

Books

NEIL ANDREWS, THE THREE PATHS OF JUSTICE: COURT PROCEEDINGS, ARBITRATION, AND MEDIATION IN ENGLAND (2018).

This book details developments in the field of alternate dispute resolution, including mediation and arbitration. The book provides a concise account of the English system of civil litigation, covering court proceedings in England and Wales. It also offers a comprehensive account of a wide range of dispute resolution techniques.

{21} MEDIATION-GENERAL

{44} ARBITRATION-GENERAL

DINA APPLETON & DANIEL YANKELEVITS, HOLLYWOOD DEALMAKING (3d ed. 2018).

This book offers negotiation advice for individuals in the film and entertainment industry while also addressing the interests of the organizations these individuals will be negotiating with. This Third Edition additionally tackles how technology and the internet have impacted such negotiations. The book concludes with sample contracts and forms for reference and a glossary of the film and entertainment industry's jargon.

{1} NEOGITATION-GENERAL

{107} SUBJ MATTER: SPORTS & ENTERTAINMENT

{147} POWER IMBALANCE

BERING SEA TRIBUNAL OF ARBITRATION & GREAT BRITAIN, PROCEEDINGS OF THE TRIBUNAL OF ARBITRATION: CONVENED AT PARIS UNDER THE TREATY BETWEEN THE UNITED STATES OF AMERICA AND GREAT BRITAIN, CONCLUDED AT WASHINGTON, FEBRUARY 29, 1892, FOR THE DETERMINATION OF QUESTIONS BETWEEN THE TWO GOVERNMENTS CONCERNING THE JURISDICTIONAL RIGHTS OF THE UNITED STATES IN THE WATERS OF BERING SEA. (2018).

This book analyzes a case of arbitration over a dispute between the United States and Great Britain over fishing activities in the Bering Sea. The analysis was conducted in order to develop a better understanding of the proceedings of the Tribunal of Arbitration convened at Paris to handle this dispute. The book deeply reviews the influences of all economic factors impacting the case.

{44} ARBITRATION – GENERAL
{92} SUBJ MATTER: INT’L

THOMAS E. CARBONNEAU, *THE LAW AND PRACTICE OF ARBITRATION* (5th Ed. 2014).

This treatise covers the entirety of the subject of arbitration. The treatise discusses the definition of arbitration, the basic concepts in arbitration, the FAA and uniform arbitration law, resistance to arbitration, arbitration and federalism, contract freedom, forms of arbitration, the enforcement of arbitral awards, and international commercial arbitration.

{44} ARBITRATION – GENERAL
{73} SUBJ MATTER: GENERAL
{122} SETTLEMENT: ENFORCEMENT OF SETTLEMENT OR AWARD

JOHN FELLAS, *INTERNATIONAL ARBITRATION* 2018

This book includes several articles related to developments in international arbitration. The topics range from third party funding, witness statements, and other issues related to arbitration.

{92} SUBJ MATTER: INT’L

DARREN A. HEITNER, *HOW TO PLAY THE GAME: WHAT EVERY SPORTS ATTORNEY NEEDS TO KNOW* (2d ed. 2018).

This book is a concise yet comprehensive overview of the nuanced practice of sports law. Sports law, with its unique blend issues, dynamics, and personalities necessitates alternative dispute resolution, largely in the form of contract negotiations between players and teams. This book discusses contract drafting and negotiation, best practices, and examples to serve as guidance. The book also covers arbitration procedures present in the regulations of the National Football League (NFL), National Basketball Association (NBA), and Major League Baseball (MLB).

{1} NEGOTIATION – GENERAL
{44} ARBITRATION – GENERAL
{60} ADR – GENERAL
{107} SUBJ. MATTER: SPORTS & ENTERTAINMENT

ARTICLES

ANNE W. HULECKI ET AL., DRAFTING AND NEGOTIATING MASSACHUSETTS CONTRACTS (3rd ed. 2018).

The authors provide information needed to negotiate and draft a wide variety of contracts in the forum of Massachusetts and generally. The book begins by explaining the fundamental elements of common types of contracts and identifies drafting skills and information adaptable to any type of contract. The book later discusses the details of drafting and negotiating specific types of contracts that the reader may encounter in daily practice.

{1} NEGOTIATION – GENERAL
{81} SUBJ MATTER: CORPORATE

FRANCES KELLOR, AM. ARB. ASS'N, CODE OF ARBITRATION: PRACTICE AND PROCEDURE OF THE AMERICAN ARBITRATION TRIBUNAL (1931)

This code comprises rules that govern arbitration proceedings, hearings, awards, qualifications and compensation of arbitrators, interpretation of rules, and incorporating clause.

{44} ARBITRATION—GENERAL
{73} SUBJ MATTER: GENERAL

LAURA E. LISS, ET AL., NEGOTIATING INDEMNIFICATION, REPS, WARRANTIES, AND MORE IN BUSINESS CONTRACTS (2018).

This book provides attorneys techniques and skills that can be used in order to help them better negotiate provisions in contracts. This book breaks up the main contested provisions in contracts and specifically illustrates to the attorney what can be done to ensure their client is fully protected.

{1} NEGOTIATION—GENERAL
{138} ETHICS: GENERAL

DOUG MACKAY, BASIC NEGOTIATION SKILLS 2018 (2018).

This book is a general primer on all aspects of negotiation. Topics covered include negotiation tactics, ethics, preparation, and common mistakes.

{1} NEGOTIATION – GENERAL

JONATHAN MECHANIC AND MARTIN D. POLEVOY, PRACTICING LAW INST.,
NEGOTIATING REAL ESTATE DEALS (eds. 2018).

This collection of new developments in real estate and negotiation topics engages several elements of negotiation principles and contract law trends in real estate law. Practitioners can find the latest developments and creative hypotheticals to assist in the practice of real estate-related practice.

{1} NEGOTIATION—GENERAL

JOAN E. MEYER & TREVOR N. MCFADDEN, CORPORATE SETTLEMENT
TOOLS: DPAS, NPAS, AND COOPERATION AGREEMENTS (2018).

This treatise offers a comprehensive reference and practical guide to corporate settlements. The treatise, among other things, explains the basics, tracks the origin, and discusses the development of deferred prosecution agreements, non-prosecution agreements, and other cooperation agreements.

{60} ADR-GENERAL

{81} SUBJ MATTER: CORPORATE

{82} SUBJ MATTER: CRIMINAL

JOSEPH F. MORRISSEY, *INTERNATIONAL SALES LAW AND ARBITRATION:
PROBLEMS, CASES, AND COMMENTARY* (2d ed. 2018).

This book explains and analyzes several important materials that deal with international commercial arbitration, including the UNCITRAL Model Law, the New York Convention, and various sets of arbitration rules. It also presents cases and decisions illustrating applications of these rules and practice questions and problems to check understanding of how to apply the rules and elucidating some of the policy behind the rules. It also discusses the law governing the international sale of goods.

{44} ARBITRATION—GENERAL

{75} SUBJ MATTER: COMMERCIAL

{92} SUBJ MATTER: INT'L

ARTICLES

NATIONAL BUSINESS INSTITUTE, NEGOTIATING CLAIMS WITH INSURANCE COMPANIES (2018).

This book provides a legal guide to the decision-making strategies and communication tactics used by veteran personal injury attorneys and insurance professionals in injury claim negotiations. The book seeks to help attorneys maximize their client's settlement in a shorter amount of time.

{1} NEGOTIATION – GENERAL
{91} INSURANCE

HENRY H. PERRITT, JR., EMPLOYEE DISMISSAL: LAW AND PRACTICE (Wolters Kluwer, 6th ed. 2018).

This book has a section devoted to both arbitration in England and also the development of labor arbitration in the United States. There is a general discussion of the purpose of labor arbitration and how the arbitration procedure unfolds in action. The section also includes a discussion of arbitration remedies and how arbitration interacts with certain federal legislation like the Railway Labor Act.

{44} ARBITRATION – GENERAL
{93} SUBJ MATTER – LABOR – GENERAL

WILLIAM P. ROGERS, WAR, ARBITRATION AND PEACE (1905).

This 1905 work detailing the new field of international arbitration was released as an e-book in 2018. The book discusses the effects of war and how arbitration can help avoid it and preserve peace.

{44} ARBITRATION-GENERAL

BRIANNA SCHOFIELD, ET AL., UNDERSTANDING AND NEGOTIATING BOOK PUBLICATION CONTRACTS (2018).

This book was created as a guide for authors to negotiate their book publication contracts, so that they don't unwittingly sign away all their rights or receive a negative book deal because they are worried about negotiating with publishing companies. The guide helps authors negotiate for terms that advance their personal interests.

{1} NEGOTIATION – GENERAL
{96} SUBJ MATTER: EMPLOYMENT (NON-UNION)
{126} REQUIREMENTS: CON

DAVID C. SINGER, *ARBITRATING COMMERCIAL DISPUTES IN THE UNITED STATES* (Keith Voelker et al. eds., 2018)

This book combines rules, treatises, and practices. It deeply dissects multiple fundamental aspects of arbitrations, such as confidentiality, arbitrability, federal and state authority to have judicial review, conflict between arbitration agreement and federal law, and so on. Additionally, this book presents crucial aspects of commercial arbitration practices.

{44} ARBITRATION—GENERAL
{75} SUBJ MATTER: COMMERCIAL
{125} COMPARISONS: HISTORICAL

KATHERINE E STONER & LINA GUILLEN, *DIVORCE WITHOUT COURT : A GUIDE TO MEDIATION & COLLABORATIVE DIVORCE* (5th ed., 2018).

This book examines the role of mediation in the divorce and collaborative divorce context. The book walks the reader through the steps of both mediation and collaborative divorce and provides guidance on which process to use and how to execute both steps when a client wants to pursue either mediation or collaborative divorce.

{21} MEDIATION- GENERAL
{85} SUBJ MATTER: FAMILY (DOMESTIC REL.)

RUNO VERDINI TREJO, *WINNING TOGETHER: THE NATURAL RESOURCE NEGOTIATION PLAYBOOK* 1-322 (2017).

This book analyzes how government, industry, and NGOs can effectively overcome past grievances, break the status quo, resolve conflicts, and create mutual gains in water, energy, and environmental disputes. It specifically examines two landmark negotiations between the United States and Mexico. Through interviews with over 70 negotiators on both sides, the book examines strategies by which resource management practitioners can make the most of their environmental negotiations.

ARTICLES

- {1} SUBJ MATTER: NEGOTIATION— GENERAL
- {84} SUBJ MATTER: ENVIRONMENT

