

# INTRODUCTION TO THE BIBLIOGRAPHY ISSUE

## I. CONTENTS OF EACH BIBLIOGRAPHY ENTRY

Each bibliography entry contains the information listed below. The search terms designate key topics covered by a specific article or book and are cross-referenced with the *Subject Heading Outline* found on page 449.

### A. *General Information Accompanying an Article or Book Entry*

Author(s)  
Title of Article or Book  
Volume Number  
Name of Journal  
Date of Publication  
Page Number  
Summary or Abstract  
Search Terms (e.g., {44} ARBITRATION—GENERAL)

### B. *Sample Book Entry*

**JACQUELINE M. NOLAN-HALEY ET AL.**, INTERNATIONAL CONFLICT RESOLUTION: CONSENSUAL ADR PROCESSES (2005).

This textbook focuses on the use of consensual approaches, including negotiation and mediation, in the resolution of international private and public interest conflicts. This book emphasizes the use of consensual approaches in global conflicts because of the limitations of domestic judicial processes and the lack of a binding international public process.

{1} NEGOTIATION—GENERAL  
{92} SUBJ MATTER: INT'L  
{124} COMPARISONS: CROSS-CULTURAL

### C. *Sample Article Entry*

**Christopher M. Fairman**, *A Proposed Model Rule for Collaborative Law*, 21 OHIO ST. J. ON DISP. RESOL. 73 (2005).

This article proposes a solution to the conflict between collaborative law and the professional rules of ethics in the form of a new Model Rule. In addition to presenting the text for the new Model Rule, the article explores the value of professional ethical rules, surveys collaborative law practices, and

examines the central ethical concerns in collaborative law practice, as well as attempting to provide more control over the practice.

{53} COLLABORATIVE LAW—GENERAL

{104} SUBJ MATTER: REGULATORY

{128} REQUIREMENTS: STATUTORY OR RULES

{138} ETHICS: GENERAL

## II. HOW TO USE THE BIBLIOGRAPHY ISSUE

1. Refer to the *Subject Heading Outline* found on page 455 and select the area of alternative dispute resolution that you wish to research.
2. After selecting an area, note the search term to the right of the subject heading. Use the Index Number (located to the left of the heading) to find the search term in the index section entitled *Article and Book Entries by Search Terms and Index Numbers* beginning on page 597.
3. Under each search term, authors writing on that topic have been arranged alphabetically. The complete entry can be located using the author's last name, or the journal name if there is no author, in the book and article entries sections beginning on pages 459 and 475, respectively.
4. A bibliography entry may contain multiple search terms; therefore, use the *Subject Heading Outline* found on page 455 to locate the corresponding Index Number for an additional search term.

## SUBJECT HEADING OUTLINE WITH SEARCH TERMS AND INDEX NUMBERS

### I. NEGOTIATION

- {1} Strategies and Theories—      NEGOTIATION—  
General                              GENERAL

### II. MEDIATION

- {21} Related Processes—General      MEDIATION—GENERAL

### III. NON-BINDING RECOMMENDATION PROCEDURES

- {38} General                              NON-BINDING  
RECOMMENDATION PROC—  
GENERAL

### IV. ARBITRATION

- {44} General                              ARBITRATION—  
GENERAL  
{45} Mandatory, Court-              ARB: MANDATORY, COURT-  
Annexed Arbitration              ANNEXED—GENERAL

### V. COLLABORATIVE LAW

- {53} General                              COLLABORATIVE LAW—  
GENERAL

### VI. OTHER

- {60} Alternative Dispute              ADR—GENERAL  
Resolution—General

### VII. SUBJECT MATTER APPLICATIONS

- {73} General—                              SUBJ MATTER: GENERAL  
Alternative Dispute

Resolution Processes		
{74}	Antitrust	SUBJ MATTER: ANTITRUST
{74.5}	Bankruptcy	SUBJ MATTER: BANKRUPTCY
{75}	Commercial	SUBJ MATTER: COMMERCIAL
{76}	Civil Rights	SUBJ MATTER: CIVIL RIGHTS
{77}	Community	SUBJ MATTER: COMMUNITY
{78}	Computer/Internet	SUBJ MATTER: COMPUTER
{79}	Consumer	SUBJ MATTER: CONSUMER
{80}	Construction	SUBJ MATTER: CONSTRUCTION
{81}	Corporate	SUBJ MATTER: CORPORATE
{82}	Criminal	SUBJ MATTER: CRIMINAL
{83}	Education	SUBJ MATTER: EDUCATION
{84}	Environment	SUBJ MATTER: ENVIRONMENT
{85}	Family (Domestic Rel.)	SUBJ MATTER: FAMILY (DOMESTIC REL.)
{86}	Farm	SUBJ MATTER: FARM
{87}	Government	SUBJ MATTER: GOV'T
{88}	Government Contracts	SUBJ MATTER: GOV'T CONTRACTS
{89}	Hospitals	SUBJ MATTER: HOSPITALS
{90}	Housing—Rental	SUBJ MATTER: RENTAL HOUSING
{91}	Insurance	SUBJ MATTER: INSURANCE
{92}	International	SUBJ MATTER: INT'L
{93}	Labor—General	SUBJ MATTER: LABOR— GENERAL
{94}	Labor—Discrimination	SUBJ MATTER: LABOR— DISCRIMINATION
{95}	Labor—Management (Union)	SUBJ MATTER: LABOR— MANAGEMENT (UNION)
{96}	Labor—Employment (Non-union)	SUBJ MATTER: EMPLOYMENT (NON-UNION)
{97}	Maritime	SUBJ MATTER: MARITIME
{98}	Medical Malpractice	SUBJ MATTER: MEDICAL MALPRACTICE
{99}	Other Professional Malpractice	SUBJ MATTER: OTHER PROF MALPRACTICE
{100}	Prisons	SUBJ MATTER: PRISONS
{101}	Probate	SUBJ MATTER: PROBATE
{102}	Public Policy	SUBJ MATTER: PUBLIC POLICY

## SUBJECT HEADING OUTLINE

{103} Public Utilities	SUBJ MATTER: PUBLIC UTILITIES
{104} Regulatory	SUBJ MATTER: REGULATORY
{105} Science & Technology	SUBJ MATTER: SCIENCE & TECHNOLOGY
{106} Securities	SUBJ MATTER: SECURITIES
{107} Sports & Entertainment	SUBJ MATTER: SPORTS & ENTERTAINMENT
{108} Tax	SUBJ MATTER: TAX
{109} Toxic Torts	SUBJ MATTER: TOXIC TORTS
{110} Torts—Other	SUBJ MATTER: TORTS—OTHER

### VIII. THIRD PARTY ISSUES

{114} Practice of Law by Third-Party Neutral	3D PARTY: PRACTICE OF LAW
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### IX. SETTLEMENT

{121} Authority to Settle	SETTLEMENT: AUTHORITY
{122} Enforcement of Settlement or Award	SETTLEMENT: ENFORCEMENT OF SETTLEMENT OR AWARD
{123} Pressures to Settle or Not Challenge	SETTLEMENT: PRESSURES TO SETTLE

### X. COMPARISONS

{124} Cross-cultural	COMPARISONS: CROSS-CULTURAL
{125} Historical	COMPARISONS: HISTORICAL

### XI. REQUIREMENTS TO USE

{126} Contractual Clauses to Use	REQUIREMENTS: CONTRACTUAL CLAUSES
{127} Mandate to Use	REQUIREMENTS: MANDATE TO USE
{128} Statutory or Rules Requirements to Use	REQUIREMENTS: STATUTORY OR RULES

**XII. MISCELLANEOUS**

{132} Confidentiality	CONFIDENTIALITY
{133} Court Reforms to Accommodate Dispute Resolution Process	COURT REFORMS
{134} Dispute Prevention	DISPUTE PREVENTION
{136} Economic Advantages of ADR	ECONOMIC ADVANTAGES OF ADR
{137} Effect of Process on Non-Participatory Parties	EFFECT OF PROCESS ON NON- PARTICIPATORY PARTIES
{138} Ethics—General	ETHICS: GENERAL
{139} Ethics—Misrepresentation & Failure to Disclose	ETHICS: MISREPRESENTATION & FAILURE TO DISCLOSE
{144} Legislation	LEGISLATION
{145} Ombudsperson	OMBUDSPERSON
{146} Organization Policies & Rules	ORGANIZATION POLICIES & RULES
{147} Power Imbalance	POWER IMBALANCE
{149} Quality Control	QUALITY CONTROL
{151} Role of Lawyers	ROLE OF LAWYERS
{155} Teaching	TEACHING