

United States Regulation of International Business

Hebrew University, Faculty of Law
First Semester 2005-2006
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Wednesday November 2: Intro to the Class – Relevant U.S. Legal Landscape

Review the U.S. Constitution. (<http://www.yale.edu/lawweb/avalon/usconst.htm>)
Review the websites of the relevant US regulatory bodies:

<http://www.state.gov/>
<http://www.customs.ustreas.gov/>
<http://www.treas.gov/offices/enforcement/ofac/>
<http://www.bxa.doc.gov/>
<http://www.ustr.gov/>
<http://www.ita.doc.gov/>
<http://www.usitc.gov/>

Wednesday November 9: Regulation of Imports of Goods and Services

Review the WTO agreements, but focus specifically on the GATT 1994, GATT 1947, as well as the GATS, available at:

http://www.wto.org/english/docs_e/legal_e/legal_e.htm#goods

Review how the HTS operates, see <http://www.usitc.gov/tata/index.htm>

Wednesday November 16: Regulation of Exports of Goods and Services

Rereview the US Harmonized Tariff Schedule

http://www.wto.org/english/docs_e/legal_e/legal_e.htm#goods

Review the export licensing system at <http://www.bis.doc.gov/>

Go to OFAC and review the sanctions and embargoes and other export controls at

<http://www.treas.gov/offices/enforcement/ofac/>

Go tot DOD and review ODTC export controls at

<https://www.pmdtc.org/licenses.htm>

Extra: Read the *U.S. v. US Int'l Shoe* (US 1998) opinion at

<http://straylight.law.cornell.edu/supct/html/97-372.ZS.html>

Wednesday November 23: No Class

Wednesday November 30: Regulation of US Investment Outside the United States

Review the following websites:

World Bank website – identify sources of investment insurance.

Export-Import Bank - same

Burma Sanctions read the investment restrictions

Either read the case, or read about the case where the U.S. Supreme Court case involving the Mass Burma laws (Crosby v. Nat'l foreign relations Council (2000)).

Find Incoterms and figure out what it is.

Wednesday December 7: Regulation of Foreign Investment into the United States

Review the following websites:

Treasuries international affairs (<http://www.treas.gov/offices/international-affairs/exon-florio/>)

FTC and DOJ international mergers and acquisitions

NAFTA Chapter 11

BITS – ICSID and at the USTR (trade agreements section – bilateral)

Wednesday December 14: Specific U.S & Israeli Regulatory Issues

Reveiw:

FCPA

DOJ's enforcement (at criminal division)

SEC antibribery provisions

Antiboycot Provisions and Guidelines (DOC)

US GSP Scheme at the USTR

Wednesday December 21: U.S. Lawyers, Businesses & Government.

Read:

Changing Legal Consciousness In America: The View From The Joke Corpus,
Cardozo Law Review August (2002)

For those that watch the practice:

Culture Jeffrey E. Thomas, *Legal Culture and the Practice: A Postmodern Depiction of the Rule of Law*, 48 UCLA L. Rev. 1495 (2001)