

ABA Forum on Franchising Editorial Policy

Purpose

ABA Forum on Franchising publications are intended to inform and educate all of our members. Consequently, the Forum has an editorial responsibility to ensure that all publications are fair and balanced and appeal to the broad spectrum of Forum members of varying experience: attorneys who represent franchisors, franchisees, or both, as well as regulators, inhouse counsel, and others interested in franchise law. Such is our mission and the purpose of this policy.

Scope

This policy applies to all publications of the ABA Forum on Franchising, including periodicals,¹ annual workshop papers and books or monographs. In addition to this policy, each publication may have its own publication guidelines.

The Policy

Submissions for publication should appeal to a broad spectrum of Forum members. Therefore, to the extent appropriate to the subject matter, submissions should address the concerns of the various stakeholders in franchising, including franchisors, franchisees, associations, corporate counsel, compliance officers, regulators and others. Submissions are expected to include facts and analysis; objective explanations and interpretations of the law, alternative interpretations of the law, alternatives to current law, and legal theories and strategies; professional opinions that are explicitly grounded in existing case or statutory law, public policy considerations, or other authoritative legal precedents. Analysis, opinion and criticism of the current state of the law should be clearly supported by appropriate legal authority on multiple

¹ Currently, Forum periodicals are the *Franchise Law Journal* and *The Franchise Lawyer*.

sides of an issue. Opinion pieces may be designated as commentary, rather than as feature articles. Pro/con articles by two or more authors who take opposing views on important law-related issues are encouraged. Opinions, alternatives to current law, and criticism may be inappropriate in submissions to Forum books, annual workshop papers, or monographs.

Submissions should remain consistently respectful in tone and language. Criticism should be expressed in a rational, constructive, measured fashion, without rancor or *ad hominem* commentary. Hyperbole and overstatement should be avoided. Articles for Forum periodicals may be written from a particular point of view, but should be disclosed as such. Articles must not self-promote the author or the author's firm or organization. Authors must disclose their or their firm's involvement in cited cases. The Editor of each Forum publication shall decide all matters of publication or nonpublication of submitted articles, in consultation with the Chair of the Forum, where appropriate. The Editor's decisions regarding non-publication or other editorial revisions of any Forum publication may be appealed in writing to the Chair of the Forum, whose decision on such matters shall be final.