009).

LINDA FISHER, MIEKE BRANDON, MEDIATING WITH FAMILIES (Pymont, NSW : Thomson, 2009).

WILLIAM F. FOX, INTERNATIONAL COMEMRCIAL AGREEMENTS: A PRIMER ON DRAFTING, NEGOTIATING, AND RESOLVING DISPUTES (Frederick, MD : Kluwer Law/Aspen, 2009).

EMMANUEL GAILLARD GEN. ED., THE REVIEW OF INTERNATIONAL ARBITRATION AWARDS (Huntington, NY : JurisNet, 2009).

ANDY GROSSMAN, GOOD PRACTICE GUIDE : MEDIATION (London : RIBA Pub., 2009).

GRANT HANESSIAN & LAWRENCE W. NEWMAN EDS., INTERNATIONAL ARBITRAL CHECKLISTS – 2ND ED. (Huntington, NY : JurisNet, 2009).

JAMES C. HARTIGAN, TRADE DISPUTES AND THE DISPUTE SETTLEMENT UNDERSTANDING OF THE WTO : AN INTERDISCIPLINARY ASSESSMENT (Bingley : Emerald, 2009).

SARAH E. HILMER, MEDIATION IN THE PEOPLE'S REPUBLIC OF CHINA AND HONG KONG (SAR) (Portland, OR : Int'l Specialized Book Services, 2009).

MARIEKA VAN HOOIJDONK & PETER V. EIJSVOOGEL, LITIGATION IN THE NETHERLANDS: CIVIL PROCEDURE, ARBITRATION AND ADMINISTRATIVE LITIGATION (Austin, TX, Frederick, MD : Wolters Kluwer/Aspen, 2009).

JULIA HÖRNLE, CROSS-BORDER INTERNET DISPUTE RESOLUTION (Cambridge, UK ; NY : Cambridge Univ. Press, 2009).

PETER HÜHN & WOLF SCHMID, POINT OF VIEW, PERSPECTIVE AND FOCALIZATION: MODELING MEDIATION IN NARRATIVE (Berlin; NY : Walter de Gruyter, 2009).

THE IDEA OF ARBITRATION (Oxford : Oxford Univ. Press, 2009).

JOE ISAACS & STUART MACINTYRE, THE NEW PROVINCE FOR LAW AND ORDER : A CENTENARY OF AUSTRALIAN INDUSTRIAL CONCILIATION AND ARBITRATION (Cambridge : Cambridge Univ. Press, 2009).

BARBARA KENTON & SUZANNE PENN, CHANGE, CONFLICT AND COMMUNITY: CHALLENGING THOUGHT AND ACTION (Amsterdam; London : Butterworth-Heinemann, 2009).

MICHAEL SANDFORD KING, NON-ADVERSARIAL JUSTICE (Annandale, N.S.W. : The Federation Press, 2009).

IAN A. LAIRD & TODD WEILER, INVESTMENT TREATY ARBITRATION AND INTERNATIONAL LAW (VOL. 2) (Huntington, NY : JurisNet, 2009).

JUAN CARLOS LANDROVE, ASSIGNMENT AND ARBITRATION : A COMPARATIVE STUDY (Zurich: Schulthess ; Munich : Sellier, 2009).

JOEL LEE & HWEI HWEI TEH, AN ASIAN PERSPECTIVE ON MEDIATION (Singapore: Academy Pub., 2009).

EWAN A. MALCOLM, A GUIDE TO MEDIATING IN SCOTLAND (Dundee : Dundee Univ. Press, 2009).

S. B. MALIK, J.D. KAPOOR & RITA ARYAN, COMMENTARY ON THE ARBITRATION AND CONCILIATION ACT : AN EXHAUSTIVE SECTION-WISE COMMENTARY ON THE ARBITRATION AND CONCILIATION ACT, 1996 WITH PLETHORA OF UP-TO-DATE CASE LAW (Delhi : Universal Law Pub., 2009).

P.C. MARKANDA, LAW RELATING TO ARBITRATION & CONCILIATION (New Delhi : LexisNexis / Butterworths, 2009).

PEDRO J. MARTINEZ-FRAGA, THE AMERICAN INFLUENCE ON INTERNATIONAL COMMERCIAL ARBITRATION: DOCTRINAL DEVELOPMENTS AND DISCOVERY METHODS (Cambridge; NY : Cambridge Univ. Press, 2009).

H.S. MCKENZIE, S.D. MCKENZIE & PETER A. RAMSDEN ET. AL, MCKENZIE'S LAW OF BUILDING AND ENGINEERING CONTRACTS AND ARBITRATION (Cape Town, R.S.A. : Juta, 2009).

ROBERT MERKIN & JOHANNA HJALMARSSON, SINGAPORE ARBITRATION LEGISLATION ANNOTATED (London : Informa Pub 2009).

DAVID R. MERNER & JOHN A. AGRIOS, DISPUTE RESOLUTION CONFERENCE, 2009 : MATERIALS PREPARED FOR THE CONTINUING LEGAL EDUCATION CONFERENCE, DISPUTE RESOLUTION CONFERENCE 2009, HELD IN VANCOUVER, BC, ON MAY 1, 2009 (Vancouver : Continuing Legal Education Society of British Columbia, 2009).

EMMA VAN DER MEULEN & FRANS-PAUL VAN DER PUTTEN, GREAT POWERS AND INTERNATIONAL CONFLICT MANAGEMENT : EUROPEAN AND CHINESE INVOLVEMENT IN THE DARFUR AND IRAN CRISES (Den Haag : Nederlands Inst. voor Int'l Betrekkingen "Clingendael", 2009).

LOUKAS A. MISTELIS & STAVROS L. BREKOULAKIS, ARBITRABILITY : INTERNATIONAL & COMPARATIVE PERSPECTIVES (Frederick, MD : Kluwer Law Int'l/Aspen, 2009).

PATRICK A. MOLINARI & RONALDA MURPHY, DOING JUSTICE : DISPUTE RESOLUTION IN THE COURTS AND BEYOND (Montréal : Canadian Inst. for the Admin. of Justice, 2009).

SANTIAGO MONTT, STATE LIABILITY IN INVESTMENT ARBITRATION : GLOBAL CONSTITUTIONAL AND ADMINISTRATIVE LAW IN THE BIT GENERATION (Oxford : Hart, 2009).

MICHAEL J. MOSER ED., BUSINESS DISPUTES IN CHINA 2ND ED. (Huntington, NY : JurisNet, 2009).

MUNICIPAL DISPUTE RESOLUTION INITIATIVE : LET'S RESOLVE (Edmonton, Alta. : Alberta Municipal Affairs, 2009).

ELLIOTT MYERS & JAMES H. GOULDEN, *ECONOMICAL LITIGATION : MATERIALS PREPARED FOR THE CONTINUING LEGAL EDUCATION SEMINAR, ECONOMICAL LITIGATION 2009, HELD IN VANCOUVER, BC ON JANUARY 15, 2009* (Vancouver : Continuing Legal Education Society of British Columbia, 2009).

ANGELA NDIINGA-MUVUMBA & SHAUNA MOTTIAR, *MEDIATING PEACE IN AFRICA : SECURING CONFLICT PREVENTION; STRENGTHENING THE MEDIATION AND CONFLICT PREVENTION ASPECTS OF THE AFRICAN PEACE AND SECURITY ARCHITECTURE* (African Centre for the Constructive Resolution of Disputes, 2009).

NEGOTIATION 2009-2010 (Oxford : Oxford Univ. Press, 2009).

ANDREW PAUL NEWCOMBE & LLUIS PARADELL, *LAW AND PRACTICE OF INVESTMENT TREATIES: STANDARDS OF TREATMENT* (Austin, TX : Wolters Kluwer, 2009).

JAMES L. NOLAN, JR., *LEGAL ACCENTS, LEGAL BORROWING : THE INTERNATIONAL PROBLEM-SOLVING COURT MOVEMENT* (Princeton : Princeton Univ. Press, 2009).

JULIE OLSON-BUCHANAN & WENDY ROBYN BOSWELL, *MISTREATMENT IN THE WORKPLACE : PREVENTION AND RESOLUTIONS FOR MANAGERS AND ORGANIZATIONS* (Oxford : Wiley-Blackwell, 2009).

ERIC LUKE PETERSON, *HUMAN RIGHTS AND BILATERAL INVESTMENT TREATIES : MAPPING THE ROLE OF HUMAN RIGHTS LAW WITHIN INVESTOR-STATE ARBITRATION* (Montreal : Rights & Democracy, 2009).

REPORT ON THE REVIEW OF WORKPLACE DISPUTE RESOLUTION, NORTHERN IRELAND ASSEMBLY COMMITTEE FOR EMPLOYMENT AND LEARNING (Belfast : Stationery Office, 2009).

CATHERINE A. ROGERS & ROGER P. ALFORD, *THE FUTURE OF INVESTMENT ARBITRATION* (Oxford; NY : Oxford Univ. Press, 2009).

ARTHUR W. ROVINE, *CONTEMPORARY ISSUES IN INTERNATIONAL ARBITRATION AND MEDIATION : THE FORDHAM PAPERS 2008* (Leiden : Martinus Nijhoff, 2009).

STEPHAN SCHILL, *THE MULTILATERALIZATION OF INTERNATIONAL INVESTMENT LAW* (Cambridge, UK; NY : Cambridge Univ. Press, 2009).

FRANZ T. SCHWARX & CHRISTIAN W. KONRAD, *THE VIENNA RULES : A COMMENTARY ON INTERNATIONAL ARBITRATION IN AUSTRIA* (Frederick, MD : Kluwer Law Int'l. / Aspen, 2009).

SHERZOD SHADIKHODJAEV, *RETALIATION IN THE WTO DISPUTE SETTLEMENT SYSTEM* (The Netherlands : Kluwer Law Int'l ; Frederick, MD : Aspen Publishers Inc., 2009).

JUDY SMITH-HÖHN, A STRATEGIC CONFLICT ASSESSMENT OF ZAMBIA (Pretoria, R.S.A. : Inst. for Security Studies, 2009).

RONALD M. SNYDER & EARL EDWARD PALMER, COLLECTIVE AGREEMENT ARBITRATION IN CANADA (Markham, ONT. : LexisNexis, 2009).

DAVID SPENCER & SAMANTHA HARDY, DISPUTE RESOLUTION IN AUSTRALIA : CASES, COMMENTARY AND MATERIALS (Pyrmont, N.S.W. : Thomson Reuters, 2009).

CLAUDIA GÖTZ STAEHELIN & KARIN GRAF, INSTITUTIONAL ARBITRATION : TASKS AND POWERS OF DIFFERENT INSTITUTION (Zurich : Schulthess Juristische Medien, 2009).

STACIE STRONG, RESEARCH AND PRACTICE IN INTERNATIONAL COMMERCIAL ARBITRATION: SOURCES AND STRATEGIES (Oxford; NY : Oxford Univ. Press, 2009).

GREGORY TILLET & BRENDAN JAMES FRENCH, RESOLVING CONFLICT : A PRACTICAL APPROACH (South Melbourne, Vic. : Oxford Univ. Press, 2009).

PETER TURNER & REZA MOHTASHAMI, A GUIDE TO LCIA ARBITRATION RULES (Oxford; NY : Oxford Univ. Press, 2009).

ISABELLE VAN DAMME, TREATY INTERPRETATION BY THE WTO APPELLATE BODY (Oxford ; NY : Oxford University Press, 2009).

USING MEDIATION SERVICES EFFECTIVELY (Wellington, N.Z. : Dept. of Labour, 2009).

MARIEKE VAN HOOIJDONK & PETER V. EIJSVOOGEL, LITIGATION IN THE NETHERLANDS : CIVIL PROCEDURE, ARBITRATION AND ADMINISTRATIVE LITIGATION (The Netherlands : Kluwer Law Int'l ; Frederick, MD : Aspen Publishers Inc., 2009).

TIBOR VARADY, JOHN J. BARCELÓ & ARTHUR TAYLOR VON MEHREN, INTERNATIONAL COMMERCIAL ARBITRATION : A TRANSNATIONAL PERSPECTIVE (St. Paul, MN : Thomson/West, 2009).

VICTORIA., PARLIAMENT., LAW REFORM COMMITTEE, INQUIRY INTO ALTERNATIVE DISPUTE RESOLUTION AND RESTORATIVE JUSTICE : FINAL REPORT. (Melbourne : Government Printer, 2009).

FAYE FANGFEI WANG, ONLINE DISPUTE RESOLUTION : TECHNOLOGY, MANAGEMENT AND LEGAL PRACTICE FROM AN INTERNATIONAL PERSPECTIVE (Oxford : Chandos, 2009).

JONATHON WARNE, INTERNATIONAL COMMERCIAL DISPUTE RESOLUTION (Haywards Heath : Tottel, 2009).

FRANK-BERND WEIGAND, PRACTITIONER'S HANDBOOK ON INTERNATIONAL COMMERCIAL ARBITRATION (Oxford : Oxford Univ. Press, 2009).

MEGAN WILLIAMS & CATHERINE MURRAY, *DISPUTES : 88 CAUSES AND HOW TO AVOID THEM* (Hastings, N.Z. : H.R. & Dispute Solutions, 2009).

BOBETTE WOLSKI, DAVID FIELD & JOHN BAHRIJ, *SKILLS, ETHICS, AND VALUES FOR LEGAL PRACTICE* (Sydney : Lawbook Co., 2009).

DEBORAH LYNN ZUTTER, *DIVORCE MEDIATION : WHAT YOU NEED TO KNOW* (Vancouver : Abundance Solutions, 2009).

ARTICLES:

ARBITRATION & PROCEDURE

Jeffrey P. Aiken, *Due Diligence in Arbitrator Selection: Using Interviews and Written 'Voir Dire'*, 64 J. DISP. RESOL. 28 (2009).

Richard M. Alderman, *Why We Really Need the Arbitration Fairness Act*, 12 J. CONSUMER & COM. L. 151 (2009).

Shahla F. Ali, *Approaching the Global Arbitration Table: Comparing the Advantages of Arbitration as Seen by Practitioners in East Asia and the West*, 28 REV. LITIG. 791 (2009).

Arbitration, 12 J. CONSUMER & COM. L. 191 (2009).

Robert L. Arrington, *Tips for Advocates in Arbitration*, 45 TENN. B. J. 16 (June, 2009).

Jennifer Bagosy, *Favoring Arbitration: The California Supreme Court's Ruling in Schatz v. Allen Matkins*, 51 ORANGE CO. L. 40 (May, 2009).

Richard A. Bales & Jamie L. Ireland, *Federal Question Jurisdiction and the Federal Arbitration Act*, 80 U. COLO. L. REV. 89 (2009).

Russ Bleemer & Jean Loh, *Arbitration Back at the Supreme Court, Again, on Nonsignatories' Rights*, 27 ALTERNATIVES TO HIGH COST LITIG. 14 (2009).

Russ Bleemer, *Supreme Court Backs 'Look Through' Jurisdiction, Then Reverses an Arbitration Order*, 27 ALTERNATIVES TO HIGH COST LITIG. 72 (2009).

Matthew M. Bodah, *What Labor Arbitrators Should Know About Arbitral Immunity*, 63 DISP. RESOL. J. 28 (Jan., 2009).

W. Monroe Bonnheim, *Immunity and Justice for All: Has the Second Circuit Overextended the Doctrine of Absolute Immunity by Applying it to Arbitration Witnesses?* 2009 J. DISP. RESOL. 213.

Gary Born, *International Litigation and Arbitration: The Principle of Judicial Non-Interference in International Arbitral Proceedings*, 30 U. PA. J. INT'L L. 999 (2009).

Michael H. Brady, *Exclusive Separability? Arbitrability and the Contract Formation Defense*. 28 REV. LITIG. 912 (2009).

Lorraine Brennan, *Ethics in Arbitration 2009: Model Rule for the Lawyer as Third-Party Neutral*, 189 PLI/NY 429 (July & September, 2009).

Lorraine Brennan, *Ethics in Arbitration 2009: Principles for ADR Provider Organizations*, 189 PLI/NY 459 (July & September, 2009).

Stephen A. Broome, *An Unconscionable Application of the Unconscionability Doctrine: How the California Courts Are Circumventing the Federal Arbitration Act.*, 3 HASTINGS BUS. L.J. 39 (2006).

Allison Torres Burtka, *Third Circuit Rejects Preemption, Choice of Law in Arbitration Case*, 45 TRIAL 18 (May, 2009).

Cedric C. Chao & James M. Schurz, *Expanding Judicial Review of Arbitration Awards: The Uncertainty Continues for Drafters of Arbitration Agreements*, 63 DISP. RESOL. J. 44 (Jan. 2009).

J.S. "Chris" Christie Jr., *Preparing for and Prevailing at an Arbitration Hearing*, 32 AM. J. TRIAL ADVOC. 265 (2008).

Michael B. Cooper, *Class-less? An Analysis of the California Supreme Court's Denial of Employers' Right to Use Class Arbitration Waivers in Employment Agreements in Gentry v. Superior Court*, 2 J. BUS. ENTREPRENEURSHIP & L. 459 (2009).

David D. Dodge, *Arbitrating Fee Disputes*, 45 ARIZ. ATT'Y 10 (March, 2009).

Christopher R. Drahozal & Quentin R. Whittrock, *Franchising, Arbitration, and the Future of the Class Action*, 3 ENTREPREN. BUS. L. J. 275 (2009).

Christopher R. Drahozal & Quentin R. Wittrock, *Is There a Flight From Arbitration?* 37 HOFSTRA L. REV. 71 (2008).

Christopher Driskill, *A Dangerous Doctrine: The Case Against Using Concerted-Misconduct Estoppel to Compel Arbitration*, 60 ALA. L. REV. 443 (2009).

Whitney R. Duesman, *Hall Street Associates, L.L.C. v. Mattel, Inc.: How the Supreme Court Balances Arbitral Efficiency and Parties Intent*, 83 TUL. L. REV. 1497 (2009).

Edward Wood Dunham, *A Trial Lawyer's Reflections on Arbitrating Franchise Disputes*, 3 ENTREPREN. BUS. L. J. 305 (2009).

Teressa L. Elliott, *District Court Subject-Matter Jurisdiction in Suits to Compel Arbitration under the Federal Arbitration Act*, 33 OKLA. CITY U. L. REV. 749 (2008).

Robert Ellis, *Imperfect Minimalism: Unanswered Questions in Hall Street Associates, L.L.C. v. Mattel, Inc.*, 32 HARV. J. L. & PUB. POL'Y 1187 (2009).

David R. Flyer, *When One Party Bails in Private Arbitration*, 51 ORANGE CO. LAW. 34 (Jan., 2009).

Alain Frécon, *Delaying Tactics in Arbitration*, 792 PLI / LIT 239 (2009).

Dominick T. Gattuso, *Drafting Arbitration Provisions for LLC Agreements*, 18 BUS. L. TODAY 53 (April, 2009).

Leonard E. Gross & Howard L. Wieder, *Should Parties' Disclosure Requirements for Arbitrators be Honored by Courts: Positive Software Solutions, Inc. v. New Century Mortgage Corporation*, 33 S. ILL. U. L.J. 71 (2008).

Chester D. Hooper, *Forum Selection and Arbitration in the Draft Convention on Contracts for the International Carriage of Goods Wholly or Partly by Sea, or The Definition of Fora Conveniens Set Forth in the Rotterdam Rules*, 44 TEX. INT'L L. J. 417 (2009).

Michael Jedel, Helen LaVan & Robert Perkovich, *An Analysis of Factors Present in Challenged and Vacated Labor and Employment Arbitration Awards*, 63 DISP. RESOL. J. 36 (Jan., 2009).

Laura A. Kaster, *Getting to Federal Court Under the Federal Arbitration Act: Vaden v. Discover Bank*, 56 FED. LAW. 52 (May, 2009).

Justin Kelly, *Confusion About 'Manifest Disregard' After Hall Street v. Mattel*, 63 DISP. RESOL. J. 4 (Jan., 2009).

Justin Kelly, *High Court Hears Debate on Federal Questions Jurisdiction*, 63 DISP. RESOL. J. 5 (Jan., 2009).

Justin Kelly, *Study of Final-Offer Arbitration*, 63 DISP. RESOL. J. 8 (Jan., 2009).

Daniel A. Krawiec, *SEMPRA International v. The Argentine Republic : Reaffirming the Rights of Foreign Investors to the Protection of ICSID Arbitration*, 15 L. & BUS. REV. AM. 311 (2009).

Stanley A. Leasure, *Arbitration After Hall Street v. Mattel: What Happens Next?* 31 U. ARK. LITTLE ROCK L. REV. 273 (2009).

Michael H. LeRoy, *Crowning the New King: The Statutory Arbitrator and the Demise of Judicial Review*, 2009 J. DISP. RESOL. 1.

Julian D. M. Lew, *Does National Court Involvement Undermine the International Arbitration Process?* 24 AM. U. INT'L L. REV. 489 (2009).

George E. Lieberman, *Discovery in an Arbitration Proceeding and Appealing an Award Under the Federal Arbitration Act: It's Not That Simple (And What You Do Not Know Can Hurt You)*, 56 FED. LAW. 54 (May, 2009).

Mandatory Arbitration Clauses: Proposals for Reform of Consumer-Defendant Arbitration, 122 HARV. L. REV. 1170 (2009).

Joshua T. Mandelbaum, *Stuck in a Bind: Can the Arbitration Fairness Act Solve the Problems of Mandatory Binding Arbitration in the Consumer Context?*, 94 IOWA L. REV. 1075 (2009).

Jonathan A. Marcantel, *The Crumbled Difference Between Legal and Illegal Arbitration Awards: Hall Street Associates and the Waning Public Policy Exception*, 14 FORDHAM J. CORP. & FIN. L. 597 (2009).

Michael A. Marra & Rodney Toben, *Commercial Arbitration Rules and Mediation Procedures (Including Procedures for Large, Complex Commercial Disputes)*, 570 PLI / REAL 391 (2009).

Michael A. Marra, *Construction Industry Arbitration Rules and Mediation Procedures (Including Procedures for Large, Complex Construction Disputes)*, 567 PLI / REAL 487 (2009).

Michael A. Marra & Rodney Toben, *Drafting Dispute Resolution Clauses: A Practical Guide*, 570 PLI / REAL 343 (2009).

Michael A. Marra & Rodney Toben, *Real Estate Industry Arbitration Rules (Including a Mediation Alternative)*, 570 PLI / REAL 427 (2009).

David J. McLean, *International Litigation and Arbitration: Toward A New International Dispute Resolution Paradigm: Assessing the Congruent Evolution of Globalization and International Arbitration*, 30 U. PA. J. INT'L L. 1087 (2009).

Matthew S. Melamed, *Timeliness and the Non-Existence of Arbitration Agreements – Three Analogies*, 12 J. CONSUMER & COM. L. 78 (2009).

David Moora, *Arbitration Fairness Act of 2009 Introduced*, 15:3 DISP. RESOL. MAG. 30 (Spring, 2009).

Jane B. Morgan, *The Arbitration Exception in Third Party Legal Opinions: Dead or Alive?*, 28 MISS. C. L. REV. 249 (2009).

William J. Nissen, *How an Arbitration Provision, Carefully Constructed, Ended Up Defeating Itself by Leading to Multiple Court Proceedings*, 27 ALTERNATIVES TO HIGH COST LITIG. 51 (March, 2009).

Jarred Pinkston, *Toward a Uniform Interpretation of the Federal Arbitration Act: The Role of 9 U.S.C. § 208 in the Arbitral Statutory Scheme*, 22 EMORY INT'L L. REV. 639 (2008).

Jon Polenberg & Quinn Smith, *Can Parties Play Games With Arbitration Awards? How Mattell May Put an End to Prolonged Gamesmanship*, 83 FLA. BAR J. 32 (June, 2009).

Jessica Richardson, Rebekah Barlow Yalcinkaya, *Speed, Efficiency and Flexibility: A Call to Return to Arbitration's Traditional Roots*, 9 U.C. DAVIS BUS. L. J. 1 (2009).

Mauro Rubino-Sammartano, *The View From Abroad on a Parade of Choices: Alternative Processes to the 'Traditional' Alternative, Arbitration*, 23 ALTERNATIVES TO HIGH COST LITIG. 83 (2009).

Daniel Schimmel & Melissa E. Byroade, *Does 28 U.S.C. §1782 Allow U.S. Courts to Order Discovery for Use in Private International Arbitration?*, 792 PLI / LIT 187 (2009).

David S. Schwartz, *Mandatory Arbitration and Fairness*, 84 NOTRE DAME L. REV. 1247 (2009).

Mark A. Shank & John L. Turner Jr., *The Future of Arbitration*, 72 TEX. B. J. 352 (2009).

Carmel Sileo, *Arbitration Clause Doesn't Block Wrongful Death Claims*, 45 TRIAL 63 (April, 2009).

S.I. Strong, *Are U.S Arbitrators Creating Internationally Enforceable Awards When Ordering Class Arbitration in Cases of Contractual Silence or Ambiguity?*, 30 MICH. J. INT'L L. 1017 (2009).

Supreme Court Addresses Volt's Choie-of-Law Trap: Is the End of the Problem in Sight?, 64 J. DISP. RESOL. 22 (2009).

Edna Sussman, *The Unintended Consequences of the Proposed Arbitration Fairness Act*, 56 FED. LAW. 48 (May, 2009).

Matthew E. Terry, *What's Fair is Fair: Tribal Assertions of Jurisdiction over Arbitration Decisions*, 2009 J. DISP. RESOL. 255.

John M. Townsend, *Drafting Arbitration Clauses : Avoiding the 7 Deadly Sins*, 570 PLI / REAL 321 (2009).

Vera van Houtte, Stephan Wilske & Michael Young, *What's New in European Arbitration?* 63 DISP. RESOL. J. 10 (Jan., 2009).

Bradley J. Vogel, *Rice Co. (Suisse), S.A. v. Precious Flowers Ltd. – Precious Indeed: The Fifth Circuit Refrains from Compelling Arbitration of a Nonsignatory Vessel Owner*, 33 TUL. MAR. L. J. 589 (2009).

Christopher Walsh, *Stolt-Nielsen's Comfort for the 'Average Arbitrator': An Analysis of the Post-Hall Street 'Manifest Disregard' Award Review Standard*, 27 ALTERNATIVES TO HIGH COST LITIG. 19 (2009).

David A. Weintraub, *The Polygraph Examination – A Valuable Arbitration Tool*, 83 FLA. B. J. 97 (June, 2009).

Stuart M. Widman & Donald Lee Rome, *Judicial Remands of Challenged Awards: Legal and Procedural Issues After Hall Street*, 63 DISP. RESOL. J. 50 (Jan., 2009).

Michael D. Young, *JAMS Policy on Employment Arbitration Minimum Standards of Procedural Fairness*, SP027 ALI-ABA 641 (2009).

Michael D. Young, *JAMS Employment Arbitration Rules & Procedures*, SP027 ALI-ABA 647 (2009).

Jeremy L. Zell, *Discerning the Validity of Arbitration Agreements Containing Heightened Judicial Review Clauses After Hall Street Associates, L.L.C. v. Mattell, Inc.*, 40 LOY.U. CHI. L. J. 959 (2009).

COMMERCIAL , CONSUMER & FINANCIAL

Richard M. Alderman, *Why We Really Need the Arbitration Fairness Act*, 12 J. CONSUMER & COM. L. 151 (2009).

Arbitration, 12 J. CONSUMER & COM. L. 191 (2009).

Bradley J. Bondi, *Securities Arbitrations Involving Mortgage-Backed Securities and Collateralized Mortgage Obligations: Suitable for Unsuitability Claims?* 14 FORDHAM J. CORP. & FIN. L. 251 (2009).

Gabriel Bottini, *Should Arbitrators Live on Mars? Challenge of Arbitrators in Investment Arbitration*, 32 SUFFOLK TRANSNAT'L L. REV. 341 (2009).

Lorraine Brennan, *Ethics in Arbitration 2009: The Code of Ethics for Arbitrators in Commercial Disputes*, 189 PLI/NY 413 (July & September, 2009).

Charles N. Brower & Stephan W. Schill, *Is Arbitration a Threat or a Boon to the Legitimacy of International Investment Law?* 9 CHI. J. INT'L L. 471 (2009).

David D. Caron, *Investor State Arbitration: Strategic and Tactical Perspectives on Legitimacy*, 32 SUFFOLK TRANSNAT'L L. REV. 513 (2009).

Tai-Heng Cheng & Robert Trisotto, *Reasons and Reasoning in Investment Treaty Arbitration*, 32 SUFFOLK TRANSNAT'L L. REV. 409 (2009).

Richard Chernick, William F. Rylaarsdam, Thomas J. Stipanowich & Stephen J. Ware, *The Future of Commercial Arbitration*, 9 PEPP. DISP. RESOL. L. J. 415 (2009).

Paul C. Connors, *Investor-State Arbitration-ICSID Suggests Caution in Resting Treaty Claims on Disputes Over Which Tribunals Can Decline Jurisdiction-Duke Energy Electroquil Partners & Electroquil S.A. v. Republic of Ecuador*, 32 SUFFOLK TRANSNAT'L L. REV. 503 (2009).

Brian Cooper, *Ethics for Party Representatives in International Commercial Arbitration : Developing a Standard for Witness Preparation*, 22 GEO. J. LEGAL ETHICS 779 (2009).

Gilles Cuniberti, *Beyond Contract – The Case for Default Arbitration in International Commercial Disputes*, 32 FORDHAM INT'L L. J. 417 (2009).

Mark L. Desgrosseilliers, *Gimme Shelter: The Use of Alternative Dispute Resolution Procedures to Resolve Tort Claims in Bankruptcy*, 18 NORTON J. BANKR. L. PRAC. 19 (2009).

Christopher R. Drahozal & Quentin R. Whittrock, *Franchising, Arbitration, and the Future of the Class Action*, 3 ENTREPREN. BUS. L. J. 275 (2009).

Edward Wood Dunham, *A Trial Lawyer's Reflections on Arbitrating Franchise Disputes*, 3 ENTREPREN. BUS. L. J. 305 (2009).

Dominick T. Gattuso, *Drafting Arbitration Provisions for LLC Agreements*, 18 BUS. L. TODAY 53 (April, 2009).

Dwight Golann, *Nearing the Finish Line: Dealing With Impasse in Commercial Mediation*, 15:2 DISP. RESOL. MAG. 4 (Winter, 2009).

Jonathon C. Hamilton, *International Litigation and Arbitration: Three Decades of Latin American Commercial Arbitration*, 30 U. PA. J. INT'L L. 1099 (2009).

Veijo Heiskanen, *Forbidding Depecage: Law Governing Investment Treaty Arbitration*, 32 SUFFOLK TRANSNAT'L L. REV. 367 (2009).

Alan S. Kaplinsky, Mark J. Levin & Martin C. Bryce Jr., *Consumer Arbitration: The Tug of War Between the Federal and State Courts Intensifies*, 64 BUS. LAW. 627 (2009).

Greg Kerr, *Minnesota Among Several States Looking at Mediation of Foreclosures*, 15:2 DISP. RESOL. MAG. 30 (Winter, 2009).

Abba Kolo, *Tax "Veto" as a Special Jurisdictional and Substantive Issue in Investor-State Arbitration: Need for Reassessment?*, 32 SUFFOLK TRANSNAT'L L. REV. 475 (2009).

Soonghyun Daniel Lee, *Laissez-Faire International Investor-State Dispute Resolution Mechanism: The Inadequacy of Adopting U.S. Legal Standards for the KORUS FTA*, 18 TRANSNAT'L L. & CONTEMP. PROBS. 499 (2009).

Mandatory Arbitration Clauses: Proposals for Reform of Consumer-Defendant Arbitration, 122 HARV. L. REV. 1170 (2009).

Joshua T. Mandelbaum, *Stuck in a Bind: Can the Arbitration Fairness Act Solve the Problems of Mandatory Binding Arbitration in the Consumer Context?*, 94 IOWA L. REV. 1075 (2009).

Mediation Rising: States Depend on ADR to Help Clean Up the Mortgage Mess, 27 ALTERNATIVES TO HIGH COST LITIG. 57 (March, 2009).

Michael A. Marra & Rodney Toben, *Benefits of ADR in Commercial Real Estate Disputes*, 570 PLI / REAL 333 (2009).

Michael A. Marra & Rodney Toben, *Commercial Arbitration Rules and Mediation Procedures (Including Procedures for Large, Complex Commercial Disputes)*, 570 PLI / REAL 391 (2009).

Michael A. Marra & Rodney Toben, *Real Estate Industry Arbitration Rules (Including a Mediation Alternative)*, 570 PLI / REAL 427 (2009).

Pedro J. Martinez-Fraga & Rafael Domingo Oslé, *Globalization and Developments in the Apportionment of Jurisdiction Between Arbitrators and Courts Concerning International Commercial Arbitration*, 8 J. INT'L BUS. & L. 63 (2009).

Kathleen S. McArthur & Pablo A. Ormachea, *International Investor-State Arbitration: An Empirical Analysis of ICSID Decisions on Jurisdiction*, 28 REV. LITIG. 559 (2009).

Ronald J. Offenkrantz, *Arbitrating Commercial Issues: Do You Really Know the Out-of-Pocket Costs?* 81-Aug N.Y.ST.B.J. 30 (July/August, 2009)

Ernst-Ulrich Petersmann, *International Rule of Law and Constitutional Justice in International Investment Law and Arbitration*, 16 IND. J. GLOBAL LEGAL STUD. 513 (2009).

Daniel Schwarcz, *Redesigning Consumer Dispute Resolution: A Case Study of the British and American Approaches to Insurance Claims Conflict*, 83 TULANE L. REV. 735 (2009).

Ajay Shamdasani, *The Unknown Peacemaker (Commercial Arbitration in United Arab Emirates)* ASIALAW (Feb 2009).

Patricia Shaughnessy, *Dealing With Privileges in International Commercial Arbitration*, 792 PLI / LIT 257 (2009).

Steven Smith, Benjamin Smietana, Robin Wall, Ivana Cingel, Robin Dean, Grant Gelberg, Kevin Rubino, Spencer Jones, Stephanie Rogers & Matthew R. Kalinowski, *International Commercial Dispute Resolution*, 43 INT'L LAW. 443 (2009).

Kevin Tuininga, *International Commercial Arbitration in Cuba*, 22 EMORY INT'L L. REV. 571 (2008).

Michael Wagener, *Legal Certainty and the Incorporation of Charterparty Arbitration Clauses in Bills of Lading*, 40 J. MAR. L. & COM. 115 (2009).

Jie Wang, *Investor-State Arbitration: Where Does China Stand?*, 32 SUFFOLK TRANSNAT'L L. REV. 493 (2009).

Marcus Wang, *Dancing With the Dragon: What U.S. Parties Should Know About Chinese Law When Drafting a Contractual Dispute Resolution Clause*, 29 NW. J. INT'L L. & BUS. 309 (2009).

Mark C. Watler, *Arbitration of Securities Cases*, 47 HOUSTON LAW. 18 (July/Aug., 2009).

COMMUNITY & RACIAL

Lorig Charkoudian & Ellen Kabcenell Wayne, *Does It Matter If My Mediator Looks Like Me? The Impact of Racially Matching Participants and Mediators*, 15:3 DISP. RESOL. MAG. 22 (Spring, 2009).

Marvin E. Johnson & Homer C. La Rue, *The Gated Community*, 15:3 DISP. RESOL. MAG. 17 (Spring, 2009).

Marvin E. Johnson & Maria R. Volpe, *Uncovering Race in Dispute Resolution*, 15:3 DISP. RESOL. MAG. 4 (Spring, 2009).

Wallace Warfield, *Race Narratives in Dispute Resolution*, 15:3 DISP. RESOL. MAG. 10 (Spring, 2009).

CONSTRUCTION

Michael J. Altschuler, *Arbitrating Before a Non-Attorney Construction Industry Neutral*, 63 DISP. RESOL. J. 60 (Jan., 2009).

Michael A. Marra, *The AAA Guide to Drafting Alternative Dispute Resolution Clauses for Construction Contracts*, 567 PLI / REAL 459 (2009).

Michael A. Marra, *Construction Industry Arbitration Rules and Mediation Procedures (Including Procedures for Large, Complex Construction Disputes)*, 567 PLI / REAL 487 (2009).

Laurence R. Phillips, *Understanding Recent Developments in Construction Contracts and Dispute Resolution*, 2009 WL 1339226 (2009).

Susan Zuckerman, *Comparing Cost in Construction Arbitration & Litigation*, 570 PLI / REAL 311 (2009).

CORPORATE

Nicholas E. Eckelkamp, *Confidential Arbitration of Whistleblower Actions: A Loophole That Could Effectively Undo The Sarbanes-Oxley Act of 2002*, 2009 J. DISP. RESOL. 239.

Suzette M. Malveaux, *Is It the "Real Thing"? How Coke's One-Way Binding Arbitration May Bridge the Divide Between Litigation and Arbitration*, 2009 J. DISP. RESOL. 77.

COURT

David Aemmer, *Mediation in the Tenth Circuit*, 56 FED. LAW. 43 (May, 2009).

Thomas F. Ball III, *The Office of the Circuit Mediator : Settling Cases on Appeal in the Fourth Circuit*, 56 FED. LAW. 37 (May, 2009).

Jeanette Bellon & Sharon C. Degnan, *The Appeal of Appellate Mediation: Making the Case for an Attractive Dispute Resolution Tool*, 83 FLA. B. J. 32 (March, 2009).

Claudia Bernard, *Mediation in the Ninth Circuit Court of Appeals*, 56 FED. LAW. 41 (May, 2009).

Wayne D. Brazil, *Thoughts About Impasse for Mediators in Court Programs*, 15:2 DISP. RESOL. MAG. 11 (Winter, 2009).

Suzanne V. Chamberlain, *An Overview of Mediator Disclosure and Disqualification Issues in Court-Connected Mediation*, 51 ORANGE CO. L. 31 (April, 2009).

Candy Wagahoff Dale, *Judicially Supervised Alternative Dispute Resolution: Perspectives From a Magistrate Judge*, 56 FED. LAW. 47 (May, 2009).

Penny Ellison, *Mediation in the U.S. Court of Appeals for the Third Circuit*, 56 FED. LAW. 35 (May, 2009).

Donald Hawbaker, *Mediation in the Eleventh Circuit*, 56 FED. LAW. 44 (May, 2009).

Robert W. Rack Jr., *Mediation in the Sixth U.S. Circuit Court of Appeals*, 56 FED. LAW. 38 (May, 2009).

Joel N. Shapiro, *Mediation in the U.S. Court of Appeals for the Seventh Circuit*, 56 FED. LAW. 40 (May, 2009).

Joe St. Amant, *Appellate Mediation in the Fifth Circuit: A Brief Overview*, 56 FED. LAW. 38 (May, 2009).

Vincenzo Varano, *The Modern Civil Process: Judicial and Alternative Forms of Dispute Resolution in England*.(Book review), 28 CIV. JUST. Q. 152 (Jan., 2009).

Voluntary Appellate Mediation Pilot Program, 44 ARK. LAW. 49 (Winter, 2009).

Amy E. Wind, *Appellate Mediation Program of the D.C. Circuit*, 56 FED. LAW. 45 (May, 2009).

CRIMINAL JUSTICE

Gabriel Hallevy, *Is ADR (Alternative Dispute Resolution) Philosophy Relevant to Criminal Justice?—Plea Bargains as Mediation Process Between the Accused and the Prosecution*, 5 ORIGINAL L. REV. 1 (2009).

Gabriel Hallevy, *The Defense Attorney as Mediator in Plea Bargains*, 9 PEPP. DISP. RESOL. L. J. 495 (2009).

EMPLOYMENT

Vivian Berger, *Respect in Mediation : A Counter to Disrespect in the Workplace*, 63 DISP. RESOL. J. 18 (Jan., 2009).

Matthew M. Bodah, *What Labor Arbitrators Should Know About Arbitral Immunity*, 63 DISP. RESOL. J. 28 (Jan., 2009).

David Broderdorf, *Labor and Employment Law: Mandatory Interest Arbitration in the Private Sector*, 26 GPSOLO 38 (Mar., 2009).

Michael B. Cooper, *Class-less? An Analysis of the California Supreme Court's Denial of Employers' Right to Use Class Arbitration Waivers in Employment Agreements in Gentry v. Superior Court*, 2 J. BUS. ENTREPRENEURSHIP & L. 459 (2009).

Nicholas E. Eckelkamp, *Confidential Arbitration of Whistleblower Actions: A Loophole That Could Effectively Undo The Sarbanes-Oxley Act of 2002*, 2009 J. DISP. RESOL. 239.

Christian N. Elloie, *Are Pre-Dispute Jury Trial Waivers a Bargain for Employers Over Arbitration? It Depends on the Employee*, 76 DEF. COUNS. J. 91 (2009).

Seth Galanter & Jeremy M. McLaughlin, *Does the Supreme Court Decision in 14 Penn Plaza Augur the Unification of the FAA and Labor Arbitration Law?*, 64 J. DISP. RESOL. 56 (2009).

Jay E. Grenig & Rocco M. Scanza, *The Case for the Non-Lawyer Employment Arbitrator*, 64 J. DISP. RESOL. 8 (2009).

John F. Griffee, *The Arkansas Supreme Court Resists the Judicial Movement to Enforce Mandatory-Arbitration Provisions in Employment Contracts in Arkansas Diagnostic Center, P.A. v. Tahiri*, 62 ARK. L. REV. 381 (2009).

Susan K. Hippensteele, *Revisiting the Promise of Mediation for Employment Discrimination Claims*, 9 PEPP. DISP. RESOL. L. J. 211 (2009).

Stuart M. Israel & Barry Goldman, *The Arbitration Dialogues: An Advocate Talks to Arbitrators and an Arbitrator Talks Back*, 88 MI. BAR JNL. 28 (Jan., 2009)

Michael Jedel, Helen LaVan & Robert Perkovich, *An Analysis of Factors Present in Challenged and Vacated Labor and Employment Arbitration Awards*, 63 DISP. RESOL. J. 36 (Jan., 2009).

Michael H. Leroy, *Do Courts Create Moral Hazard?: When Judges Nullify Employer Liability in Arbitrations*, 93 MINN. L. REV. 998 (2009).

Suzette M. Malveaux, *Is It the "Real Thing"? How Coke's One-Way Binding Arbitration May Bridge the Divide Between Litigation and Arbitration*, 2009 J. DISP. RESOL. 77.

Mitchell H. Rubinstein, *Duty of Fair Representation Jurisprudential Reform: The Need to Adjudicate Disputes in Internal Union Review Tribunals and the Forgotten Remedy of Re-Arbitration*, 42 U. MICH. J. L. REFORM 517 (2009).

Astrid Sanders, *Part One of the Employment Act 2008: 'Better' Dispute Resolution?*(United Kingdom) 38 INDUS. L. J. 30.(2009).

Matthew J. Tronzano, *Employer-Employee Arbitration Agreements and New Jersey's Clearly Written Provision*, 33 RUTGERS L. REC. 74 (2009).

Christopher Walsh, *A 'Sea Change' for Collective Bargaining as the U.S. Supreme Court Permits Unions to Agree to Arbitration for Discrimination Claims*, 27 ALTERNATIVES TO HIGH COST LITIG. 85 (2009).

Michael D. Young, *JAMS Guide to Dispute Resolution for Employment Programs and Sample Clause Language*, SP027 ALI-ABA 633 (2009).

Michael D. Young, *JAMS Policy on Employment Arbitration Minimum Standards of Procedural Fairness*, SP027 ALI-ABA 641 (2009).

Michael D. Young, *JAMS Employment Arbitration Rules & Procedures*, SP027 ALI-ABA 647 (2009).

Arnold M. Zack, *How Labor Arbitration Has Changed the Workplace Landscape in Cambodia*, 64 J. DISP. RESOL. 76 (2009).

Yun Zhao, *China's New Labor Dispute Resolution Law: A Catalyst for the Establishment of Harmonious Labor Relationship?* 30 COMP. LAB. L. & POL'Y. J. 409 (2009).

ENVIRONMENTAL & NATURAL RESOURCES

Manuel A. Abdala, *Key Damage Compensation Issues in Oil and Gas International Arbitration Cases*, 24 AM. U. INT'L L. REV. 539 (2009).

William G. Bassler & Yitzchok Segal, *Mediating International Environmental Tort Claims in the Shadow of the Alien Tort Claims Act*, 63 DISP. RESOL. J. 72 (Jan., 2009).

James Bremen, *Dispute Resolution in International Mining Contracts*, 210 ENG'G & MINING J. 60 (2009).

Raymond Dake, *The Great Compromise: Overcoming Impasse in Interstate Water Compacts Through the Use of Alternative Dispute Resolution*, 77 UMKC L. Rev. 789 (2009).

Joanna M. Fuller, *The Sanctity of Settlement: Stopping CERCLA's Volunteer Remediators From Sidestepping the Settlement Bar*, 34 COLUM. J. ENVTL. L. 219 (2009).

LoValerie Mullins, *The Equity Illusion of Surface Ownership in Coalbed Methane Gas; The Rise of Mutual Simultaneous Rights in Mineral Law and the Resulting Need for Dispute Resolution in Split Estate Relations*, 16 MO. ENVTL. L. & POL'Y REV. 109 (2009).

Report of the Alternative Dispute Resolution Committee, 30 ENERGY L. J. 195 (2009).

Emily A. Witten, *Arbitration of Venezuelan Oil Contracts: A Losing Strategy?* 4 TEX. J. OIL GAS & ENERGY L. 55 (2009).

FAMILY, CHILDREN & DOMESTIC

Connie J. A. Beck, Michele E. Walsh & Rose Weston, *Analysis of Mediation Agreements of Families Reporting Specific Types of Intimate Partner Abuse*, 47 FAM. CT. REV. 401 (2009).

Robert A. Baruch Bush, Lisa Hershman, Robert Thaler & Christena Vitkovich, *Practice Innovation: Supporting Family Strength: The Use of Transformative Mediation in a PINS Mediation Clinic*, 47 FAM. CT. REV. 148 (2009).

Leonard Edwards, *Child Protection Mediation: A 25-Year Perspective*, 47 FAM. CT. REV. 69 (2009).

Gregory Firestone, *Empowering Parents in Child Protection Mediation: Challenges and Opportunities*, 47 FAM. CT. REV. 98 (2009).

Marilou Giovannucci & Karen Largent, *A Guide to Effective Child Protection Mediation: Lessons From 25 Years of Practice*, 47 FAM. CT. REV. 38 (2009).

Elin Henrysson & Sandra F. Joireman, *On the Edge of the Law: Women's Property Rights and Dispute Resolution in Kisii, Kenya*, 43 L. & SOC'Y REV. 39 (2009).

Liza Cohen Hita et al., *Family Court-University Partnership to Benefit Divorcing Families*, 47 FAM. CT. REV. 436 (2009).

Amy Holtzworth-Munroe, Amy G. Applegate & Brian D'Onofrio, *Family Dispute Resolution: Charting a Course for the Future*, 47 FAM. CT. REV. 493 (2009).

Krystle Jordan, *Need to be Heard : Increasing Child Participation in Protection Mediation Through the Implementation of Model Standards*, 47 FAM. CT. REV. 715 (2009).

Joan Kathol, *Trends in Child Protection Mediation: Results of the Think Tank Survey and Interviews*, 47 FAM. CT. REV. 116 (2009).

Melissa A. Kucinski, *Culture in International Parental Kidnapping Mediations*, 9 PEPP. DISP. RESOL. L. J. 555 (2009).

Patricia M. Martin, *Child Protection Mediation: The Cook County, Illinois Experience – A Judge’s Perspective*, 47 FAM. CT. REV. 81 (2009).

M. Jerry McHale, Irene Robertson & Andrea Clarke, *Building a Child Protection Mediation Program in British Columbia*. 47 FAM. CT. REV. 86 (2009).

Jennifer E. McIntosh, *Legislating for Shared Parenting: Exploring Some Underlying Assumptions*, 47 FAM. CT. REV. 389 (2009).

Kelly Browe Olson, *Family Group Conferencing and Child Protection Mediation: Essential Tools for Prioritizing Family Engagement in Child Welfare Cases*, 47 FAM. CT. REV. 53 (2009).

Peter Salem, *The Emergence of Triage in Family Court Services: The Beginning of the End for Mandatory Mediation?* 47 FAM. CT. REV. 371 (2009).

Andrew Schepard, *Special Issue on Mediation and Conferencing in Child Protection Disputes*, 47 FAM. CT. REV. 1 (2009).

Jana B. Singer, *Dispute Resolution and the Post-Divorce Family: Implications of a Paradigm Shift*, 47 FAM. CT. REV. 363 (2009).

Nancy Thoennes, *What We Know Now: Findings From Dependency Mediation Research*, 47 FAM. CT. REV. 21 (2009).

Thomas D. Vu, *Going to Court as a Last Resort: Establishing a Duty for Attorneys in Divorce Proceedings to Discuss Alternative Dispute Resolution With Their Clients*, 47 FAM. CT. REV. 586 (2009).

Sharlene A. Wolchik et al., *The New Beginnings Program for Divorcing and Separating Families: Moving from Efficacy to Effectiveness*, 47 FAM. CT. REV. 416 (2009).

GENERAL

Arthur M. Ahalt, *What You Should Know About Online Dispute Resolution*, . 20 PRAC. LITIGATOR (March, 2009).

Andrew L. Braunfeld, *Avoiding the Black Hole: The Case for Alternative Dispute Resolution in Place of Civil Litigation*, 31 PA. LAW. 36 (September/October 2009).

Theodore Eisenberg & Charlotte Lanvers, *What is the Settlement Rate and Why Should We Care?* 6 J. EMPIRICAL LEGAL STUD. 111 (2009).

Kristin L. Fortin, *Reviving the Lawyer's Role as Servant Leader: The Professional Paradigm and a Lawyer's Ethical Obligation to Inform Clients About Alternative Dispute Resolution*, 22 GEO. J. LEGAL ETHICS 589 (2009).

Bobby Marzine Harges, *Alternative Dispute Resolution*, 56 LA. B. J. 293 (2009).

Richard T. Payne, *All Things ADR Considered.(Indiana)*, 52 RES GESTAE (April, 2009).

Robert J. Rhee, *Toward procedural optionality: private ordering of public adjudication*. 84 N.Y.U. L. REV. 514 (2009).

Leonard L. Riskin, *Awareness and ethics in dispute resolution and law: why mindfulness tends to foster ethical behavior*. 50 S. TEX. L. REV. 493 (2009).

Melanie Robin, *Collaborative Law*, 21-2 Legaldade 2 (May, 2009).

The Sixth John A. Speziale Alternative Dispute Resolution Symposium, 27 QUINNIPIAC L. REV. 767 (2009).

Jean R. Sternlight, *Dispute Resolution and the Quest for Justice*, 19:1 EXPERIENCE 14 (2009).

HEALTH CARE

Lauren Gaffney, *The Circle of Assent: How "Agreement" Can Save Mandatory Arbitration in Long-Term Care Contracts*", 62 VAND. L. REV. 1017 (2009).

Stanley A. Leasure & Kent P. Ragan, *Arbitration of Medical Malpractice Claims: Patient's Dilemma and Doctor's Delight?*, 28 MISS. C. L. REV. 51 (2009).

Thaddeus Mason-Pope, *Multi-Institutional Healthcare Ethics Committees: The Procedurally Fair Internal Dispute Resolution Mechanism*, 31 CAMPBELL L. REV. 257 (2009).

Carolyn L. Rosenblatt, *Mediating Elder Disputes in Assisted Living Facilities*, 19:1 EXPERIENCE 27 (2009).

Lisa Tripp, *A Senior Moment: The Executive Branch Solution to the Problem of Binding Arbitration Agreements in Nursing Home Admission Contracts*, 31 CAMPBELL L. REV. 157 (2009).

INTELLECTUAL PROPERTY

Alternative Dispute Resolution Takes Off, MANAGING INTELL. PROP. (March, 2009).

Disclaimer in Trademark Registration Sinks UDRP Action.(Uniform Domain Name Dispute Resolution Policy) 12 J. INTERNET L. 27 (Feb., 2009).

Carla C. Calcagna, *Discovery, Motion Practice and Alternative Dispute Resolution*, 959 PLI / PAT 195 (2009).

Zela “Zee” G. Claiborne, *Designing a Fair, Efficient and Cost-Effective Arbitration*, 964 PLI / PAT 885 (2009).

Murray Lee Eiland, *The Institutional Role in Arbitrating Patent Disputes*, 9 PEPP. DISP. RESOL. L. J. 283 (2009).

Stuart D. Levi, *Arbitration in Outsourcing Agreements*, 981 PLI/PAT 577 (2009).

Daniel Schimmel & Ila Kapoor, *Resolving International Intellectual Property Disputes in Arbitration*, 21 INTELL. PROP & TECH. L.J. 5 (2009).

Boris Shapiro, *Trademark Arbitration: A First Rate Change for a Second Life Future*, 8 CHI-KENT J. INTELL. PROP. 273 (2009).

William A. Tannenbaum, *Arbitration of Outsourcing, IP and Technology Disputes*, 981 PLI/PAT 217 (2009).

Vietnam Issues Regulations on Domain Name Dispute Resolution, MANAGING INTELL. PROP. (Feb., 2009).

INTERNATIONAL & COMPARATIVE

Manuel A. Abdala, *Key Damage Compensation Issues in Oil and Gas International Arbitration Cases*, 24 AM. U. INT’L L. REV. 539 (2009).

Funke Adekoya, *ADR Client Strategies in the Middle East and Africa : Alternative Dispute Resolution in Nigeria*, ASPATORE, 2009 WL 2966289.

Mohamed Y. Alem, *ADR Client Strategies in the Middle East and Africa : ADR: The Latest Trends and Strategies in the Mena Region*, ASPATORE, 2009 WL 2966292.

Shahla F. Ali, *Approaching the Global Arbitration Table: Comparing the Advantages of Arbitration as Seen by Practitioners in East Asia and the West*, 28 REV. LITIG. 791 (2009).

Taha Alizai & Syed Bulent Sohail, *ADR Client Strategies in the Middle East and Africa : ADR in Pakistan : Successful Client Strategies*, ASPATORE, 2009 WL 2966296.

Omar Aljazy, *ADR Client Strategies in the Middle East and Africa :Practical Implications of Arbitration in Jordan*, ASPATORE, 2009 WL 2966295.

Alberto Alvarez-Jimenez, *The WTO Appellate Body's Decision-Making Process: A Perfect Model for International Adjudication?* 12 J. INT'L ECON. L. 289 (2009).

Steven K. Andersen, *ICDR Offers Concurrent Mediation / Arbitration Clause*, 63 DISP. RESOL. J. 15 (Jan., 2009).

Sofia G. Avilova, *Attaining Democracy in Georgia; Using Mediation to Rescue Georgia's Democratic Transformation*. 17 MICH. ST. J. INT'L L. 465 (2009).

The Beijing Arbitration Commission & The Straus Institute for Dispute Resolution, *East Meets West: An International Dialogue on Mediation and Med-Arb In the United States and China*, 9 PEPP. DISP. RESOL. L. J. 379 (2009).

William G. Bassler & Yitzchok Segal, *Mediating International Environmental Tort Claims in the Shadow of the Alien Tort Claims Act*, 63 DISP. RESOL. J. 72 (Jan., 2009).

Joseph Benkel, *ADR Client Strategies in the Middle East and Africa : Fundamentals of Alternative Dispute Resolution in Israel*, ASPATORE, 2009 WL 2966294.

Phyllis E. Bernard, *Bringing Soul to International Negotiation*, 25 NEGOT. J. 147 (April, 2009).

Alexis Blane, *Sovereign Immunity as a Bar to the Execution of International Arbitral Awards*, 41 N.Y.U. J. INT'L L. & POL. 453 (2009).

Gary Born, *International Litigation and Arbitration: The Principle of Judicial Non-Interference in International Arbitral Proceedings*, 30 U. PA. J. INT'L L. 999 (2009).

Paulo Brancher, *ADR Client Strategies in Central and South America : Flexibility in Strategizing ADR Proceedings in Brazil*, ASPATORE, 2009 WL 2966268.

James Bremen, *Dispute Resolution in International Mining Contracts*, 210 ENG'G & MINING J. 60 (2009).

Charles N. Brower & Stephan W. Schill, *Is Arbitration a Threat or a Boon to the Legitimacy of International Investment Law?* 9 CHI. J. INT'L L. 471 (2009).

David D. Caron, *Investor State Arbitration: Strategic and Tactical Perspectives on Legitimacy*, 32 SUFFOLK TRANSNAT'L L. REV. 513 (2009).

James H. Carter, *Choosing the Place of Arbitration: New York*, 792 PLI / LIT 133 (2009).

Aaron Catabagan, *Rights of action for private non-state actors in the WTO dispute settlement system*. 37 DENV. J. INT'L L. & POL'Y 279 (2009).

Ruth Charlton, *Practical Realities in Dispute Resolution* 20 AUSTRALASIAN DISP. RESOL. J. 10 (2009).

Tai-Heng Cheng & Robert Trisotto, *Reasons and Reasoning in Investment Treaty Arbitration*, 32 SUFFOLK TRANSNAT'L L. REV. 409 (2009).

Adrian Cole, *ADR Client Strategies in the Middle East and Africa : An Overview of Alternative Dispute Resolution in the United Arab Emirates*, ASPATORE, 2009 WL 2966290.

Brian Cooper, *Ethics for Party Representatives in International Commercial Arbitration : Developing a Standard for Witness Preparation*, 22 GEO. J. LEGAL ETHICS 779 (2009).

César Coronel-Jones, *ADR Client Strategies in Central and South America : Investment Arbitration in Ecuador*, ASPATORE, 2009 WL 2966270.

Paul C. Connors, *Investor-State Arbitration-ICSID Suggests Caution in Resting Treaty Claims on Disputes Over Which Tribunals Can Decline Jurisdiction-Duke Energy Electroquil Partners & Electroquil S.A. v. Republic of Ecuador*, 32 SUFFOLK TRANSNAT'L L. REV. 503 (2009).

Gilles Cuniberti, *Beyond Contract – The Case for Default Arbitration in International Commercial Disputes*, 32 FORDHAM INT'L L. J. 417 (2009).

Andrew Dahdal & Peter Gillies, *Characterising the Action In Rem in Australia and the Implications on International Commercial Arbitration*, 40 J. MAR. L. & COM. 271 (2009).

William J. Davey, *Compliance Problems in WTO Dispute Settlement*, 42 CORNELL INT'L L.J. 119 (2009).

Nancy Erbe, Chinedu Bob Ezeh, Daniel Karanja, Neba Monifor, George Mubanga & Ndi Richard Tanto, *Negotiating and Mediating Peace in Africa*, 9 PEPP. DISP. RESOL. L. J. 457 (2009).

John Fellas, *Using Section 1782 in International Arbitration*, 792 PLI / LIT 73 (2009).

Thomas Benes Felsberg, *ADR Client Strategies in Central and South America : Common Disputes in Brazil and Successful Strategies for Resolving Them Through Arbitration*, ASPATORE, 2009 WL 2966269.

Susan D. Franck, *Development and Outcomes of Investment Treaty Arbitration*, 50 HARV. INT'L L. J. 435 (2009).

Alain Frécon, *Delaying Tactics in Arbitration*, 792 PLI / LIT 239 (2009).

- Susan D. Franck, *Development and Outcomes of Investment Treaty Arbitration*, 50 HARV. INT'L L. J. 435 (2009).
- Mauricio Gomm-Santos, *Brazil's Conflicting International Arbitration Case Law: The Inepar and Renault Decisions*, 64 J. DISP. RESOL. 82 (2009).
- Weixia Gu, *Judicial Review Over Arbitration in China: Assessing the Extent of the Latest Pro-Arbitration Move by the Supreme People's Court in the People's Republic of China*, 27 WIS. INT'L L.J. 221 (2009).
- Jonathon C. Hamilton, *International Litigation and Arbitration: Three Decades of Latin American Commercial Arbitration*, 30 U. PA. J. INT'L L. 1099 (2009).
- Alexandra R. Harrington, *Peer Pressure: Correlations Between Membership in Regional and Regional Economic Organizations in the Context of WTO Dispute Resolution Claims*, 5 S.C. J. INT'L L. & BUS. 35 (2008).
- Veijo Heiskanen, *Forbidding Depecage: Law Governing Investment Treaty Arbitration*, 32 SUFFOLK TRANSNAT'L L. REV. 367 (2009).
- Elin Henrysson & Sandra F. Joireman, *On the Edge of the Law: Women's Property Rights and Dispute Resolution in Kisii, Kenya*, 43 L. & SOC'Y REV. 39 (2009).
- Chester D. Hooper, *Forum Selection and Arbitration in the Draft Convention on Contracts for the International Carriage of Goods Wholly or Partly by Sea, or The Definition of Fora Conveniens Set Forth in the Rotterdam Rules*, 44 TEX. INT'L L. J. 417 (2009).
- Anthony Idigbe, *ADR Client Strategies in the Middle East and Africa : ADR Practice in Nigeria*, ASPATORE, 2009 WL 2966291.
- Abba Kolo, *Tax "Veto" as a Special Jurisdictional and Substantive Issue in Investor-State Arbitration: Need for Reassessment?*, 32 SUFFOLK TRANSNAT'L L. REV. 475 (2009).
- Daniel A. Krawiec, *SEMPRA International v. The Argentine Republic : Reaffirming the Rights of Foreign Investors to the Protection of ICSID Arbitration*, 15 L. & BUS. REV. AM. 311 (2009).
- Tarcísio Araújo Kroetz, *ADR Client Strategies in Central and South America : ADR : A New Reality in Business Transactions*, ASPATORE, 2009 WL 2966266.
- Melissa A. Kucinski, *Culture in International Parental Kidnapping Mediations*, 9 PEPP. DISP. RESOL. L. J. 555 (2009).

Soonghyun Daniel Lee, *Laissez-Faire International Investor-State Dispute Resolution Mechanism: The Inadequacy of Adopting U.S. Legal Standards for the KORUS FTA*, 18 TRANSNAT'L L. & CONTEMP. PROBS. 499 (2009).

Guillaume Lemenez & Paul Quigley, *The ICDR's Emergency Arbitrator Procedure in Action Part II : Enforcing Emergency Arbitrator Decisions*, 63 DISP. RESOL. J. 66 (Jan. 2009).

Julian D. M. Lew, *Does National Court Involvement Undermine the International Arbitration Process?* 24 AM. U. INT'L L. REV. 489 (2009).

Daniel Barstow Magraw Jr. & Niranjali Manel Amerasinghe, *Transparency and Public Participation in Investor-State Arbitration*, 15 ILSA J. INT'L & COMP. L. 337 (2009).

Bruce L. Mann, *Smoothing Some Wrinkles in Online Dispute Resolution* 17 INT'L J. L.& INFO. TECH. 83 (2009).

Barbara Marchetti, *The WTO Dispute Settlement System: Administration, Court or Tertium Genus?* 32 SUFFOLK TRANSNAT'L L. REV. 567 (2009).

Amir Marghany, *ADR Client Strategies in the Middle East and Africa : Arbitration Strategies and Trends in Egypt*, ASPATORE, 2009 WL 2966287.

Pedro J. Martinez-Fraga & Rafael Domingo Oslé, *Globalization and Developments in the Apportionment of Jurisdiction Between Arbitrators and Courts Concerning International Commercial Arbitration*, 8 J. INT'L BUS. & L. 63 (2009).

Kathleen S. McArthur & Pablo A. Ormachea, *International Investor-State Arbitration: An Empirical Analysis of ICSID Decisions on Jurisdiction*, 28 REV. LITIG. 559 (2009).

M. Jerry McHale, Irene Robertson & Andrea Clarke, *Building a Child Protection Mediation Program in British Columbia*. 47 FAM. CT. REV. 86 (2009).

David J. McLean, *International Litigation and Arbitration: Toward A New International Dispute Resolution Paradigm: Assessing the Congruent Evolution of Globalization and International Arbitration*, 30 U. PA. J. INT'L L. 1087 (2009).

Simon Morgan, *Choosing the Place of Arbitration: London*, 792 PLI / LIT 107 (2009).

Hugo Morote, *ADR Client Strategies in Central and South America : The Fortification of ADR in Peru*, ASPATORE, 2009 WL 2966265.

Karim Nassif & Gordon Blanke, *ADR Client Strategies in the Middle East and Africa : Arbitrating in the UAE and the Middle East – Some Cultural Insights for the Unaware*, ASPATORE, 2009 WL 2966288.

Carmen Núñez-Lagos & Bredin Prat, *Why Choose Paris as the Seat for Your Next Arbitration*, 792 PLI / LIT 167 (2009).

Randall Peerenboom & Xin He, *Dispute Resolution in China: Patterns, Causes and Prognosis*, 4 E. ASIA L. REV. 1 (2009).

Doron Pely, *Resolving Clan-Based Disputes Using the Sulha, the Traditional Dispute Resolution Process of the Middle East*, 63 DISP. RESOL. J. 80 (Jan. 2009).

Ernst-Ulrich Petersmann, *International Rule of Law and Constitutional Justice in International Investment Law and Arbitration*, 16 IND. J. GLOBAL LEGAL STUD. 513 (2009).

Abbas Ravjani, *The Court of Arbitration for Sport : A Subtle Form of International Delegation*, 2 J. INT'L MEDIA & ENT. L. 241 (2009).

Mauro Rubino-Sammartano, *The View From Abroad on a Parade of Choices: Alternative Processes to the 'Traditional' Alternative, Arbitration*, 23 ALTERNATIVES TO HIGH COST LITIG. 83 (2009).

Astrid Sanders, *Part One of the Employment Act 2008: 'Better' Dispute Resolution?(United Kingdom)* 38 INDUS. L. J. 30.(2009).

Daniel Schimmel & Melissa E. Byroade, *Does 28 U.S.C. §1782 Allow U.S. Courts to Order Discovery for Use in Private International Arbitration?*, 792 PLI / LIT 187 (2009).

Daniel Schimmel & Ila Kapoor, *Resolving International Intellectual Property Disputes in Arbitration*, 21 INTELL. PROP & TECH. L.J. 5 (2009).

Daniel Schwarcz, *Redesigning Consumer Dispute Resolution: A Case Study of the British and American Approaches to Insurance Claims Conflict*, 83 TULANE L. REV. 735 (2009).

Ajay Shamdasani, *The Unknown Peacemaker. (Commercial Arbitration in United Arab Emirates)* ASIALAW (Feb 2009).

Patricia Shaughnessy, *Dealing With Privileges in International Commercial Arbitration*, 792 PLI / LIT 257 (2009).

Craig Shepherd, *ADR Client Strategies in the Middle East and Africa : ADR Strategy in the United Arab Emirates*, ASPATORE, 2009 WL 2966293.

Steven Smith, Benjamin Smietana, Robin Wall, Ivana Cingel, Robin Dean, Grant Gelberg, Kevin Rubino, Spencer Jones, Stephanie Rogers & Matthew R. Kalinowski, *International Commercial Dispute Resolution*, 43 INT'L LAW. 443 (2009).

Anna Spain, *Using International Dispute Resolution to Address the Compliance Question in International Law*, 40 GEO. J. INT'L L. 807 (2009).

S.I. Strong, *Are U.S Arbitrators Creating Internationally Enforceable Awards When Ordering Class Arbitration in Cases of Contractual Silence or Ambiguity?*, 30 MICH. J. INT'L L. 1017 (2009).

Yashuhei Taniguchi (Symposium Keynote) ; articles by John J. Barcelo III, Andrew T. Guzman, Joost Pauwelyn and Luiz Eduardo Salles, *Process and Procedure in WTO Dispute Settlement*, 42 CORNELL INT'L L.J. 1 (2009).

Joseph Tirado, *Enforcement of Awards in India : Lessons From the Indian Arbitration Act*, 792 PLI / LIT 225 (2009).

Kevin Tuininga, *International Commercial Arbitration in Cuba*, 22 EMORY INT'L L. REV. 571 (2008).

Vera van Houtte, Stephan Wilske & Michael Young, *What's New in European Arbitration?* 63 DISP. RESOL. J. 10 (Jan., 2009).

Andre Van Merwe & Sizwe Snail, *A Brief Excursus on the South African Online Alternative Dispute Resolution: Lex Informatica Conference, 21St-23rd May 2008 Pretoria, South Africa*, 2008 J. INFO. L. & TECH. (Jan 2009).

Vincenzo Varano, *The Modern Civil Process: Judicial and Alternative Forms of Dispute Resolution in England.*(Book review), 28 CIV. JUST. Q. 152 (Jan., 2009).

Bradley J. Vogel, *Rice Co. (Suisse), S.A. v. Precious Flowers Ltd. – Precious Indeed: The Fifth Circuit Refrains from Compelling Arbitration of a Nonsignatory Vessel Owner*, 33 TUL. MAR. L. J. 589 (2009).

Marcus Wang, *Dancing With the Dragon: What U.S. Parties Should Know About Chinese Law When Drafting a Contractual Dispute Resolution Clause*, 29 NW. J. INT'L L. & BUS. 309 (2009).

Marc Weller, *Settling Self-Determination Conflicts: Recent Developments*, 20 EUR. J. INT'L L. 111 (2009).

Arnold M. Zack, *How Labor Arbitration Has Changed the Workplace Landscape in Cambodia*, 64 J. DISP. RESOL. 76 (2009).

Yun Zhao, *China's New Labor Dispute Resolution Law: A Catalyst for the Establishment of Harmonious Labor Relationship?* 30 COMP. LAB. L. & POL'Y. J. 409 (2009).

MEDIATION & PROCEDURE

David Aemmer, *Mediation in the Tenth Circuit*, 56 FED. LAW. 43 (May, 2009).

Thomas F. Ball III, *The Office of the Circuit Mediator : Settling Cases on Appeal in the Fourth Circuit*, 56 FED. LAW. 37 (May, 2009).

John Bates Jr., *Mediation: An Effective Way to Connect With Clients*, 38 THE BRIEF 62 (2009).

Connie J. A. Beck, Michele E. Walsh & Rose Weston, *Analysis of Mediation Agreements of Families Reporting Specific Types of Intimate Partner Abuse*, 47 FAM. CT. REV. 401 (2009).

The Beijing Arbitration Commission & The Straus Institute for Dispute Resolution, *East Meets West: An International Dialogue on Mediation and Med-Arb In the United States and China*, 9 PEPP. DISP. RESOL. L. J. 379 (2009).

Vivian Berger, *Respect in Mediation : A Counter to Disrespect in the Workplace*, 63 DISP. RESOL. J. 18 (Jan., 2009).

Claudia Bernard, *Mediation in the Ninth Circuit Court of Appeals*, 56 FED. LAW. 41 (May, 2009).

Wayne D. Brazil, *Thoughts About Impasse for Mediators in Court Programs*, 15:2 DISP. RESOL. MAG. 11 (Winter, 2009).

Peter F. Carello, *The Importance of the Opening Session of Mediations*, 38 THE BRIEF 68 (2009).

Penny Ellison, *Mediation in the U.S. Court of Appeals for the Third Circuit*, 56 FED. LAW. 35 (May, 2009).

T. Noble Foster & Selden Prentice, *The Promise of Confidentiality in Mediation: Practitioners' Perceptions*, 2009 J. DISP. RESOL. 163.

James C. Freund, *Three's A Crowd – How to Resolve a Knotty Multi-Party Dispute Through Mediation*, 64 BUS. LAW. 359 (2009).

Dwight Golann, *Nearing the Finish Line: Dealing With Impasse in Commercial Mediation*, 15:2 DISP. RESOL. MAG. 4 (Winter, 2009).

Stephen B. Goldberg & Margaret L. Shaw, *Is the Mediator's Primary Goal to Settle the Dispute?*, 15:2 DISP. RESOL. MAG. 16 (Winter, 2009).

Michael Goldsmith, *Confession of a litigator : The Surprising Benefits of Mediation*, 22 UTAH B. J. 11 (2009).

Robert L. Harris Sr., *Attorneys as Advocates in Mediation*, SP006 ALI-ABA 213 (2009).

Donald Hawbaker, *Mediation in the Eleventh Circuit*, 56 FED. LAW. 44 (May, 2009).

Timothy Hedeem, *Mediation As Contact Sport*, 15:2 DISP. RESOL. MAG. 24 (Winter, 2009).

Susan K. Hippensteele, *Revisiting the Promise of Mediation for Employment Discrimination Claims*, 9 PEPP. DISP. RESOL. L. J. 211 (2009).

Brian Jarrett, *The Future of Mediation: A Sociological Perspective*, 2009 J. DISP. RESOL. 49.

Scott J. Johnson, *Effective Mediation of Eminent Domain Cases : From the Viewpoint of the Attorney Representing the Client at Mediation*, SP006 ALI-ABA 205 (2009).

Stephen Kelson, *Small Claims Mediation : Thoughts for Practitioners*, 22 UTAH B. J. 31 (June, 2009).

Greg Kerr, *Minnesota Among Several States Looking at Mediation of Foreclosures*, 15:2 DISP. RESOL. MAG. 30 (Winter, 2009).

John Lande, *Dispute Resolution: Doing the Best Mediation You Can*, 26 GPSOLO 30 (Mar., 2009).

Mediation Rising: States Depend on ADR to Help Clean Up the Mortgage Mess, 27 ALTERNATIVES TO HIGH COST LITIG. 57 (March, 2009).

Michael A. Marra & Rodney Toben, *Commercial Arbitration Rules and Mediation Procedures (Including Procedures for Large, Complex Commercial Disputes)*, 570 PLI / REAL 391 (2009).

Michael A. Marra, *Construction Industry Arbitration Rules and Mediation Procedures (Including Procedures for Large, Complex Construction Disputes)*, 567 PLI / REAL 487 (2009).

Michael A. Marra & Rodney Toben, *Drafting Dispute Resolution Clauses: A Practical Guide*, 570 PLI / REAL 343 (2009).

Harry N. Mazadoorian, *First (Mediation) Step: Stop the Shooting*, 27 ALTERNATIVES TO HIGH COST LITIG. 17 (Feb., 2009).

Betsy A. Miller & David G. Seibel, *Untapped Potential: Creating a Systematic Model for Mediation Preparation*, 64 J. DISP. RESOL. 50 (2009).

Michael L. Moffitt, *The Four Ways to Assure Mediator Quality (and why none of them work)*, 24 OHIO ST. J. DISP. RESOL. 191 (2009).

Douglas E. Noll, *The Myth of the Mediator as Settlement Broker*, 64 J. DISP. RESOL. 42 (2009).

Alexander S. Polsky, *10 Tips to Make Mediation Work*, 51 ORANGE CO. L. 30 (Feb., 2009).

Robert W. Rack Jr., *Mediation in the Sixth U.S. Circuit Court of Appeals*, 56 FED. LAW. 38 (May, 2009).

The Rest of the Sept. 11 Cases – Those That Went to Court – Are Settled Via Mediation, 27 ALTERNATIVES TO HIGH COST LITIG. 92 (2009).

Carolyn L. Rosenblatt, *Mediating Elder Disputes in Assisted Living Facilities*, 19:1 EXPERIENCE 27 (2009).

Peter Salem, *The Emergence of Triage in Family Court Services: The Beginning of the End for Mandatory Mediation?* 47 FAM. CT. REV. 371 (2009).

Joel N. Shapiro, *Mediation in the U.S. Court of Appeals for the Seventh Circuit*, 56 FED. LAW. 40 (May, 2009).

Joe St. Amant, *Appellate Mediation in the Fifth Circuit: A Brief Overview*. 56 FED. LAW. 38 (May, 2009).

Voluntary Appellate Mediation Pilot Program, 44 ARK. LAW. 49 (Winter, 2009).

Tracey S. Wiltgen, *Access to Justice Through Mediation*, 13 HAWAII B. J. 22 (2009).

Amy E. Wind, *Appellate Mediation Program of the D.C. Circuit*, 56 FED. LAW. 45 (May, 2009).

Andrea C. Yang, *Ethics Codes for Mediator Conduct : Necessary but Still Insufficient*, 23 GEO. J. LEGAL ETHICS 1229 (2009).

Michael D. Young, *JAMS Mediation Agreement*, SP027 ALI-ABA 623 (2009).

Michael D. Young, *A Guide to Mediation for Lawyers and Their Clients*, SP027 ALI-ABA 627 (2009).

Mariam Zadeh, *The Missing Link: Enhancing Mediation Success Using Neuro-Linguistic Programming*, 9 PEPP. DISP. RESOL. L. J. 527 (2009).

NEGOTIATION & PROCEDURE

Phyllis E. Bernard, *Bringing Soul to International Negotiation*, 25 NEGOT. J. 147 (April, 2009).

Douglas R. Richmond, *Lawyers' Professional Responsibilities and Liabilities in Negotiations*, 22 GEO. J. LEGAL ETHICS 249 (2009).

NEUTRALS

Phyllis E. Bernard, *What Some Theories Say; What Some Mediators Know*, 15:3 DISP. RESOL. MAG. 6 (Spring, 2009).

Matthew M. Bodah, *What Labor Arbitrators Should Know About Arbitral Immunity*, 63 DISP. RESOL. J. 28 (Jan., 2009).

Lorraine Brennan, *Ethics in Arbitration 2009: The Code of Ethics for Arbitrators in Commercial Disputes*, 189 PLI/NY 413 (July & September, 2009).

Lorraine Brennan, *Ethics in Arbitration 2009: Model Rule for the Lawyer as Third-Party Neutral*, 189 PLI/NY 429 (July & September, 2009).

Lorraine Brennan, *Ethics in Arbitration 2009: Principles for ADR Provider Organizations*, 189 PLI/NY 459 (July & September, 2009).

Jenny Brown, *The Expansion of Arbitral Immunity: Is Absolute Immunity a Foregone Conclusion?* 2009 J. DISP. RESOL. 225.

Suzanne V. Chamberlain, *An Overview of Mediator Disclosure and Disqualification Issues in Court-Connected Mediation*, 51 ORANGE CO. L. 31 (April, 2009).

Lorig Charkoudian & Ellen Kabcenell Wayne, *Does It Matter If My Mediator Looks Like Me? The Impact of Racially Matching Participants and Mediators*, 15:3 DISP. RESOL. MAG. 22 (Spring, 2009).

Matthew Hirsch, *Turning Neutral – Opportunities in Mediation and Arbitration*, 2009 S. F. ATT'Y 30.

Peter Irving, *ADRA's Process for Handling Complaints Against Mediators*, 20 AUSTRALASIAN DISP. RESOL. J. 41 (Feb., 2009).

Jeff Kichaven & Jay McCauley, *Mediators, When the Court Comes Calling, Remember: It's Not Your Business to Declare This Settlement to be Fair*, 27 ALTERNATIVES TO HIGH COST LITIG. 115 (July/August, 2009).

The Reveal: ABA Ethics Opinion Highlights Civil Practice Mediator Confidentiality, 27 ALTERNATIVES TO HIGH COST LITIG. 123 (July/August, 2009).

Urska Velikonja, *Making Peace and Making Money: Economic Analysis of the Market for Mediators in Private Practice*, 72 ALB. L. REV. 257 (2009).

PUBLIC POLICY & COLLABORATIVE GOVERNMENT

Maria de Lourdes Diek Assad, Frank Sander and Mariana Hernandez Crespo, *Alternative Dispute Resolution and Civic Participation*, 5 U. ST. THOMAS L.J. 639 (2008).

SPORTS & ENTERTAINMENT

Maidie E. Oliveau, *American Arbitration Association Arbitration of Olympic Sport Doping Disputes Supplementary Procedures*, SP016 ALI-ABA 1411 (2009).

Maidie E. Oliveau, *Olympic Policies Naming the American Arbitration Association*, SP016 ALI-ABA 1435 (2009).

Maidie E. Oliveau, *Paul Hamm Wins Fight to Keep His Gold Medal – An American Arbitrator on the Court of Arbitration for Sport Explains How it All Works*, SP016 ALI-ABA 1423 (2009).

Harris Ominsky, *Baseball Arbitration and Coin Tosses*, 31 PA. LAW. 53 (September/October, 2009).

Abbas Ravjani, *The Court of Arbitration for Sport : A Subtle Form of International Delegation*, 2 J. INT'L MEDIA & ENT. L. 241 (2009).

TAX

ADR to Taxation: Alternative Dispute Resolution, 56 LA BAR J. 293 (2009).

Alistair M. Nevius, *IRS Alternative Dispute Resolution Programs*, 207 J. ACCT. 73 (April, 2009).

C. David Swenson & Garry B. Stone, *Global Tax Audits and Dispute Resolution*, 53 TAX NOTES INT'L 527 (2009).

TRAINING

Harold Abramson, *Outward Bound to Other cultures: Seven Guidelines for U.S. Dispute Resolution Trainers*, 9 PEPP. DISP. RESOL. L. J. 437 (2009).

Kelly Lynn Anders, *"I" Before "E", Except in Mediation: Training Introverts to use Extroverted Techniques to Become Stronger Mediators*. 33 OKLA. CITY U. L. REV. 573

(2008).

John Wade, *Defining Success in Negotiation and Other Dispute Resolution Training*,
25 NEGOT. J. 171 (April, 2009).