

CURRICULUM VITAE AND BIBLIOGRAPHY

Born: September 17, 1935
Berlin, Germany
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Education: B.A., University of Michigan (with highest honors), 1958; Phi Beta Kappa (junior year);
J.D., University of Michigan (with high honors), 1958;
Order of the Coif; Ed. Bd., Michigan Law Review;
Michigan Foreign Law Fellow at the Universities of Göttingen and Heidelberg, Germany, 1959-60.

Academic Positions:
(reverse chronological order)

Emory University, 1991-2013

L.Q.C. Lamar Professor of Law, 1992-2013; Emeritus *since* 2013
Professor of Law, 1991-1992;
Interim Dean, 2001-2002;

University of Dresden, Germany, 1994-2000; Dean of the Faculty, 1997-2000; retired, 2000
Universitätsprofessor, Chair for Civil Law, Private International & Foreign Law,
and Comparative Law

Honorary Professor (Honorarprofessor), University of Freiburg, Germany, *since* 1975

University of Illinois, 1963-1991

Alumni Distinguished Professor of Law, 1980-1991; Emeritus, *since* 1991;
Professor of Law, 1966-1980;
Assistant Professor of Law, 1963-1964;
Associate Professor of Law, 1964-1966;
Director, Office of Graduate and International Legal Studies, 1969-1974;
Associate Dean, 1974-1979;
Acting Dean, 1979-1980;
Dean, 1980-89

University of Pittsburgh, 1961-1963;
Assistant Professor of Law

University of Michigan, 1960-1961.
Instructor in Law,

Visiting Appointments:

Michigan (summer 1963); Stanford (spring 1966); Freiburg, Germany (summer 1964, summer 1966, fall 1970, summer 1973, summer 1976, spring and summer 1978, summers of 1983, 1986, 1987, 1988, fall 1989, spring 1990, spring 1993); Harvard, summer 1969; Hague Academy of International Law (summer 1991); Freiburg, Germany (spring 1993); Bonn, Germany (spring 1993, Jean-Monnet Professor spring 1994).

Budapest: Recurrent Visiting Professor of Law, Central European University, Budapest, Hungary, *since* 1996: annual teaching assignments.

Hamburg: Commerzbank Visiting Professor of Law, Bucerius Law School, Hamburg, Germany, fall 2002; Visiting Professor of Law, Bucerius Law School, each fall, *since* 2005.

Dresden: Dresden International University, lecturing in short courses, summer 2004, 2005, 2006, 2008, 2012, 2014.

Honors:

Titular Member, International Academy of Comparative Law (Associate Academician, 1979-1999; Titular Member *since* 1999 - both by election).

Member, American Law Institute (*since* 1984, by election); Life Member since 2014.

1989 Research Prize of the Alexander von Humboldt - Foundation (Germany). Tenure of Prize: September 1989-May 1990.

Fulbright Research Professor, University of Bonn (Germany), Jan.-July 1992.

Jean Monnet-Professorship, University of Bonn (summer semester 1994).

Ehrenmitglied (honorary member), Deutsch-Amerikanische Juristenvereinigung (German-American Lawyers' Association).

Recipient of *Festschrift – Liber Amicorum Peter Hay* --, H.E. Rasmussen-Bonne et al., editors, Verlag Recht und Wirtschaft (2005).

Doctor *privati iuris gentium honoris cause*, University of Pecs, 2012.

Doktor des Rechts ehrenhalber (Dr. iur. h. c.), Bucerius Law School, 2014.

Other Activities:

Member, Deutscher Rat für IPR [German Council for Private International Law], *since* 1996;

Member, German Society of International Law, since 1995;

Member, (German) Assn. of International Civil Procedure, since 1994;

U.S. Expert, Hague Conference on Private International Law (Agency Convention), 1974-1976;

Consultant, Department of State Advisory Committee on Private International Law, 1974-1978;
1987-1991

Associate, Center for Advanced Study, University of Illinois, 1970-1971, awarded to provide
released time for research in Europe and North Africa

Member, Board of Editors, American Journal of Comparative Law, *since* 1961

Co-Editor, Studien zum Europäischen und Internationalen Wirtschaftsrecht – Studies in
European and International Economic Law, *since* 1992

Member, Board of Editors, European Legal Forum, *since* 2014

Chairperson, U.S. Selection Committee, Max-Rheinstein-Fellowships for Research and Study in
Germany

Member, Academic Advisory Board, German Legal Publishes, *since* 2006.

Fields:

Conflict of Laws (U.S. and German)
Contracts; Sales (U.S., German, and Vienna Convention)
International Litigation (U.S. and German)
Comparative Law
European Community Law
International Civil Procedure
Torts (German)
Family Law (German)

Listed in:

*Who is Who in American Law, Who is Who in America, Wer ist Wer in Deutschland,
Who is Who in the World*

BIBLIOGRAPHY

I. Books and Collections

- 1) Edited with Eric Stein: Law and Institutions of the Atlantic Area, 457 pp, with separate volume of Documents, 183 pp. Preliminary Edition: The Overbeck Co., Ann Arbor, Michigan (1963).
- 2) Federalism and Supranational Organizations, 335 pp.: The University of Illinois Press (1966). Some reviews of this book are listed in the Appendix to this bibliography.
- 3) Edited with Wayne R. LaFave: International Trade, Investment and Organizations, 506 pp.: The University of Illinois Press (1967). Some reviews of this book are listed in the Appendix.
- 4) Edited with Eric Stein: Law and Institutions in the Atlantic Area. Permanent Edition, 1159 pp, with separate volume of Documents, 322 pp.: The Bobbs-Merrill Co. (1967) [successor to No. 1, above].
- 5) Edited: Symposium on International Unification of Law, Vol. 16, Nos. 1-2, American Journal of Comparative Law (1968).
- 6) Einführung in das amerikanische Recht (Introduction to American Law), xiv and 234 pp.: Wissenschaftliche Buchgesellschaft, Darmstadt, Germany (1975).
- 7) An Introduction to United States Law (revised and enlarged edition of No. 6, above), xvi and 232 pp.: North-Holland Publishing Co., Amsterdam, The Netherlands (1976). Some reviews of this and of the German edition are listed in the Appendix. Translated: into Chinese, and published by Beijing University Press, 281 pp, 1983.
- 8) Edited and authored with Eric Stein and Michel Waelbroeck: European Community Law In Perspective, iv and 1132 pp, with separate volume of Documents, 525 pp.: The Bobbs-Merrill Company (1976) [revision of No. 4, above]. Some reviews of this book are listed in the Appendix.
- 9) Ungerechtfertigte Bereicherung im internationalen Privatrecht (Unjust Enrichment in the Conflict of Laws), published as Vol. 88 of: Arbeiten zur Rechtsvergleichung, 75 pp.: Metzner Verlag, Frankfurt (1978). English version: No. 32 under "Articles".
- 10) With E. Scoles: Conflict of Laws (Successor to: Goodrich on Conflicts), xxxvii, 1085 pp. (West Publishing Co., 1982, Hornbook Series).
- 11) With R. Rotunda: The United States Federal System: Legal Integration in the American Experience, xxvi, 366 pp. (Giuffrè & Oceana, 1982). See also Nos. 40 & 41 under "Articles."
- 12) With E. Scoles: Conflict of Laws - Lawyer's edition, xxxi, 1233 pp. (West Publishing Co., 1984) [enlarged edition of No. 10, above].
- 13) With E. Stein, M. Waelbroeck, & J. Weiler: Supplement to European Community Law in Perspective (No. 8 above), xvi and 508 pp. (Michie 1985).
- 14) 1986 Supplement to No. 12, 171 pp.
- 15) Einführung in das amerikanische Recht (2d ed. of No. 6 above, 1987), xv and 262 pp.
- 16) Edited with M. H. Hoeflich: Property Law and Legal Education: Essays in Honor of John E. Cribbet, 234 pp. (University of Illinois Press 1988).
- 17) 1988/89 Supplement to No. 12, 229 pp.

- 18) With W. L. M. Reese and Maurice Rosenberg: 1989 Supplement to Reese & Rosenberg, Conflict of Laws, 8th ed. (1984), 85 pp.
- 19) Conflict of Laws, 330 pp. (Black Letter Series, West 1989).
- 20) With W. L. M. Reese and Maurice Rosenberg: Conflict of Laws - Cases and Materials, 9th ed. lxviii and 1021 pp. (Foundation Press 1990).
- 21) Einführung in das amerikanische Recht (3d ed. of No. 6, above, 1990; unchanged).
- 22) An Introduction to United States Law (2d ed. of No. 7 above), xix and 218 pp. (Butterworth 1991).
- 23) Flexibility versus Certainty and Uniformity in Choice of Law (monograph, Hague Academy of International Law, 226 Collected Courses 287-412 (1991-I)).
- 24) With E. F. Scoles, Conflict of Laws, 2d ed., xxvii and 1160 pp. (West Publishing Co., 1992, Hornbook Series).
- 25) With Maurice Rosenberg, 1992 Supplement to No. 20, above, 34 pp.
- 26) Una Introducción al Derecho de los Estados Unidos, 225 pp., Spanish ed. of No. 22 above, (Butterworth 1992)
- 27) With Maurice Rosenberg, 1993 Supplement to No. 20 above, 46 pp.
- 28) With Maurice Rosenberg, 1994 Supplement to No. 20, above, 47 pp.
- 29) Conflict of Laws, 2d ed. of No. 19, above, xxv and 317 pp. (1994)
- 30) With Maurice Rosenberg (⊥) & Russell J. Weintraub, 1995 Supplement to No. 20 above, 58 pp.
- 31) Fourth (reworked and expanded) edition of No. 6 above (1995)
- 32) [Rosenberg ⊥], Hay & Weintraub, Conflict of Laws - Cases and Materials [substantially reworked from No. 20 above], 10th ed. (Foundation 1996), liv and 1022 pp., with Teacher's Manual, 155 pp.
- 33) Einführung in das amerikanische Recht, 2d Chinese ed. of No. 22 above, (Peking University Press 1997).
- 34) 1998 Supplement to No. 32 above.
- 35) Internationales Privatrecht, Prüfe dein Wissen Heft 28, Verlag C. H. Beck, München, Germany (1998), xxiii and 345 pp.
- 36) 1999 Supplement to No. 32 above (with Borchers).
- 37) 3d ed. of No. 24, as: Scoles, Hay, Borchers & Symeonides, Conflict of Laws xxxi and 1416 pp. (Westgroup 2000).
- 38) 11th ed. of No. 32, as: Hay, Weintraub & Borchers, Conflict of Laws – Cases and Materials lxxv and 1026 pp., with Teacher's Manual (Foundation 2000).
- 39) US-Amerikanisches Recht, xxi and 354 pp. (Verlag C. H. Beck, München, Germany, 2000).
- 40) Conflict of Laws, 3d ed. of No. 19, above, xxvii and 330 pp. (Westgroup 2000).
- 41) 2001 Supplement to No. 38 above (with Weintraub and Borchers), 36 pp.

- 42) 2002 Supplement to No. 38, above, (with Weintraub and Borchers), 99 pp.
- 43) US-Amerikanisches Recht (2nd ed. of No. 39), xxii and 386 pp. (Verlag C.H. Beck, München, 2002).
- 44) Law of the United States (English-language version of No. 43, above), xxii and 370 pp. (Verlag C.H. Beck München, Germany; with: Manz (Austria), Bruylant (Belgium), Dalloz (France), Giuffrè (Italy), 2002).
- 45) 2nd edition of No. 35, 369 pp. (Verlag C.H. Beck, München, 2002).
- 46) Conflict of Laws, 4th ed. of No. 19, 348 pp. (West, 2003).
- 47) 4th edition of No. 24 [37], 1,635 pp., West (2004).
- 48) 12th edition of No. 38, lxix & 1,112 pp., Foundation (Westgroup) (2004).
- 49) 3rd edition of No. 43, 307 pp., Verlag C.H. Beck, München (2005).
- 50) 2nd edition of No. 44, 407 pp. Verlag C.H. Beck, München (2005).
- 51) Conflict of Laws (Black Letter), 5th ed. of No. 19, 403 pp. (West 2005).
- 52) 2006 Supplement to No. 38, 37 pp. Foundation (Westgroup) (2006)
- 53) 3rd edition of No. 35 (expanded as: Internationales Privat- und Zivilverfahrensrecht), 282 pp. (C.H. Beck Verlag, München, 2007).
- 54) 2007 Supplement to No. 38, 60 pp., Foundation (Westgroup) (2007)
- 55) 2008 Supplement to No. 38, 130 pp., Foundation (Westgroup) (2008)
- 56) 4th edition of No. 43, xxi + 359 pp., Verlag C.H. Beck, München, and Manz, Wien (2008)
- 57) Conflict of Laws – Cases and Materials, 13th edition of No. 38, lxxx & 1,235 pp. (2009), with Teacher’s Manual 266 pp. (2009)
- 58) Hay, Weintraub & Borchers, Comparative Conflict of Laws: Conventions, Regulations, and Codes, vi & 378 pp., Foundation Press (2009)
- 59) Conflict of Laws (Black Letter), 6th ed. of No. 19, xii & 417 pp. (West, 2009)
- 60) Hay, Vekas, Elkana, & Dimtrijevic, (eds.), Resolving International Conflicts – Liber Amicorum Tibor Várady, pp. xii & 336 (2009)
- 61) Hay, Borchers, Symeonides, Conflict of Laws, 5th ed. of No. 47, xxxii & 1,764 pp. (West, 2010)
- 62) 4th edition of No. 35 (with Krätzschar), 310 pp. (Verlag C.H. Beck 2010).
- 63) 5th edition of No. 43, 362 pp., Verlag C.H. Beck (München), Manz (Wien), 2010.
- 64) 14th edition of No. 58, liv & 1,180 pp. (2013), Foundation Press.
- 65) 7th edition of No. 59, xxii & 432 pp., (2014), West Publishing.
- 66) 6th edition of No. 43, xxi & 381 pp. (2015), Verlag C.H. Beck (München) & Manz (Wien)
- 67) Co-editor, (electronic) Supplement to No. 64, above (2015)

II. Articles

- 1) "The Association of the Overseas Countries and Territories," in 2 American Enterprise in the European Common Market: A Legal Profile (Stein & Nicholson, editors) 647-686 (1960).
- 2) (With Eric Stein), "New Legal Remedies of Enterprises," 9 American Journal of Comparative Law 375-424 (1960), reprinted in: 1 American Enterprise in the European Common Market: A Legal Profile (Stein & Nicholson, editors) 459-510 (1960), and reprinted in: The American Journal of Comparative Law Reader (H.E. Yntema, editor) (1966).
- 3) "Frustration and Its Solution in German Law," 10 American Journal of Comparative Law 345-373 (1961)
- 4) (With Thomas M. Cooley and Wm. Moorhead), "Problems of United States Participation in the European Common Market," 23 University of Pittsburgh Law Review 595-660 (1962).
- 5) "The European Common Market and the Most-Favored-Nation Clause," 23 University of Pittsburgh Law Review 661-684 (1962).
- 6) "Some Commercial Aspects of the Common Market," University of Pittsburgh Business Review, January 1963.
- 7) "Some Problems of Doing Business in the Regional Markets of Europe," 17 Rutgers Law Review 305-334 (1963).
- 8) "Four Lectures on the Common Market: Trade Provisions - German and French Company Law - Establishment," 24 University of Pittsburgh Law Review 685-770 (1963), reprinted in part in: Corporate Practice Commentator (November 1963).
- 9) "Federal Jurisdiction of the Common Market Court," 12 American Journal of Comparative Law 21-40 (1963), reprinted in: The American Journal of Comparative Law Reader (H.E. Yntema, editor) (1966).
- 10) "Res Judicata and Precedent in the Court of Justice of the Common Market," 12 American Journal of Comparative Law 404-408 (1963).
- 11) "The Contribution of the European Communities to International Law," 1965 Proceedings, American Society of International Law 195-202.
- 12) "Zum Wegfall der Geschäftsgrundlage im anglo-amerikanischen Recht (Frustration of Contract in Anglo-American Law)," 164 Archiv für die civilistische Praxis 231-269 (Germany, 1964).
- 13) "International and Supranational Organizations: Some Problems of Conceptualization," 1965 University of Illinois Law Forum 733-770, reprinted in: LaFave & Hay, eds., International Trade, Investment, and Organization (1967).
- 14) "The United States and International Unification of Law: The Tenth Session of the Hague Conference," 1965 University of Illinois Law Forum 820-871, reprinted in: LaFave & Hay, eds., International Trade, Investment, and Organization (1967).
- 15) "Supranational Organizations and United States Constitutional Law," 6 Virginia Journal of International Law 195-251 (1966).
- 16) "Some Aspects of East-West Trade in Britain, Germany and the Common Market," I Studies in Law and Economic Development 122-139 (1966).
- 17) "Die Anwendung ausländischen Rechts im internationalen Privatrecht der USA (Proof of Foreign Law in

American Conflict of Laws)," Vol. 10 of: Materialien zum ausländischen und internationalen Privatrecht 102-127 (Max-Planck-Institut, Hamburg, Germany, 1968).

- 18) "The Common Market Preliminary Draft Convention on the Recognition and Enforcement of Judgments - Some Considerations of Policy and Interpretation," 16 American Journal of Comparative Law 149-174 (1968).
- 19) "Supremacy of Community Law in National Courts: A Progress Report on Referrals under the EEC Treaty," 16 American Journal of Comparative Law 524-551 (1968).
- 20) "Comments on Burdell v. Canadian Pacific Airlines and the Constitutionality of the Warsaw Convention," 58 Illinois Bar Journal 26-38 (1969).
- 21) "Unification of Law in the United States: Uniform State Laws, Treaties and Judicially Declared Federal Common Law," Legal Thought In the United States of America Under Contemporary Pressures (= U.S. Contributions to the VIIIth International Congress of Comparative Law, J. N. Hazard & W. Wagner, eds.) 261-293 (1970).
- 22) "The Building of the European Communities and Their Restrictive Practice Laws," IV Common Market and American Antitrust (James A. Rahl, ed.) 1-49 (1970).
- 23) "World Federalism: Regional," Worldsociety, (Landheer, Loenen, Polak, eds.) 62-78 (1971).
- 24) "International and Interstate Conflicts Law in the United States: A Summary of the Case Law," 35 Rabels Zeitschrift 429-495 (1971). Translated into Japanese, with a 1978 Addendum, and reprinted in: 12 Comparative Law Review No. 2, 75-171 and 13 id. No. I, 41-76 (Japan 1979).
- 25) "Une approche politique □ l'application de l'article 177 du traité CEE par les juridictions nationales," 5 Cahiers de Droit Européen 503-521 (Belgium, 1971).
- 26) "The Warsaw Convention in Recent United States Case Law," Law in the United States of America in Social and Technological Revolution (= U.S. Contributions to the IXth International Congress on Comparative Law, J.N. Hazard & W. Wagner, eds.) 381-395 (Brussels, 1974).
- 27) (With Vicki Thompson), "The Community Court and Supremacy of Community Law: A Progress Report," 8 Vanderbilt J. of Transnational Law 651-70 (1975).
- 30) (With Robert J. Walker), "Le projet anglo-américain de convention sur la reconnaissance des décisions et la convention communautaire," 13 cahiers de Droit Européen 3-24 (Belgium, 1977).
- 31) "Die internationale Zuständigkeit amerikanischer Gerichte in Zivil- und Handelssachen" (International jurisdiction of American courts in civil and commercial matters), 32 Juristenzeitung 697-702 (Germany, 1977).
- 32) "Unjust Enrichment in the Conflict of Laws - A Comparison of German Law and the Restatement, Second," 26 American Journal of Comparative Law 1-49 (1978) (same as No. 9, under "Books").
- 33) (With W. Müller-Freienfels), "Agency in the Conflict of Laws and the 1978 Hague Convention," 27 American Journal of Comparative Law 1-49 (1979).
- 34) "The Interrelation of Jurisdiction and Choice-of-Law in U.S. Conflicts Law," 28 International and Comparative Law Quarterly 161-183 (England, 1979).
- 35) "Reflections on Conflict-of-Laws Methodology," 32 Hastings L. J. 1644-1677 and 1684-86 (1981).
- 36) "Comments on 'Self-Limited Rules of Law' in Conflicts Methodology," 30 Am. J. Comp. L. 129-41 (Supp. 1982).

- 37) "Full Faith and Credit and Federalism in Choice of Law," 34 Mercer L. Rev. 709-29 (1983).
- 38) "The Case for Federalizing Rules of Civil Jurisdiction in the European Community," 82 Mich. L. Rev. 1323-1337 (1984).
- 39) "Judicial Jurisdiction Over Foreign-Country Corporate Defendants Comments on Recent Case Law," 63 Ore. L. Rev. 431-454 (1984).
- 40) (With Giorgio Gaja and Ronald Rotunda), "Instruments for Legal Integration in the European Community," in: M. Cappelletti, M. Seccombe, J. Weiler, eds., *Integration Through Law*, Vol. 1, Book 2, pp. 113-160 (1986) (drawing in part on material in No. 11 under "Books").
- 41) (With Ole Lando and Ronald Rotunda), "Conflict of Laws as a Technique for Legal Integration," in: H. Cappelletti, H. Seccombe, J. Weiler, eds., *Integration Through Law*, Vol. 1, Book 2, pp. 161-258 (1986) (drawing in part on material in No. 11 under "Books").
- 42) "Refining Personal Jurisdiction in the United States," 35 International and Comparative Law Quarterly 32-62 (England, 1986).
- 43) "Auslandskonkurs und Inlandsfolgen aus Amerikanischer Sicht," [The Effect of Foreign Bankruptcy Proceedings on Debtors Assets in the United States] *Festschrift für Müller-Freienfels* 247-269 (Germany, 1986).
- 44) "Judicial Jurisdiction and Choice of Law: Constitutional Limitations," 59 U. Colo. L. Rev. 9-35 (1988).
- 45) "The Situs Rule in European and American Conflicts Law: Comparative Notes," in P. Hay & M. H. Hoeflich, eds., *Legal Essays in Honor of John E. Cribbet* 109-132 (1988).
- 46) "Die Anwendung US-amerikanischer jurisdiction-Regeln als Verweisungsnorm bei Scheidung von in Deutschland wohnhaften Amerikanern," [The Use of U.S. jurisdictional rules as choice-of-law rules in divorce cases of U.S. citizens resident in Germany], *IPRax* 1988, 265-268 (Germany). [Reviewed by Lagarde in 78 *Rev. crit. dr. internat. privé* 245 (1989).]
- 47) "Die Qualifikation der Verjährung im US-amerikanischen Kollisionsrecht," [The Characterization of Statutes of Limitation in U.S. Conflicts Law], *IPRax* 1989, 197-202 (Germany).
- 48) "Transient Jurisdiction, Especially Over International Defendants: Critical Comments on Burnham v. Superior Court of California," 1990 U. Ill. L. Rev. 593-603.
- 49) (With Rasmussen-Bonne), "Bemerkungen zum deutsch-amerikanischen 'Justizkonflikt'," *Internationale Juristenvereinigung Osnabrück, Jahreshft* 1991/92, 26-34.
- 50) "The Recognition and Enforcement of American Money - Judgments in Germany -The 1992 Decision of the German Supreme Court," 40 *Am. J. Comp. L.* 729 - 750 (1992).
- 51) "Zivilprozeß, seine Reform und außergerichtliche Streitbeilegung in den USA," *Veröffentlichungen der Deutsch-Japanischen Juristenvereinigung*, Vol. 3, pp. 17 et seq. (1992).
- 52) (With Ellis), "Bridging the Gap Between Rules and Approaches in Tort Choice of Law in the United States," 27 *Int. Lawyer* 369 - 395 (1993).
- 53) "Environmental Protection and Civil Liability in the United States," in: C.v.Bar, ed., *Internationales Umweltshaftungsrecht I* (1995), pp. 129-168 [in: 48 *Osnabrücker Rechtswissenschaftliche Abhandlungen*].
- 54) "Fremdwährungsansprüche und -urteile nach dem US-amerikanischen Uniform Act," [=Foreign Money Claims and Judgments and the *Uniform Foreign Money Claims Act*], 41 *Recht der Internationalen Wirtschaft* 113-119

(1995).

- 55) Carney and Hay, "Die Gründung einer Tochtergesellschaft in den USA," [=Establishing a Subsidiary in the USA], in: M. Lutter, ed., *Die Gründung einer Tochtergesellschaft im Ausland* 942-964 (3d. ed., 1995, = Special issue no. 3 of: *Zeitschrift für Unternehmens- und Gesellschaftsrecht*).
- 56) "Zivilrechtliche Eigenhaftung staatlicher Mitarbeiter für DDR-Unrecht [Anm. zu LG Rostock]," [= Civil Liability of State Employees for Injustice Suffered in the German Democratic Republic (= former East Germany)], *IPRax* 1996, 95- 99.
- 57) "Informationsbeschaffung über schriftliche Unterlagen und Augenscheinsobjekte im Zivilprozeß" [= Production of Documents and Inspection of Tangibles in Civil Litigation (with particular consideration of pretrial discovery in Common Law legal systems), in P. Schlosser, ed., "Die Informationsbeschaffung für den Zivilprozeß - Die verfahrensmäßige Behandlung von Nachlässen, ausländisches Recht und Internationales Zivilprozeßrecht", 1-61 (= Vol. 8 of the Veröffentlichung der Wissenschaftlichen Vereinigung für Internationales Verfahrensrecht e.V., Gieseking Verlag Bielefeld 1996)
- 58) Zur extraterritorialen Anwendung US-amerikanischen Rechts - Zugleich eine Anmerkung zu der Entscheidung in *Hartford Ins. Co. v. California*" [= On the extraterritorial application of US law - Comments on *Hartford Ins. Co. v. California*], *RabelsZ* 60 (1996) 303-319.
- 59) With Köster, "In Vino Cadmium," *JURA* 1998, pp. 535-538 [Vienna Sales problem for student use];
- 60) With Köster, "Gewagte Spekulationen im Ausland," *JuS* 1998, pp. 526-531 [Vienna Sales practice problem for student use];
- 61) With Hampe, "Nichtermittelbarkeit ausländischen Rechts und Forum Non Conveniens", *Recht der Internationalen Wirtschaft* 760-765 (1998).
- 62) "From Rule-Oriented to 'Approach' in German Conflicts Law – The Effect of the 1986 and 1999 Codifications," *47 Am. J. Comp. L.* 633-652 (1999).
- 63) With Köster, "Chemikalienhandel in Aruba," *JuS* 2000, pp. 567-572 [Vienna Sales practice problem for student use];
- 64) "On Comity, Reciprocity and Public Policy in U.S. and German Judgments Recognition Practice," in: Basedow et al. (eds.), *Private Law in the International Arena – Liber Amicorum Kurt Siehr* 237-249 (T.M.C. Asser Press 2000).
- 65) "Zivilprozeßrecht" = Chapter 8 of Assmann & Bungert, *Handbuch des US-amerikanischen Handels-, Gesellschafts- und Wirtschaftsrechts*, Vol. I, pp. 525-638 (Beck 2001).
- 66) "Zur konsensualen Streitbeendigung in Zivil- und Handelssachen in den USA," in: Breidenbach, Coester-Waltjen, Heß, Nelle, Wolf (eds.), *Konsensuale Streitbeilegung – Akademisches Symposium zu Ehren von Peter F. Schlosser*, (Vol. 13 of the Veröffentlichungen der Wissenschaftlichen Vereinigung für Internationales Verfahrensrecht e.V., Giesing 2001), pp. 101-119.
- 67) "Entschädigung und andere Zwecke - Zu Präventionsgedanken im deutschen Schadensersatzrecht, punitive damages und Art. 40 Abs. 3 Nr. 2 EGBGB -," in: Hohloch, Frank, & Schlegel (eds.), *Festschrift für Hans Stoll* 521-31 (2001).
- 68) "Abkehr vom 'better law' im US-Bundesstaat Minnesota," *IPRax* 2001, pp. 160-161.
- 69) "Civil Law," in: N. Smelser & P. Baltes (eds.), *International Encyclopedia of the Social & Behavioral Sciences*, pp. 1865-69 (Elsevier, Oxford, UK, 2001); pp. 668-673 (2d ed. 2015).

- 70) “On Merger and Preclusion (Res Judicata) in U.S. Foreign Judgments Recognition – Unresolved Doctrinal Problems,” in: Schütze et al. (eds.), Festschrift für Reinhold Geimer 325-338 (2002).
- 71) “Conflict of Laws – Private International Law,” Encyclopedia Britannica ____ (2003).
- 72) (With Krätzschar), “Neue Unsicherheiten um die extraterritoriale Anwendung US-amerikanischen Antitrust-Rechts?,” Recht der Internationalen Wirtschaft 2003, pp. 809-813.
- 73) “The American ‘Covenant Marriage’ in the Conflict of Laws,” 64 La. L. Rev. 43-70 (2003) [appeared August 2004]
- 74) (With Krätzschar), “Bregrenzt der U.S. Supreme Court die extraterritoriale Anwendung US-amerikanischen Antitrust-Rechts?,” Recht der Internationalen Wirtschaft 2004, pp. 667-70.
- 75) “Recognition of Same-Sex Legal Relationships in the United States,” 54 Am. J. Comp. L. 601-623 (2006 Supplement) [U.S. National Report for the 17th Congress of the International Academy of Comparative Law, Utrecht, July 2006].
- 76) “Contemporary Approaches to Non-Contractual Obligations in Private International Law (Conflict of Laws) and the European Community’s ‘Rome II’ Regulation,” EuLF 2007, 137-151, and in [2008] Chinese Yearbook of Private International Law and Comparative Law 33-92.
- 77) “The Development of the Public Policy Barrier to Judgments Recognition in the European Community,” EuLF 2007, 289-294.
- 78) “Harold Berman and Conflict of Laws – An Appreciation,” 57 Emory L. J. 1421-1425 (2008).
- 79) “Comments on Public Policy in Current American Conflicts Law,” Baetge & von Hein (eds.), Die richtige Ordnung, Festschrift für Jan Kropholler 89-103 (2008).
- 80) “Forum-Selection and Choice-of-Law Clauses in American Conflicts Law,” in: Hutter & Baums (eds.), Gedächtnisschrift für Michael Gruson 195-211 (2009).
- 81) “Recognition of a Recognition Judgment Within the European Union – “Double *Exequatur*” and the Public Policy Barrier,” in: Hay, Vékás, Elkana, & Dimitrijevic, (eds.), Resolving International Conflicts – Liber Amicorum Tibor Várady 143-164 (2009) = Eur. Legal F. 2-2009, I-61.
- 82) “Comparative and International Law in the United States – Mixed Signals,” in: K. Boele-Woelki, T. Einhorn, D. Girsberger, S. Symeonides (eds.), Convergence and Divergence in Private International Law – Liber Amicorum Kurt Siehr 237-255 (2010).
- 83) “Favoring Local Interests – Some *Justizkonflikt*-Issues in American Perspective,” in Herbert Kronke and Karsten Thorn (eds.), Festschrift für Bern von Hoffmann 634-647 (2011).
- 84) “Reviewing Foreign Judgments in American Practice – Conclusiveness, Public Policy, and *Révision au fond*,” in Reinhold Geimer and Rolf A. Schütze (eds.), Festschrift für Kaissis 365-379 (2012).
- 85) (With Rasmussen-Bonne), Uniform Interpretation and Application of Brussels-I and Lugano: The Example of Jurisdiction in ‘Matters Relating to Contract’ in Consumer Transactions,” 2011 EuLF 105-112 [appeared 2012].
- 86) (With Rasmussen-Bonne), “Einheitliche Auslegung und Anwendung von Brüssel-I und Lugano am Beispiel der Zuständigkeit bei ‘Ansprüchen aus Vertrag’ in Verbraucherverträgen,” 4 GWR [Gesellschafts- und Wirtschaftsrecht] 359-363, revised version of No. 85, above.

- 87) “Notes on the European Union’s Brussels-I ‘Recast’ Regulation – An American Perspective, EuLF 2013, 1-8, also published in Tibor Nochta et al. (eds.), *Ünnepi Tanulmányok Kescses László Professor, Festschrift for Kescses* 265 (2013).
- 88) “The Use and Determination of Foreign Law in Civil Litigation in the United States” [= U.S. National report for the XIXth Congress of the International Academy of Comparative Law, Vienna, July 2014), 62 Am. J. Comp. L. Supp. 213-240 (2014), also published in Yuko Nishitani (ed.), *Treatment of Foreign Law: Dynamics Towards Convergence?* (Springer Verlag, 2015, series *Ius Comparatum*).
- 89) “European Conflicts Law After the American ‘Revolution’,” EuLF 2015, 1-10, and 2015 U. Illinois L. Rev. 2053-2073.

III. Book Reviews

- 1) Beecher, *Wills and Estates under German Law*, 8 American Journal of Comparative Law 250-51 (1959).
- 2) Mathijssen, *Le Droit de la Communauté Européenne du Charbon et de l'Acier*; and Valentine, *The Court of Justice of the European Coal and Steel Community*: 8 American Journal of Comparative Law 243-45 (1959).
- 3) Mast, *Les Pays du Benelux*, 9 American Journal of Comparative Law 746-747 (1960).
- 4) Newman, *Equity and Law: A Comparative Study*, 10 American Journal of Comparative Law 294-296 (1961).
- 5) Bonaert et al., *Nichtigkeits- und Untätigkeitsklagen nach dem Recht der Europäischen Gemeinschaft für Kohle und Stahl*, 56 American Journal of International Law 1128-1130 (1962).
- 6) Campbell & Thompson, *Common Market Law*, 11 American Journal of Comparative Law 492 (1962).
- 7) Larson, *When Nations Disagree*, 23 University of Pittsburgh Law Review 820-822 (1962).
- 8) Robertson, *The Law of International Institutions in Europe*, 11 American Journal of Comparative Law 132-133 (1962).
- 9) DeValk, *La signification de l'intégration européenne pour le développement du droit international moderne*, 12 American Journal of Comparative Law 296-297 (1963).
- 10) Alting van Geusau, *European Organizations and Foreign Relations of States*, 12 American Journal of Comparative Law 295 (1963).
- 11) Brugmans & Duclos, *Le fédéralisme contemporain*, 13 American Journal of Comparative Law 117-118 (1964).
- 12) Steinberger, *GATT und regionale Wirtschaftszusammenschlüsse*; Keeton & Schwarzenberger, *English Law and the Common Market*; and Junckerstorff, *International Manual on the Common Market*; all in: 13 American Journal of Comparative Law 112-114 (1964).
- 13) Everling, *The Right of Establishment in the Common Market*, 26 University of Pittsburgh Law Review 885 (1965).
- 14) Rabe, *Das Verordnungsrecht der Europäischen Wirtschaftsgemeinschaft*, 59 American Journal of International Law 689 (1965).
- 15) Feld, *The Court of Justice of the European Communities*, 14 American Journal of Comparative Law 255-256

(1965/66).

- 16) Valentine, The Court of Justice of the European Communities, 14 American Journal of Comparative Law 353-354 (1965/66).
- 17) Steindorff, Rechtsschutz und Verfahren im Recht der Europäischen Wirtschaftsgemeinschaft; Steindorff, Der Gleichheitssatz im Wirtschaftsrecht der Europäischen Wirtschaftsgemeinschaft, both in: 14 American Journal of Comparative Law 516-518 (1965/66).
- 18) Scheingold, The Rule of Law in European Integration, 54 California Law Review 297-303 (1966).
- 19) Smit, International Civil Procedure: Europe, 19 Stanford Law Review 1399-1405 (1967).
- 20) Sorensen, Manual of Public International Law, 44 University of Washington Law Review 335-340 (1968).
- 21) Schlesinger, Formation of Contracts: A Comparative Study of the Common Core of Legal Systems, 1969 University of Illinois Law Forum 134-138.
- 22) Balekjian, Legal Aspects of Foreign Investment in the European Economic Community, 63 American Journal of International Law 181-182 (1969).
- 23) Kaiser and others, International and National Jurisdiction in Current International Law: On the Question of the International Ordre Public, 1 Modern Law and Society 150-152 (1969).
- 24) Schaumann and Habscheid, The Immunity of Foreign States Under International Law and Under the German Law of Civil Procedure, 2 Modern Law and Society 50-52 (1969).
- 25) Axline, European Community Law and Organizational Development, 63 American Journal of International Law 657-658 (1969).
- 26) Ganshof van der Meersch, ed., Droit des Communautés Européennes, 17 American Journal of Comparative Law 479-482 (1969).
- 27) Ginsburg, ed., Business Regulation in the Common Market Nations, Vol. I, 64 American Journal of International Law 205-206 (1970).
- 28) Douglas, Towards a Global Federalism, 4 J. of Law and Economic Development 386-389 (1970).
- 29) Zuleeg, The Law of the European Communities in the Legal Systems of Members States, 3 Modern Law and Society 45-46 (1970).
- 30) Lauterbach, Proposals and Consultants; Reports Concerning the Reform of the German International Law of Inheritance, 3 Modern Law and Society 155-157 (1970).
- 31) Recent Literature on the European Communities (books by Brinkhorst and Schermers, Treves, Louis, Grieves, and Campbell), 18 American Journal of Comparative Law 450-455 (1970).
- 32) Bergsten, Community Law in French Courts 69 American Journal of International Law 706-07 (1975).
- 33) Weser, Convention communautaire sur la compétence judiciaire et l'exécution des décisions, 24 American Journal of Comparative Law 557-560 (1976).
- 34) Schermers, Judicial Protection in the European Communities, 26 American Journal of Comparative Law 367-68 (1978).
- 35) Dölle and others, Kommentar zum Einheitlichen Kaufrecht, 72 American Journal of International Law 436-37

(1978).

- 36) Bredimas, Methods of Interpretation and Community Law, in: 74 American Journal of International Law 222-24 (1980).
- 37) Das Europa der Zweiten Generation. Gedächtnisschrift für Christoph Sasse. Roland Bieber, Dietmar Nickel, eds., 2 vols. 1981: 10 Int'l J Legal Info. 25-26 (1982).
- 38) Horn, Kötz, & Leser, German Private and Commercial Law: An Introduction, 10 Int'l J Legal Info. 186-88 (1982).
- 39) Bebr, Development of Judicial Control of the European Communities, 11 Int'l J. of Legal Information 29-31 (1983).
- 40) Herrmann, Basedow, Kropholler (eds.), Handbuch des Internationalen Zivilverfahrensrechts, Band I, 12 Int'l J. Leg. Info. 22-25 (1984).
- 41) Rüter, Business Transactions in Germany (FRG), 12 Int'l J. of Legal Information 139-141 (1984).
- 42) D. Lasok and P. A. Stone, Conflict of Laws in the European Community, 36 Am. J. Comp. L. 801-803 (1988).
- 43) René van Rooij and Maurice V. Polak, Private International Law in the Netherlands, 16 International Journal of Legal Information 40-41 (1988).
- 44) Stadler, Der Schutz des Unternehmensgeheimnisses im deutschen und U.S.- amerikanischen Zivilprozeß und im Rechtshilfeverfahren, 103 Zeitschrift für Zivilprozeß 511-516 (Germany, 1990).
- 45) Flessner, Interessenjurisprudenz im internationalen Privatrecht, 39 Am. J. Comp. L. 437-444 (1991).
- 46) Müller, Gerichtspflichtigkeit wegen "doing business", 107 Zeitschrift für Zivilprozeßrecht 259-264 (1994)
- 47) Zimmermann (ed.), Amerikanische Rechtskultur und europäisches Privatrecht - Impressionen aus der Neuen Welt, ZEuP (1996) S. 737-740.
- 48) Linke, H., Internationales Zivilprozeßrecht. Leitfaden für Verfahren mit Auslandsbezug. 2. Aufl., FamRZ (1997) S. 272-273.
- 49) v. Bar, Gemeineuropäisches Deliktsrecht, 46 Am. J. Comp. L. 592-596 (1998).
- 50) Review Essay, "Friedrich Juenger and the Conflict of Laws" [Review of *Selected Essays* and of *Festschrift*], VI (NS) Uniform Law Review – Revue de Droit Uniforme 691-700 (2001).
- 51) E. Gottschalk, R. Michaels, G. Rühl, J. von Hein (eds.), Conflict of Laws in a Globalized World, 73 Rabels Zeitschrift 167-174 (2009).

IV. Miscellaneous

- 1) Foreword to: John Temple Lang, *The Common Market and Common Law* (University of Chicago Press, 1966).
- 2) Foreword to: *The International Unification of Law - A Symposium*, 16 American Journal of Comparative Law

1-3 (1968).

- 3) With R. Marcus, Introduction to Symposium on Conflict of Laws and Complex Litigation Issues in Mass Tort Litigation, 1989 University of Illinois Law Review 35-42 (1989).
- 4) Remarks, Proceedings of the 1991 Joint Meeting of the American Society of International Law and the Netherlands Society of International Law, at 225-226.
- 5) With Rasmussen-Bonne, Bemerkungen zum deutsch-amerikanischen "Justizkonflikt", Deutsch-Amerikanische Juristenvereinigung Newsletter 1992, No. 3, pp. 33-36.
- 6) *Die erste Seite* [Editorial]: "Was lange währt ...? – Das Wahlchaos in den USA," Recht der Internationalen Wirtschaft 2001, p. "I".
- 7) The View from a Teacher's Perspective, 2006 Yearbook – International Program, Bucerius Law School (Hamburg) 86-87 (2007).
- 8) Guest editorial: Recognition of Recognition Judgments?, www.conflictoflaws.net for September 8, 2008, with reader responses.

Appendix

Reviews and Notices of Books by Peter Hay (An Incomplete List)

I. Reviews of: Federalism and Supranational Organizations (1966)

- 1) La Revue de droit international de sciences diplomatiques et politiques, 1967
- 2) Modern Law Review, March 1968, pp. 731-32 (E.J. Cohn)
- 3) McWhinney, International Journal, 1967
- 4) Rousseau, Revue générale de droit international public 1966, No. 4
- 5) Thompson, 80 Harvard Law Review 1372-75 (1967)
- 6) Friedrich, American Journal of International Law, April 1967, 636-637
- 7) Choice, March 1967
- 8) The Georgetown Law Journal, Vol. 55 (1967)
- 9) Berger, The Hastings Law Journal, November 1966, 242-243
- 10) Lake Charles American Press (1966?)
- 11) Jacobs, World Affairs, January-March 1967
- 12) Schiavone, Rivista di diritto europeo, October-December 1966
- 13) Iura Bibliographia, No. 2, p. 15, 1967
- 14) Le Breton, Analyse et Prévision S.E.D.E.I.S., June 19, 1967

- 15) Hexner, The Annals, July 1967
- 16) Fawcett, International Affairs, 1967
- 17) Revue Française de science politique, August 1967
- 18) Seidl-Hohenveldern, Journal du droit international, 1967
- 19) Fulda, 15 American Journal of Comparative Law 585-586 (1967)
- 20) Green, Orbis (Spring 1968), pp. 340-46
- 21) Collinson, 19 Stanford Law Review 1405-11 (1967)
- 22) Miller, Studies in Law and Economic Development (1967)
- 23) Bancaria, No. 9, 1968
- 24) Rivista di diritto internazionale, Vol. II (1968), 471
- 25) Buergenthal, 65 Michigan Law Review 1531-40 (March 1968)
- 26) Common Market Law Review, Vol. 5, 539-40 (March 1968)
- 27) Puttkamer, Zeitschrift für ausländisches öffentliches Recht und Völkerrecht, Vol. 29, 190-191 (1969)
- 28) International Relations, April 1969

II. Reviews of: International Trade, Investment and Organization (1967)

- 1) Ross, International and Comparative Law Quarterly (January 1968)
- 2) The International Executive, Vol. 9, NO. 4, pp. 4-5 (Fall 1967)
- 3) Metzger, American Journal of International Law (October 1967)
- 4) Rousseau, Revue Générale de droit international public (1967/68)
- 5) Carreau, American Journal of Comparative Law, 16:633-637 (1968)

III. Reviews of: Law and Institutions in the Atlantic Area (1967)

- 1) Angelo, California Law Review, Vol. 56 (1968), 923-928
- 2) Berger, Washington Law Review, Vol. 42, 1138-1146 (1967)
- 3) Common Market Law Review, Vol. 5, 540-41 (March 1968)
- 4) Bebr, 63 American Journal of International Law 654-657 (1969)
- 5) Ulmer, Gewerblicher Rechtsschutz - Internationaler Teil, Vol. 1969, p. 180

6) Seidl-Hohenveldern, American Journal of Comparative Law 333-335 (1978)

IV. Reviews of: Introduction to U.S. Law (German (1975) and English (1976 editions) (incomplete list)

- 1) Law Books in Review, Vol. III, Vol. 3/4 (1977)
- 2) Lipstein, 36 Cambridge Law Journal No. I (1977)
- 3) Hanisch, 72 Schweizerische Juristen-Zeitung 388 (1976)
- 4) David, 28 Revue internationale de droit comparé 420 (1976)
- 5) Schlesinger, 26 American Journal of Comparative Law 507-508 (1978)
- 6) Lagarde, 65 Revue critique de droit internationale privé 841 (1976)

V. Reviews of: Scoles & Hay, Conflict of Laws (1982, 1984) (incomplete listing)

- 1) Audit, Revue critique 203-209 (1983).
- 2) Herzog, 11 Int'l J. of Leg. Inform. 180 (1983).
- 3) Carter, 33 International and Comparative Law Quarterly 759 (1984).
- 4) Kirgis, 33 J. Leg. Ed. 394-97 (1983).
- 5) Graveson, 99 Law Quarterly Rev. 478-79 (1983).
- 6) Reese, 33 Am. J. Comp. L. 332-37 (1985).