

# INTRODUCTION TO THE BIBLIOGRAPHY ISSUE

## I. CONTENTS OF EACH BIBLIOGRAPHY ENTRY

Each 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 1139.

### 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*

**KATHERINE L. LYNCH**, *THE FORCES OF ECONOMIC GLOBALIZATION: CHALLENGES TO THE REGIME OF INTERNATIONAL COMMERCIAL ARBITRATION* (2003).

This book analyzes both the private and public aspects of international commercial arbitration. The author takes into account the complexity of multinational corporations, their business strategies, and their evolution into “stateless” corporations that require a modification of the arbitration process. The book contains chapters that deal with multilateralism, regionalism, nationalization, modernization, globalization, and cyberspace.

{44} ARBITRATION—GENERAL

{92} SUBJ MATTER: INT’L.

### C. *Sample Article Entry*

**Christopher M. Fairman**, *Ethics and Collaborative Lawyering: Why Put Old Hats on New Heads?*, 18 OHIO ST. J. ON DISP. RESOL. 505 (2003).

Responding to scholarly comments regarding the collaborative lawyer’s ethical responsibilities, the author argues that separate treatment of the collaborative lawyer may be warranted since different ethical rules are necessary when lawyers function in different roles. The author suggests that

collaborative lawyering presents an even more compelling case for rejection of the adversarial zealous advocacy standard than third-party neutral situations.

{38} NON-BINDING RECOMMENDATION PROC—GENERAL

{73} SUBJ MATTER: GENERAL

{138} ETHICS: GENERAL

## II. HOW TO USE THE BIBLIOGRAPHY ISSUE

1. Refer to the *Subject Heading Outline* found on page 1139 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 1261.
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 index sections beginning on pages 1157 and 1167, respectively.
4. A bibliography entry may contain multiple search terms; therefore, use the *Subject Heading Outline* found on page 1139 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—<br>General | NEGOTIATION—<br>GENERAL |
|-----|-------------------------------------|-------------------------|

## II. MEDIATION

- |      |                           |                   |
|------|---------------------------|-------------------|
| {21} | Related Processes—General | MEDIATION—GENERAL |
|------|---------------------------|-------------------|

## III. NON-BINDING RECOMMENDATION PROCEDURES

- |      |         |  |
|------|---------|--|
| {38} | General | NON-BINDING<br>RECOMMENDATION PROC—<br>GENERAL |
|------|---------|--|

## IV. ARBITRATION

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

## V. SUBJECT MATTER APPLICATIONS

- |      |   |                              |
|------|---|------------------------------|
| {73} | General—<br>Alternative Dispute<br>Resolution Processes | SUBJ MATTER: GENERAL         |
| {74} | Antitrust   | SUBJ MATTER: ANTITRUST       |
| {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:<br>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
{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

**VI. THIRD PARTY ISSUES**

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

**VII. 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

**VIII. COMPARISONS**

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

**IX. 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

**X. 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