

4th Annual Legal & Policy Issues in the Americas, 2003



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Florida Journal of International Law
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CENTRO DE ESTUDIOS DE JUSTICIA DE LAS AMÉRICAS
JUSTICE STUDIES CENTER OF THE AMERICAS
CEJA - JSCA

**April 13 & 14, 2003
Doubletree Hotel & Conference Center
University of Florida
Gainesville, Florida**

Conference Planning Committee

- Jon L. Mills, Dean & Director, Center for Governmental Responsibility,
University of Florida Levin College of Law, Chair
- Fletcher N. Baldwin, Jr., Chesterfield Smith Professor of Law and Director, Centre
for International Financial Crimes Studies, Levin College of Law
- Linda Baldwin, External Relations, Center for Governmental Responsibility,
Levin College of Law
- Michael W. Gordon, Chesterfield Smith Professor of Law, Levin College of Law
- Berta Esperanza Hernández-Truyol, Levin, Mabie and Levin Professor of Law,
Levin College of Law
- Dennis Jett, Dean of the International Center, University of Florida; Former United
States Ambassador to Peru and to Mozambique
- JoAnn Klein, Development Director, Center for Governmental Responsibility,
Levin College of Law
- Tama Koss, Editor-in-Chief, *Florida Journal of International Law*, University of
Florida Levin College of Law
- Buddy MacKay, Jr., former Special Envoy for the Americas in the Executive
Office of the President of the United States; former Florida Governor, Lieutenant
Governor, and U.S. Congressman
- Terry L. McCoy, Director of the Latin American Business Environment Program;
Associate Director of the Center for International Business Education and
Research; Professor of Latin American Studies & Political Science, University of
Florida
- Timothy McLendon, Staff Attorney, Center for Governmental Responsibility,
Levin College of Law
- Stephen J. Powell, Director of the International Trade Law Program, Center for
Governmental Responsibility, Levin College of Law
- Jeffrey S. Wade, Director, Environmental Division, Center for Governmental
Responsibility, Levin College of Law

Conference Staff

- Laura Coates, Office Manager, Center for Governmental Responsibility
- Lenny Kennedy, Senior Secretary, Center for Governmental Responsibility
- Barbara Sieger, Secretary, Center for Governmental Responsibility
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- Melissa Ezcurra, Student Assistant
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- Levin College of Law

Legal and Policy Issues in the Americas

Since 2000, the University of Florida Levin College of Law, through its Center for Governmental Responsibility, has hosted the Annual Conference on Legal and Policy Issues in the Americas, now in its fourth year. This year's conference is particularly significant because our participants will help usher us into a new phase of our relationships in the Americas.

The focus of the 2003 conference is "Rule of Law in the Americas" and the conference is designed as a roundtable discussion among legal and policy experts from throughout the region. Conference panelists and commentators will face the challenge of designing the blueprint for the establishment of a Center for Judicial Reform and the Rule of Law in the Americas, an initiative of the University of Florida that will be housed in the Levin College of Law.

The proposed Center is built on the concept that a democracy without an effective judiciary governed by the rule of law inhibits the capacity of its citizens to enjoy basic freedoms and discourages the international community from investing in the future of the country. The University of Florida team proposes a university-based program that is designed to collaborate with sister universities throughout the Americas to implement a program that strengthens the rule of law in the region. Chief among the collaborators is the Justice Studies Center of the Americas in Santiago, Chile, which is a co-sponsor of this year's conference.

Panelists and commentators at this year's conference are well-qualified to assist us in development of this new venture. Participants represent fourteen international universities from eight countries; six international organizations; eight private law firms; five international businesses; five U.S. universities; and twelve academic departments within the University of Florida.

Thank you for participating in this year's conference. We look forward to a productive session that will develop an impressive plan of action for us.

Jon Mills, Dean
Levin College of Law
Director
Center for Governmental Responsibility

Agenda

Sunday, April 13

5:30-7:30 p.m.

Reception and Dinner for Panelists & Commentators

7:30-9 p.m.

“Rule of Law in the Americas”

Panelists:

Dennis Jett

Dean, International Center, University of Florida; former United States
Ambassador to Peru and to Mozambique

Buddy MacKay

Former United States Envoy to the Americas; former U.S. Congressman; former
Governor of Florida

Terry L. McCoy

Director of the Latin American Business Environment Program; Associate Director
of the Center for International Business Education and Research (CIBER),
University of Florida

Jon Mills

Dean, Levin College of Law; Director, Center for Governmental Responsibility
University of Florida

Monday, April 14

8-8:15 a.m.

“Setting the Agenda & Goals”

Jon Mills

Dean, Levin College of Law; Director, Center for Governmental Responsibility
University of Florida

8:15-10 a.m.

***“Civil Justice Reform in the Americas; Lessons From Spain, Brazil, Guatemala,
and Mexico”***

Daniela Trejos Vargas

Professor, Catholic University of Rio de Janeiro; Coordinator of Undergraduate
Studies, Catholic University of Rio de Janeiro College of Law, Brazil

Carlos Loperena

Partner, Loperena, Lerch and Martin del Campo, Mexico City; Vice President of
the Barra Mexicana (Bar Association)

Maria Luisa Betranena de Padilla

Professor and Director of the Private Law Area and of the Investigation Seminar in
Private and Commercial Law, Universidad Francisco Marroquin, Guatemala City,
Guatemala; former President of the Supreme court of Guatemala

Michael W. Gordon

Chesterfield Smith Professor of Law, University of Florida Levin College of Law

10-10:15 a.m.

Coffee Break

10:15-Noon

“Criminal Law, Rule of Law, Post-September 11 Terrorism Measures”

10:15-11:15 a.m.

Presentation

Alan Lambert

ASKALAN, self-employed consultancy on contracts for Caribbean Anti-Money Laundering Programme; former career detective

Peter German

Chief Superintendent and a member of the Royal Canadian Mounted Police

George Millard

Police Chief of the Sao Paulo State Police, ABC Region, Metropolitan Area of Sao Paulo City; Professor of the State of Sao Paulo Civil Police Academy

Fletcher N. Baldwin, Jr.

Chesterfield Smith Professor of Law and Director, Centre for International Financial Crimes Studies, University of Florida Levin College of Law

11:15-Noon

Roundtable Discussion

Jon Mills, Moderator

Noon-1:45 p.m. (Working Lunch)

“Comparative Constitutional Approaches to the Rule of Law & Judicial Independence”

Noon-1 p.m.
Presentation

Paulo Roberto Pereira de Souza

Coordinator of the Master’s course of Law, State University of Maringá, Brazil; former Rector, State University of Maringá; President of the Environmental Commission of the Brazilian Order of Lawyers, Paraná Section

Mauricio Garcia-Villegas

Law Professor, Universidad Nacional in Bogotá, Colombia; Honorary Fellow, Institute for Legal Studies, University of Wisconsin-Madison

Jorge Santistevan de Noriega

Chairman of Justicia & Buen Gobierno, Lima, Peru; partner in Santistevan de Noriega, Gutiérrez & Asociados, Lima; Law Professor in the Master’s Program on Judicial Policy, Catholic University of Peru; and Law Professor, Judicial Academy of Peru; served as First National Ombudsman (*Defensor del Pueblo*) of Peru

Jon Mills

Dean, Levin College of Law; Director, Center for Governmental Responsibility, University of Florida; former Speaker of the Florida House of Representatives

1-1:45 p.m.
Roundtable Discussion

Jon Mills, Moderator

1:45-2 p.m.
Coffee Break

2-3:45 p.m.

“Human Rights Commitments in the Americas: From the Global to the Local”

2-3 p.m.

Presentation

Christina M. Cerna

Organization of American States, Secretariat of the Inter-American Commission on Human Rights

Aura Celeste Fernández de Moreno

Faculty of Law, Iberoamericana University, Dominican Republic; former Judge, Central Electoral Council of the Dominican Republic

Robert G. Kerrigan

Kerrigan, Estess, Rankin & McLeod, LLP, Pensacola, Florida, counsel for human rights abuse cases from Colombia, El Salvador, Honduras, Chile; helped establish Center for Human Rights, Florida State University

Berta Esperanza Hernández-Truyol

Levin, Mabie and Levin Professor of Law, University of Florida Levin College of Law

Stephen J. Powell

Director, International Trade Law Program, Center for Governmental Responsibility, University of Florida Levin College of Law; former Chief Counsel for Import Administration, U.S. Department of Commerce

3-3:45 p.m.

Roundtable Discussion

Jon Mills, Moderator

3:45-4:30 p.m.

“Lessons Learned: Judicial Reform & Inter-American Cooperation”

Janet Reno

Former United States Attorney General

Juan Enrique Vargas Viancos

Executive Director, Justice Studies Center of the Americas, Santiago, Chile

4:30-6 p.m.

Roundtable Conclusions & Recommendations: “Where Do We Go From Here?”

Jon Mills, Moderator

6 p.m.

Adjourn

Commentators

James Bacchus

Chairman, Appellate Body of the World Trade Organization, Geneva, Switzerland

Rafael González Ballar

Dean, Law School, University of Costa Rica

Martha W. Barnett

Partner, Holland & Knight LLP; Immediate Past President, American Bar Association

Richard Beilock

Professor of Food and Resource Economics, University of Florida

John C. Bierley

Florida Bar Board Certified international lawyer based in Tampa, Florida

Kathy-Ann Brown

Legal academic practitioner, focusing on international trade issues of concern to the Caribbean region

Carlos F. Concepción

Founding partner, Concepción Rojas & Santos, LLP, in Coral Gables, Florida

Darryl B. Deaktor

Attorney specializing in developing and implementing corporate strategies for the commercialization of new technologies; former partner with White & Case LLP

Linn Hammergren

Senior Public Sector Management Specialist, World Bank, Latin American Regional Department, working in areas of judicial reform and anti-corruption strategies

Robert R. Hendry

Florida Bar Certified International Lawyer with the Orlando law firm of Hendry, Stoner, DeLancett & Brown, P.A.

Atilla Ilkson

Senior Counsel in the Office of General Counsel for Merrill Lynch Europe Ltd. in
London, England

Mark A. Jamison

Executive Director and Director of Telecommunications Studies for the Public
Utility Research Center, University of Florida

Andrew Joshua Markus

Shareholder in the Miami office of Carlton Fields, P.A.; Chair-Elect of the
American Bar Association's Section of International Law and Practice

Christine Markussen

Senior Vice President and Chief Counsel in charge of MetLife's Real Estate
Investments Section of its Law Department

Timothy E. McLendon

Staff Attorney at the Center for Governmental Responsibility, University of
Florida Levin College of Law

Luz Estalla Ortiz Nagle

Professor, Stetson University College of Law, DeLand, Florida; and former
District Judge in Medellin, Colombia

Carlos Peña Gonzalez

Dean, School of Law, University Diego Portales (UDP), Santiago, Chile

Don Peters

Director, Institute for Dispute Resolution and the Virgil Hawkins Civil and
Mediation and Clinics; Professor and Trustee Research Fellow, University of
Florida Levin College of Law

Barry Rider

Professor of Law at the University of London and the Director of the Institute of
Advanced Legal Studies; former Dean and Graduate Tutor, Jesus College,
Cambridge University

Everett J. Santos

Chief Executive Officer, Latin American Group of Emerging Markets Partnership,
and Principal Adviser of the AIG-GE Capital Latin American Infrastructure Fund

Jose Antonio Santos

Founding partner of the firm of Concepción Rojas & Santos LLP

Margaret Sarles

Division Chief, Strategic Planning and Research, Office of Democracy, United
States Agency for International Development

Shannon Sorzano

Deputy Assistant Secretary for International Affairs, U.S. Department of Housing
and Urban Development

Bill Tupman

Former Director of the Centre for Police and Criminal Justice Studies, University
of Exeter, U.K.

John J. Upchurch

CEO of the mediation group of Upchurch Watson White & Max, a private
mediation specialty firm with offices throughout Florida and Alabama; former
Chief Judge of the Seventh Judicial Circuit of Florida

Jorge Luis Varella

Chilean international legal advisor and environmental law and policy consultant;
Coordinator, Tulane Law School Latin American Law Institute

Jeffry S. Wade

Director, Environmental Division of the Center for Governmental Responsibility,
University of Florida Levin College of Law

Lee Demetrius Walker

Doctoral candidate in comparative politics, University of Florida Department of
Political Science; and assistant professor in comparative politics at the University
of Kentucky, beginning in Fall, 2003

Charles H. Wood

Director of the Center for Latin American Studies, University of Florida

Antonio R. Zamora

Latin America Counsel, Hughes Hubbard & Reed LLP in the Miami, Florida office; President of the U.S./Cuba Legal Forum, Inc.

Conference Panelists and Commentators

James Bacchus is the Chairman of the appellate Body of the World Trade Organization in Geneva, Switzerland. He is the youngest Member, the longest serving Member, the only North American Member, and the only remaining original Member of the global tribunal, which hears final appeals in international trade disputes involving the 95 percent of world commerce conducted by the 144 countries and other customs territories that are Members of the WTO. He is a former Special Assistant to the United States Trade Representative in the Executive Office of the President. He also is a former member of the Congress of the United States, from Florida. He served two terms in the U.S. House of Representatives before choosing not to seek re-election in 1994. In 1995, he was appointed by the Members of the WTO to the Appellate Body. He received a Bachelor of Arts degree from Vanderbilt University, *magna cum laude* and Phi Beta Kappa, with High Honors in History. He received a Master of Arts degree from Yale University, where he was a Woodrow Wilson Fellow in History. He was graduated with High Honors from the Florida State University College of Law, where he was Editor-in-Chief of the FSU Law Review. *These are his personal views, and are not the views of his colleagues on the Appellate Body or the official views of the WTO.*

Fletcher N. Baldwin, Jr., is the Chesterfield Smith Professor of Law and Director, Centre for International Financial Crimes Studies at the University of Florida, where he also is founding Director of the Montpellier University Summer Program in Law, Montpellier, France. He has been a visiting Professeur au Centre de Droit du l'Entreprise, Montpellier, and Honorary Fellow, Centre of Advanced Legal Studies, University of London. He is a member of the Board of Governors of Witan Hall, England. He has taught at Makerere University in Uganda; Baylor University; Escuela Libre De Derecho in Mexico City; the Cambridge-Warsaw Program at Trinity College, Cambridge, England; the University of Lodz, Poland; and the ABA OPAL Program at Princeton and Brown Universities. He has been a Delegate to the Conference on Human Rights, Kiev State University, Ukraine, and to the International Constitutional Law Roundtable, Murten, Switzerland; visiting lecturer, University of Natal, Pietermaritzburg, South Africa; visiting lecturer, Department of Treasury's Federal Law Enforcement Training Center, Glynco, Georgia; and CEELI Legal Specialist, Advisor to the Parliament and to the Constitutional Court, Kiev, Ukraine. He has been consultant and technical advisor on matters pertaining to international financial crimes to the Juridical Council, Thailand, and Consultant to the Attorney General of Indonesia, where he also

delivered lectures at the Universities of Pajarau and Diponegoro. He was speaker and delegate to the eleventh through twentieth International Symposia on Economic Crime, Jesus College, Cambridge, England. The Centre for International Financial Crimes Studies is one of the Organizing Institutions for the Cambridge Symposium. He is co-founder and lecturer, Center for Human Rights and Peace, Makerere University, Kampala, Uganda. He has written several books and articles, including a five-volume treatise on Money Laundering Asset Forfeiture and International Financial Crimes (1993-2002)(Oceana Press, N.Y.) And three-volume treatise on Cybercrime and Security (Oceana Press, N.Y.) (Co-authored). He is also one of the General Editors of the Financial Crime Review. His active practice is limited to appellate constitutional litigation. He is a graduate of the University of Georgia (A.B.)(J.D. Hon.); University of Illinois (LL.M.) and Yale University (LL.M.). He has served in the United States Marine Corps and in the United States Army.

Rafael González Ballar is Dean of the Law School at the University of Costa Rica, where he also serves as a Professor. An attorney with emphasis in environmental and administrative law, he is the author of books and monographs in national and international magazines about environmental topics and is an international researcher, consultant and lecturer. He graduated from the University of Costa Rica as attorney in law and notary; and from the University of Bordeaux with the *Diplome d'Etudes Approfondies* in economy and environmental law and the Third Cycle Doctor in Public Law. He is a member of the National Academy of Public Law; member of the Agrarian Law Association; and Associate Founder of Justice for Nature Association. He was an adviser to the Latin American United Nations Institute for Crime (ILANUD) Environmental Program; to the Arias Foundation in the "Citizen Participation Project"; and to the Municipality of San José in the Project "Environment and Participation Reform".

Martha W. Barnett is a partner in the law firm of Holland & Knight LLP and serves on its Directors' Committee. She currently chairs the firm's Integrated Security Strategies Initiative and is the immediate past Chair of the Public Law Department of the firm, one of the four firm-wide departments. Her primary areas of practice are administrative and government law, public policy, and state and local taxation. She graduated from Newcomb College, Tulane University of Louisiana, B.A. *cum laude*, and the University of Florida, J.D. *cum laude*. She is a member of Phi Kappa Phi, Phi Delta Phi and was an editor of the *University of Florida Law Review*. She is a member of The Florida Bar and the Bar of the

District of Columbia. She also has extensive associations in the American Bar Association and The Florida Bar. She is the Immediate Past President of the American Bar Association (2000-2001). She served a three-year term on the Board of Governors of the American Bar Association. During her term as a member of the Board of Governors, she served as the Chair of the Finance Committee and on the Executive Committee. She served as the Chair of the American Bar Association House of Delegates, the first woman to serve in that position. She served on the Constitution Revision Commission, 1997-98, a Governor's Appointee and was Chair of the Florida Commission on Ethics. She is a trustee of the University of Florida College of Law. She has received numerous honorary degrees from Universities throughout the United States.

Richard Beilock is a Professor of Food and Resource Economics at the University of Florida. His research interests include: regulatory economics, marketing and transportation, the economics of altruism, economic development, and humanitarian assistance. He is former editor of the *Journal of the Transportation Research Forum* and was also the President of that organization. He has approximately 300 publications, 70 of which are refereed journal articles. He has lived in Bulgaria, where he was the Pew Professor of Economics at the American University in Bulgaria and in the Caucasus, where he was the Senior Transportation Advisor to the Caucasus for USAID as well as the Chief of Party for IRIS Caucasus. Shorter assignments include: Mexico, Ecuador, India, Namibia, South Africa, Egypt, Kosovo, and China.

Maria Luisa Beltranena de Padilla is Professor and Director of the Private Law Area and of the Investigation Seminar in Private and Commercial Law in Universidad Francisco Marroquin, Guatemala City, Guatemala. She also serves as a Permanent Member of the Law Faculty and Member of the Faculty of Post Graduate Studies of Universidad Francisco Marroquin. Previously, she served as Vice Rector, Dean of the Law School, and Director of the Popular Law Office of the University Rafael Landivar in Guatemala City. She also was President of the Supreme Court, Judge of the Supreme Court of Justice, Judge of the Supreme Electoral Court, and Minister of Education, all in Guatemala.

John C. Bierley is a Florida Bar Board Certified international lawyer based in Tampa, where he has been an active legal practitioner for more than thirty-five years. He is the current Chair of the Certification Committee. He has been particularly associated with international economic development in the South and

has been involved in diverse international business activities. He is a member of the Council on Foreign Relations, a Director of the Inter-American Bar Association, the Society of International Business Fellows, the University of Florida Foundation, and Cayman National Bank.

Kathy-Ann Brown is a legal academic and practitioner, focusing on international trade issues of particular concern to her region. She was a member of the staff of the Faculty of Law, University of the West Indies (UWI) for more than ten years, four years spent on secondment to the Caribbean Regional Negotiating Machinery (RNM) as Senior Technical Adviser (Legal - International Trade). Having left the RNM, she has pursued her career as an independent trade consultant. In this role she has undertaken focused research on WTO issues and, more recently, was engaged by the Commonwealth Secretariat to provide support to the African, Caribbean and Pacific (ACP) Secretariat in the negotiations with the European Union on economic partnership agreements. Pursuant to capacity building support provided by the EU-ACP Project Management Unit (PMU), she will be returning to Kingston, Jamaica, as a consultant (trade policy specialist) with the Ministry of Foreign Affairs and Trade. She is due to assume her duties in Jamaica by April, 2003. She is a graduate of the Faculty of Law, University of West Indies, where she undertook her undergraduate studies; subsequently attending Normal Manley Law School for her professional training before being called to the bar. She is also a graduate of Cambridge University, England, where she gained a Master's degree in law, before pursuing doctoral studies at Osgoode Hall Law School, York University, Canada.

Christina M. Cerna has been with the Organization of American States since January, 1979, working primarily for the Secretariat of the Inter-American Commission on Human Rights. She has had several sojourns abroad: in 1989-1990, as a Visiting Fellow at St. Antony's College, Oxford, England; in 1992-1994, on secondment to the U.N. Centre for Human Rights in Geneva, Switzerland; and most recently, as a Fulbright Fellow at the European Court of Human Rights for three months, from November 2000-February 2001. These periods abroad have enabled her to compare the functioning of the United Nations and the Council of Europe with that of the OAS. In the fall semesters of 2001 and 2002, she taught International Human Rights Law at the George Washington University Law School, primarily to foreign LL.M. candidates and U.S. JAG lawyers. She has written extensively on human rights questions, especially in connection with the inter-American system.

Carlos F. Concepción is a founding partner of the firm of Concepción Rojas & Santos, LLP, in Coral Gables, Florida, and concentrates his practice in handling complex commercial litigation with an emphasis on business transactions involving corporate, banking and securities disputes. He has substantial experience in Federal Practice Litigation acquisitions, proxy contests, shareholder derivative claims, breach of fiduciary allegations and minority shareholder rights. He is a member of The Florida Bar, the United States District Court for the Southern and Middle District, the Trial Bar of the United States District Court, Southern District and the United States Court of Appeals, Eleventh Circuit. He has lectured on subjects relating to international commercial litigation with the International Law section of the New York State Bar Association and the International Conference on Money Laundering, Cyberpayments, Corporate and Bank Security, and International Financial Crimes sponsored by Oceana Publications. He has extensive experience in Anti-Money Laundering Compliance and Litigation including having represented several banks and individuals in “Operation Polar Cap,” the largest asset forfeiture and money laundering case commenced by the U.S. government; represented Banco Industrial de Venezuela in Operation “CasaBlanca” in which several Venezuelan and Mexican bankers were accused with money laundering crimes; and represented numerous international banks in complying with judicial and administrative subpoenas from the DEA, Customs, State Attorneys Office, Grand Jury and others. Active in his profession and community, he is a member of the American Bar Association’s Litigation and International Law sections; a director and executive committee member of the Florida International Banking Association and Chairman of the FIBA’s “Fraud Prevention Committee”, the American Bar Association’s Commercial and Banking Litigation Committee; The Florida Bar’s International Law Section Committee; the American Arbitration Association and the Hispanic American National Bar Association. He received his B.S. *magna cum laude*, Phi Beta Kappa, from Florida State University and his J.D. with honors and Order of the Coif from the University of Florida College of Law. Born in Santa Clara, Cuba, he holds the highest rating assigned by Martindale-Hubbell.

Darryl B. Deaktor specializes in developing and implementing corporate strategies for the commercialization of new technologies, particularly in the fields of medicine and biotechnology. He is also an American attorney with more than 30 years’ experience representing public and private sector clients in a wide range of commercial contexts, both domestically and internationally. Prior to retiring from law practice at the end of 2001, he specialized in mergers, acquisitions,

privatizations, joint ventures and capital markets transactions, and most recently was a partner for fifteen years in the global law firm of White & Case LLP. He managed White & Case's office in Silicon Valley and was one of the founding partners of his firm's offices in Miami and in Johannesburg. In the 1980's, he taught law on a full-time basis for eight years at the University of Florida College of Law. He has an LL.B. from the University of Pennsylvania and an M.B.A. in finance from the Columbia University Graduate School of Business.

Peter German is Chief Superintendent and a member of the Royal Canadian Mounted Police, having worked in every Canadian province and territory. He was assigned to Commercial Crime Sections at Vancouver and Ottawa, where he was a Detective Inspector assigned to major fraud and corruption investigations. In April 2002, he was named the RCMP's Director General of Financial Crime, responsible for the Force's commercial crime and money laundering programs. Chief Superintendent German is a lawyer and a member of the Ontario and British Columbia bars. He previously practiced law privately, including as a Crown prosecutor and criminal defense counsel. He holds graduate degrees in law and political science and is the author of a legal text devoted entirely to the proceeds of crime and money laundering.

Michael W. Gordon is the Chesterfield Smith Professor of Law at the University of Florida Levin College of Law, where he has taught since 1968. He has held the Centennial Professorship at the London School of Economics, the James S. Stone Chair at the University of Alabama, the Alverson Chair at George Washington University, and also has been a visiting professor at Duke University, Konstanz, Frankfurt, Escuela Libre de Derecho (Mexico), Universidad de Costa Rica, and King's College (London). He has lectured in the United States for the Council on Foreign Relations and abroad for the Department of State. Professor Gordon has consulted for the Department of State and Justice, and for ten foreign governments. He has held Fulbright professorships in Mexico, Guatemala and Germany, and has been a Scholar-in-Residence at Bellagio. He has authored or co-authored more than forty books and numerous chapters and articles. His books are principally on international business law, comparative law, Mexican law, and the NAFTA. He was appointed by the Clinton and Bush administrations to the dispute resolution panels of both the World Trade Organization and the North American Free Trade Agreement.

Linn Hammergren is a senior public sector management specialist in the World Bank Latin America Regional Department, working in the areas of judicial reform and anti-corruption strategies. Before coming to the Bank, she spent twelve years managing Administration of Justice Projects for USAID in Peru, El Salvador, and Costa Rica, headed by the agency's Regional Administration of Justice Project, and held a USAID Democracy Fellowship. She has a Ph.D. in political science (University of Wisconsin) and taught Latin American and Comparative Politics at Vanderbilt University from 1974 to 1981. She has done research and published on local politics and decentralization, administrative reform, judicial politics and reform, and the politics of foreign assistance. Her recent publications include four manuals for practitioners on the lessons learned from Latin American judicial reform programs and *The Politics of Justice and Justice Reform in Latin America: Peru in Comparative Perspective* (Westview, 1998).

Robert R. Hendry is a Florida Bar Certified International Lawyer with the Orlando law firm of Hendry, Stoner, DeLancett & Brown, P.A. and presently serves as: Chairman of the Florida District Export Council, appointed by the U.S. Secretary of Commerce; Steering Committee member, the National Council of District Export Council Chairmen; Chairman, International Law Certification Committee of The Florida Bar; member, Florida Economic Summit; member, Enterprise Florida International Business Development Advisory Committee; member, Society of International Business Fellows; member, Metropolitan Orlando International Affairs Commission; Chairman, Florida Trade Grant Review Panel; Board of Directors, Florida Association of Volunteer Agencies for Caribbean Action; member, Levin College of Law International Programs Advisory Committee; and member, Florida Free Trade Area of the Americas Committee. He has served in the past as: President, Florida International Volunteer Corps; Audit Committee member, Enterprise Florida; member, Vice-Chairman, Florida Council of International Development; Chairman, International Law Committee, The Florida Bar; Chairman, Florida Governor's Conference on World Trade; Chairman, Florida Council on International Education; President, World Trade Council of Central Florida; member, Florida Commission on International Education; member, International Finance and Marketing Board, University of Miami School of Business; and member, Florida Foreign Office Plan Advisory Committee. He authored the book U.S. Real Estate and the Foreign Investor and various articles in periodicals.

Berta Esperanza Hernández-Truyol joined the faculty at the University of Florida Levin College of Law in 2000 as the Levin, Mabie and Levin Professor of Law. She received her bachelor's degree from Cornell University, her law degree (*cum laude*) from Albany Law School of Union University, and her master of laws (in international legal studies) from New York University. She previously was a professor at St. John's University School of Law, where she also directed the International Women's Human Rights Project of the Center for Law and Public Policy. During the late 1990's, she was an honorary senior fellow in the Institute for Legal Studies at the University of Wisconsin Law School and was a visiting professor at Georgetown University Law Center. She has been on law school faculties of the University of New Mexico and DePaul University. While she was in private practice, she was an adjunct professor at Brooklyn Law School. She is one of the founders of the *Latina/o* Critical (LatCrit) Theory movement and is widely published. She is the editor and co-author of the recently published book, Moral Imperialism: A Critical Anthology (NYU Press), and has published in the NYU and University of Southern California law reviews; the Michigan Journal of Law Reform; the Iowa Journal of Gender, Race and Justice; and in the Columbia Human Rights Law Review with a critique of the American-Arab Anti-Discrimination Committee decision – a Supreme Court ruling abridging legal immigrants' First Amendment rights.

Atilla Ilkson is Senior Counsel in the Office of General Counsel for Merrill Lynch Europe Ltd. in London, England. He has worked for Merrill Lynch for over twenty years, mostly based in London. Previously, he was General Counsel for International Capital Markets with responsibility for all capital markets activities outside the U.S. He was also Capital Markets Council for Latin America from 1996-1998. His other jobs include working as Special Counsel for the U.S. Securities and Exchange Commission and as Assistant Director of the University of Florida Center for Governmental Responsibility. He has also served on the board of directors of the International Securities Market Association. Presently, he serves on the University of Florida College of Law's International Advisory Board and the Legal Advisory Committee of the Egyptian Stock Exchange. He is a graduate of New York University (BA) and the University of Florida College of Law (JD).

Mark A. Jamison is the Executive Director and Director of Telecommunications Studies for the Public Utility Research Center (PURC) at the University of Florida. His responsibilities include training and research on

communications strategy and policy. PURC's international programs have trained over 1,000 infrastructure executives and government officials from 114 countries. He is also Associate Director for Business and Economic Studies for the University's Center for International Business Education and Research. Dr. Jamison's current research covers globalization, competition, and strategy in telecommunications. His recent publications include "Competition in Networking: Research Results and Implications for Further Reform," *The Law Review of Michigan State University Detroit College of Law* (2002); "The Role of Costing as a Ratemaking Tool in Environment of Dynamic Change, in *The Institutional Approach to Public Utilities Regulation*, Edythe Miller and Warren J. Samuels, Editors, East Lansing, MI: MSU Press (2002); "Rivalry Through Alliances: Competitive Strategy In the Global Telecommunications Market," *European Management Journal* (2001); and *Industry Structure and Pricing: The New Rivalry in Infrastructure* published by Kluwer Academic Publishers (1999). He was previously a manager of regulatory policy for Sprint, Head of Research for the Iowa Utilities Board, chairperson of the NARUC Staff Subcommittee on Communications, chairperson of the State Staff for the Federal/State Joint Conference on Open Network Architecture, and the Communications Economic for the Kansas Corporation Commission.

Dennis C. Jett became the Dean of the International Center at the University of Florida in 2000 after nearly 28 years as a Foreign Service Officer. In his final assignment with the State Department, Ambassador Jett was Diplomat in Resident and Senior Advisor on Africa at the Carter Center in Atlanta, where he worked on democracy and conflict resolution projects. From 1996 to 1999, he was Ambassador to Peru and was Ambassador to Mozambique from 1993 to 1996. His other previous postings include Special Assistant to the President and Senior Director for African Affairs on the National Security Council, Executive Assistant to the Under Secretary of State for Political Affairs and Deputy Chief of Mission in Monrovia, Liberia, and in Lilongwe, Malawi. In addition to several tours in Washington, he was the Science Attaché in Tel Aviv and a political officer in Buenos Aires. Before joining the Foreign Service, he worked as an economist for the state of New Mexico. He has a Ph.D. in international relations from the University of the Witwatersrand, in Johannesburg, South Africa, and a B.A. and M.A. in economics from the University of New Mexico. He also attended the U.S. Naval Academy and the University of Miami. His dissertation, "Why Peacekeeping Fails," was published by St. Martins Press in March 2000. He has written numerous articles on peacekeeping and democracy.

Robert G. Kerrigan is an attorney in Kerrigan, Estess, Rankin & McLeod, LLP, in Pensacola, Florida. He also consults and actively participates in human rights cases. He currently participates as counsel for human rights abuse cases pending from Colombia, El Salvador, Honduras, and Chile. In 2000 he helped establish the Center for Human Rights at Florida State University, where he also has served as an adjunct Professor of Law for the FSU College of Law. He has acted as lead counsel on numerous personal injury, medical malpractice, wrongful death, product liability, and bad faith insurance cases with jury verdicts in excess of \$1 million, including serving as one of eleven Florida attorneys on Governor Lawton Chiles “Dream Team” against tobacco. He served as counsel to the Florida Senate Democratic Party Caucus during a special session of the Florida Legislature called regarding the Florida election controversy in 2000. In 1999 Kerrigan, Estess, Rankin & McLeod, LLP, opened Helping Hands Legal Center, a facility that provides free full-time legal assistance to residents of the Pensacola area. He graduated from Florida State University in 1967 with a bachelor’s degree in accounting and worked as a Certified Public Accountant for Price-Waterhouse. In 1971 he graduated with honors from the Florida State University College of Law and assumed a position with the Public Defender’s Office in Pensacola, attaining the position of Chief Assistant. He went into private practice in 1973 with an emphasis on criminal defense trial work. In 1975 he formed a partnership with George Estess and began to concentrate on personal injury litigation. In 2003 he was named one of the *Best Lawyers in America*, 2003 Edition.

Alan Lambert is a former career detective, having completed over thirty years’ police service in the United Kingdom, specializing in the investigation of major frauds (white collar crime), and heading a unit dedicated to investigations into the financial affairs of drug traffickers and other major criminals. For a three-month period between April and July, 1997, he was appointed by the U.K. Foreign Office as an advisor to the government of Trinidad and Tobago in the formation of an anti-money-laundering and counter drug trafficking Task Force. This resulted in the first ever confiscation orders being obtained in the Caribbean. In April 2000, on a further three month appointment of the U.K. Foreign Office, he was sent as an advisor to the government of Antigua & Barbuda, where he trained and established a permanent Financial Investigation Unit within the Office of National Drugs and Money Laundering Control Policy (ONDMP) situated in St. John’s, Antigua. Since that time, he has regularly worked as a consultant to the Caribbean Anti-Money-Laundering Programme (CALP), with responsibility for running training courses in financial investigation for nominated personnel from throughout the Caribbean;

establishing financial intelligence and financial investigation units in those Caribbean countries that do not have them; and mentoring and accrediting financial investigators. He is a member of the editorial board of the *Journal of Money Laundering Control*, a frequent presenter at the annual Cambridge International Symposium on Economic Crime, and a visiting professor at the Levin College of Law, University of Florida. He is a Senior Fellow of the Centre for International Financial Crimes Studies, Levin College of Law, and operates his own consultancy business – Askalan.

Carlos Loperena is a partner in the Mexico City law firm of Loperena, Lerch and Martin del Campo. His practice includes commercial litigation and arbitration in domestic and international cases. He has acted as arbitrator in domestic and international cases. He serves as Vice President of the Barra Mexicana (Bar Association). He has taught Civil Procedure for the past twenty-three years at Escuela Libre de Derecho in Mexico City, where he also teaches International Commercial Arbitration in the graduate program. He has lectured in Mexico and abroad about Mexican Law and international arbitration and litigation. His legal training and education include the following: Law degree from Escuela Libre de Derecho; Academy of American and International Law, The Southwestern Legal Foundation, Dallas, Texas, 1982. He is a member of the 2022 NAFTA Committee on Private Commercial Disputes. He has been a visiting professor at Universidad Autonoma Metropolitana, UNAM, Universidad Bonaterra, and the University of Florida. He is a member of the Board of Directors of the United States-Mexico Law Institute; Inc., the Mexican Chapter of the ICC; and the Mediation and Arbitration Commission of the Mexico City Chamber of Commerce.

Kenneth H. (Buddy) MacKay, Jr., formerly served as Special Envoy for the Americas in the Executive Office of the President of the United States, appointed by President Bill Clinton. President Clinton created the position of Special Envoy for the Americas due to his recognition of the vital, unique and evolving importance of the relationship of the United States of America with the thirty-three other democratic nations in the Western Hemisphere. At that time, Governor MacKay was only the second person to serve in this capacity. As Special Envoy for the Americas, he advised the President and then-Vice President Al Gore on hemispheric issues and concerns and worked to advance Administration policies. While in the White House, he traveled throughout the region, working to promote hemispheric integration and to improve understanding of issues such as

the Free Trade Area of the Americas (FTAA), the North American Free Trade Agreement (NAFTA), the Caribbean Basin Initiative, strengthening democracies, hemispheric security, and human rights, among other issues. he previously served as Lieutenant Governor of Florida from 1990 through 1998, and became Governor of Florida upon the death of Governor Lawton Chiles. He served three terms in the U.S. House of Representatives. Since leaving Washington, he has been teaching courses as an Adjunct Lecturer at the University of Florida Levin College of Law.

Andrew Joshua Markus is a Shareholder in the Miami office of Carlton Fields, P.A. He previously was international counsel at Hughes Hubbard and Reed, LLP. He is a graduate of Duke University, the University of Florida College of Law (with honors), and the Vrije Universiteit Brussel (LLM, *magna cum laude*). His practice involves representing U.S. and non-U.S. companies in international and domestic corporate transactions including joint ventures, strategic alliances and mergers and acquisitions. He also advises these companies on general corporate and commercial matters with particular focus on electronic commerce, distribution of goods and services, intellectual property licensing, direct marketing/advertising/entertainment oriented matters in cable and satellite television and wholesale and retail consumer products. He is a former chair of the International Section of the Florida Bar and is presently Chair-Elect of the American Bar Association's Section of International Law and Practice.

Christine Markussen is the senior vice president and chief counsel in charge of MetLife's Real Estate investments Section of its Law Department. She moved to New York City from Warsaw, Poland, to begin this job in September, 2001. She also serves as the department's diversity officer. Prior to joining the Law Department, she held positions in MetLife's International Operations, where she did Mergers and Acquisitions work in Latin America, licensed an insurance business in Brazil, started and ran an insurance and pensions business in Warsaw, Poland, and was the Regional Executive for Central and Eastern Europe and Russia. She was named Vice-President and Corporate Secretary in 1995. She also served as Chief of Staff to the Company's Chairman, President and Chief Executive Officer while Corporate Secretary. She has been a member of MetLife's Strategic Research Group, the Company "think tank," and has also served as the General Counsel of MetLife's U.K. subsidiary, Albany Life, living in London during 1992 and 1993. She began her career with MetLife as a real estate lawyer in Atlanta, Georgia. Prior to joining MetLife, she was an attorney with the Federal Reserve Bank. She graduated from the University of Florida, B.A. and J.D. *cum*

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Timothy E. McLendon is a Staff Attorney at the Center for Governmental Responsibility, a research and policy institute attached to the University of Florida Levin College of Law. He received his B.A. in history from Duke University in 1989. His history studies included two semesters at the Universität Wien, Vienna, Austria. He received his J.D. in 1994 from the University of Florida. His research has involved Everglades restoration policies, local land use law, sustainable development, historic preservation law, Florida constitutional law, and international environmental law. He is the author of a handbook on Florida historic preservation law, and has lectured on that subject for the Florida Trust for Historic Preservation. He has participated in USIA-funded mediation and dispute resolution projects in Haiti since 1996. He has participated in training programs for Brazilian judges and prosecutors in comparative environmental and land use law in 1996, 2000 and 2001. He also has done research on legal and constitutional issues for the Florida Constitution Revision Commission in 1997-98. He teaches Florida

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George Henry Millard is Police Chief of the São Paulo State Police, ABC Region, Metropolitan Area of São Paulo City, a position he has held since December 2002, and the State of São Paulo Public Security Secretariat Civil Police. He is former Director of the Tax Fraud Criminal Investigation Division; Former Director of the Narcotics Department; and Former Assistant Director of Internal Affairs. He received an LL.B. and LBA from the University Mackenzie, São Paulo, and a Post-Graduate Diploma in Sociology, Sociology and Politics College, São Paulo. He is a Professor of the State of São Paulo Civil Police Academy. He has been a Visiting Professor at the University of Florida Levin College of Law and is an Advisor for the Board of the International Association of Asian Crimes Investigators; Member of the Board of the International Police Executive Symposium, State University of New York, Plattsburgh; Fellow, Society for Advanced Legal Studies, University of London; and Lecturer, Cambridge Symposium on Economic Crime, Jesus College, Cambridge University.

Jon Mills is dean of the University of Florida Levin College of Law, where he also is a Professor of Law and Founding Director of the Center for Governmental Responsibility. As a researcher and teacher, he has been a principal investigator and directed major studies on environmental and constitutional issues including international projects in Brazil, Poland, Haiti, and Central America. He has authored books, law review articles and reports on constitutional and environmental issues. He served in the Florida House of Representatives for ten years, including two years as Speaker of the House. In 1998, he was a member of the Florida Constitution Revision Commission and was named the Commission's Most Valuable Member. He has appeared in various federal courts and the Florida Supreme Court on issues including voting rights and constitutional issues. He acted as a Special Assistant State Attorney in the Danny Rolling murder trial; as an attorney in the Versace murder case; and as attorney for the family of race car driver Dale Earnhardt, in each case representing the privacy rights of the deceased's family.

Aura Celeste Fernández de Moreno is a lawyer serving on the Faculty of Law, Iberoamericana University (UNIBE), Dominican Republic. She graduated from Catholic Pontificia Universidad; Diplomatic School of Madrid, Spain, in International Studies; Institute of Human Rights of the Complutensian University of Madrid, Spain, in Human Rights; and monographic courses doctorate in Public International Law from Complutensian University of Madrid. She was judge of the Central Electoral Council of the Dominican Republic (1994-1997); was commissioned by the Executive Power for the Reform of the Justice (1997-2000), with the rank of Secretariat of State; and has been a director or member of numerous commissions in the areas of prisons, domestic violence, and human rights. She has taken part in large public debates concerning the Dominican nation for the reform of the criminal system of the national police, in opposition to torture, fought against and took judicial actions against members of the national police who have tortured and murdered minors. She has two published books and has earned national and international prizes, including Distinguished Lawyer of the Americas granted by the Inter-American Federation of Lawyers, 2001, and The Simon Bolivar Prize for Democracy and Human Rights, granted by the U.S. Department of Defense, 2001. She also helped to establish the program of public defenders and produces a weekly television program, working to fight corruption and promote judicial reform.

Luz Estalla Ortiz Nagle is a professor at Stetson University College of Law and holds law degrees in both the United States and Colombia. She began her career as a criminal defense lawyer and in-house counsel for an agribusiness corporation in Medellin. From 1983 to 1986 she served as a district judge in Medellin, presiding over civil and criminal cases and coordinating police operations in prosecution of the war on drugs. Compelled to leave Colombia following two assassination attempts and repeated death threats, she worked as an undercover private investigator while attending the University of California, Los Angeles, where she earned Master's degrees in Latin American studies, and in International and Comparative Law. Her research while at UCLA focused on NAFTA environmental controls in maquiladora industries along the U.S./Mexico border, and on extradition of international drug traffickers between Colombia and the United States. She also consulted with the Stella De Cuevas Foundation for Judicial Reform during the drafting of the 1992 Colombian Constitution. While pursuing her J.D. at the College of William & Mary, she clerked for the U.S. Attorney's Office in Norfolk, Virginia, consulted at the National Center for State Courts as a legal translator and legal liaison for visiting Latin American judges, and

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Carlos Peña Gonzalez is Dean of the School of Law at University Diego Portales (UDP) in Santiago, Chile. He is certified in Juridical & Social Sciences and is an attorney. He is a graduate of Catholic University of Chile with post-graduate study in Sociology and a Ph.D. in Philosophy from the University of Chile. He has served as President of the Council of the School of Law at University Diego Portales; member of the Research Faculty of Centro de Investigaciones Juridicas (Center of Juridical Investigations) at the School of Law, University Diego Portales; and full faculty member of the University of Chile. He teaches Civil Law at the University of Chile and Law and Ethics and Philosophy of Law at the University Diego Portales. He has been an adviser for the political judiciary of the Ministry of Justice since 1994. He has published diverse books and articles of rights and constitutional practices, legal theory, moral philosophy and its judicial practices.

Paulo Roberto Pereira de Souza is coordinator of the Master's Course of Law at the State University of Maringá in Brazil, where he served as Rector from 1982-1986. Currently he also is a professor and researcher in environmental law. He is a lawyer and environmental consultant, having developed works in the areas of environmental law for public agencies, governments, and non-governmental organizations in Brazil and other countries. He holds a doctorate in environmental law. He is a member of the Institute of Brazilian Lawyers (IAB); a member of the Portuguese Cabinet of Humanist Studies of Lisbon, Portugal; and an honorary member of the Council of Brazilian University Rectors. He previously served as a member of the State Environmental Defense Council of the Government of the State of Paraná, Brazil, from 1986 to 1988; State Secretary of Science, Technology and Economic Development, from 1988 to 1991; State Secretary of Urban Development and Environment, from 1990 to 1991; President of the National Forum of Secretaries for Scientific and Technological Affairs, elected in the Tenth

Plenary Meeting of the Society, April 1989; and Director of Development, Exchange and International Operations of the Bank of the State of Paraná, 1991 to 1995. Currently, he is President of the Environmental Commission of the Brazilian Order of Lawyers, Paraná Section; an Active Member of the Environmental Commission of the Brazilian Order of Lawyers, Federal Council, Brasilia; and Coordinator in the legal area for the Nucleus of Mercosul Studies at the State University of Maringá.

Don Peters is the Director of the Institute for Dispute Resolution and the Virgil Hawkins Civil and Mediation Clinics and a Professor and Trustee Research Fellow at the Levin College of Law at the University of Florida. A 1968 graduate of the University of Iowa Law School, he clerked for a Federal District Court Judge in Denver, Colorado. He then received a Reginald Heber Smith Community Lawyer Fellowship and was assigned to the Legal Services Program of Greater Miami, Inc. After two years of practicing in both routine and test cases, including *Fuentes v. Shevin*, he joined the faculty of the University of Colorado Law School in 1971 as a Visiting Lecturer and Staff Attorney in their Legal Aid Clinic. This job began his study of and experiences with teaching negotiation theories and skills. He joined the Florida faculty in 1973. He has participated in hundreds of negotiations in family law and other general civil contexts. He has consulted with law firms and non-profit corporations regarding negotiation strategy, and participated in several significant commercial negotiations. He also has presented continuing legal education workshops on negotiation topics in this country and in Australia. He has taught negotiation theories and skills in many regions of the world, including Malaysia, where he helped create the first clinical legal education course in Southeast Asia while on a Senior Fulbright Scholarship. He also has presented negotiation workshops in Australia, Haiti, India, Thailand, Indonesia, Taiwan, the Philippines, Poland, Uganda, and South Africa. He has published numerous articles and book chapters dealing with aspects of negotiation theories and skills. He is a Florida Supreme Court certified Family and County Mediator. He has been certified as a Primary Trainer in County Mediation and has participated in several mediation instructional programs sponsored by the Florida Dispute Resolution Center. He also is an Honorary Member of the American College of Civil Trial Mediators. He was the John Stone Distinguished Visiting Professor of Law at the University of Alabama in 1997, where he taught mediation and negotiation.

Stephen J. Powell is Director of the International Trade Law Program at the Center for Governmental Responsibility at the University of Florida Levin College of Law, where he develops seminars on practical trade topics for business executives and their attorneys; plans and teaches academic courses on international trade law for law and business students; conducts research on trade and business laws to aid company export strategies; and provides technical assistance to developing countries on implementing their World Trade Organization obligations. Prior to his appointment in January 2000, he was for seventeen years Chief Counsel for Import Administration in the U.S. Department of Commerce, the agency responsible for the two most important laws providing relief against unfairly traded imports, the antidumping and countervailing duty laws. He also has served as Assistant General Counsel for Enforcement and Litigation with the National Oceanic and Atmospheric Administration and as NOAA's Western Regional Counsel in Seattle. He began his legal career as a Captain with the U.S. Air Force Judge Advocate General. He has negotiated a number of treaties and executive agreements to discipline government subsidization and unfair private pricing practices, including the North American Free Trade Agreement with Canada and Mexico. He also served as lead U.S. negotiator in Free Trade Area of the Americas talks on subsidies and dumping and has traveled extensively in furtherance of U.S. interests in the elimination of unfair trading practices and the opening of foreign markets.

Janet Reno was appointed Attorney General of the United States by President Bill Clinton in 1993, becoming the first woman to hold that office. She previously served as State Attorney for Dade County, Florida, an office she was appointed to in 1978. She was elected State Attorney in 1978 and was returned to office by the voters four more times. While State Attorney, she focused attention on prevention programs that enabled children to grow in a safe, constructive environment. She helped reform the juvenile justice system and pursued delinquent fathers for child support payments. She also helped establish the Miami Drug Court, which has been a model for courts around the country. She was a partner in the Miami-based law firm of Steel, Hector & Davis from 1976 to 1978 and also served as staff director of the Judiciary Committee of the Florida House of Representatives. She earned her bachelor's degree in chemistry from Cornell University and her Juris Doctor from Harvard Law School.

Barry Rider is a Professor of Law at the University of London and the Director of the Institute of Advanced Legal Studies. For the last twenty-five years, he has taught financial services law at the University of Cambridge and is currently a Fellow Commoner of Jesus College, Cambridge. He is, however, a former Dean of the college and has held many senior offices, including Graduate Tutor within the college. He is President of the British Institute of Securities Laws and Executive Director of the Centre for International Documentation on Organised and Economic Crime and Executive Director of the Annual Cambridge Symposium on Economic Crime. He is also Chairman of the Executive Committee of the Society for Advanced Legal Studies and the prestigious Hamlyn Trust for Legal Education. He holds many visiting and honorary appointments including a Chair in Mercantile Law at the University of the Free State in South Africa and a Visiting Professorship at the University of Florida. He established the Commonwealth Commercial Crime Unit and served as Chief Commonwealth Fraud Officer from 1981 to 1989. He also has worked for a number of foreign governments and has served as a special counsel to the International Monetary Fund and a specialist advisor on fraud and organized crime to the House of Commons. He regularly consults for international organizations and foreign governments. He holds an LLB from the University of London, an MA from the University of Cambridge, Ph.D.'s from the Universities of Cambridge and London and Honorary LLD's from Dickinson Law School, Penn State University, and has recently been nominated for another award of the honorary LLD from the University of the Free State, South Africa. He is a member of the English Bar and has acted as legal consultant in many jurisdictions. He is the General Editor of eleven legal journals and has written widely on corporate law, financial services regulation, and economic crime control.

Jorge Santistevan de Noriega is Chairman of Justicia & Buen Gobierno (Lima, Peru); partner in Santistevan de Noriega, Gutiérrez & Asociados, Lima; Law Professor in the Master's Program on Judicial Policy, Catholic University of Peru; Law Professor, Judicial Academy of Peru; and international consultant and arbitrator. He received a Doctor of Law and Masters – Attorney at Law from Catholic University of Peru and studied at The University of Wisconsin and New York University Law School, Inter-American Law Institute. He was a member of the Anti-Corruption Initiative Group, appointed by President Paniagua, during the transition of the government of Peru, 2001. He participated as a Constitutional Law specialist in the National Commission to Propose the Basis for Peru's Constitutional Reform, appointed by the Minister of Justice of the transition

government of Peru, 2001. He served as the First National Ombudsman (*Defensor del Pueblo*) of Peru, elected by the Parliament, 1996-2000. He also has served as Vice President of the International Ombudsman Institute and of its Latin American and Caribbean Chapter; Vice President of the Iberoamerican Ombudsman Federation; Chairman of the Ad Hoc Committee to review individual cases of sentenced persons and promote their release from jail; representative of the U.N. High Commissioner for Refugees in Mexico, Belize and Central America, stationed in Mexico City, and legal counsel for the H.C. office in Geneva, Buenos Aires, and San Jose, Costa Rica; member of the research center, Centro de Estudios y Proocion del desarrollo (DESCO); and researcher for the Institute for Peruvian Studies (IEP). He has extensively lectured in Latin America on human rights and humanitarian affairs on the fight against corruption, ombudsmanship, arbitration, conflict resolution and international and constitutional law. He is widely published and has received numerous international awards for his human rights work.

Everett J. Santos is the Chief Executive Officer of the Latin America Group of Emerging Markets Partnership (EMP), and Principal Adviser of the AIG-GE Capital Latin American Infrastructure Fund (LAIF), the largest private equity fund exclusively dedicated to Latin America: slightly larger than one billion dollars. Prior to LAIF, he was Director of Infrastructure Investments of the International Finance Corporation (IFC) of the World Bank Group form 1992 to 1995. While at the World Bank, he was also a Director for Latin America and the Caribbean for the IFC. He has served on the Board of a number of Latin American companies, as founding director of the Institute for Infrastructure Finance, founding member and Chairman of the Latin American Venture Capital Association, and on the Steering Committee of the Emerging Markets Private Equity Association. Prior to joining the World Bank Group, he was a capital markets consultant with USAID in Brazil and to the Venezuelan National Securities Commission advising on securities market development. He also worked with the U.S. Securities and Exchange Commission early in his career. He is a member of the bars of the State of Florida (inactive) and the District of Columbia.

Jose Antonio Santos is a founding partner of the firm of Concepción Rojas & Santos LLP and practices in the area of international commercial and financing transactions, assisting companies with establishing and acquiring operations in virtually every country in the Americas, as well as Europe and Asia. His experience covers mergers and acquisitions, cross-border transactions, joint ventures, distributorships, loans and structured finance, technology transfers,

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Margaret Sarles is Division Chief of Strategic Planning and Research in the Office of Democracy of the United States Agency for International Development. She previously was head of democracy and human rights for the Latin America and Caribbean Bureau of USAID, and in the 1980's was a senior advisor to the Agriculture and Rural Development Office in LAC, focusing on institutional development. From 1992-1997 she was Chair of Latin American studies at the Foreign Service Institute, and has taught in various universities in the United States and Brazil. She has written on subjects related to democratization and political economy; including analysis of USAID's justice sector reform efforts in Latin America.

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John J. Upchurch is CEO of the mediation group of Upchurch Watson White & Max, a private mediation specialty firm with offices throughout Florida and Alabama. Among the first class of mediators to become certified in the state of Florida, he concentrates on the resolution of complex multi-party disputes, including commercial litigation, tort and product liability, and health law matters. He is a frequent speaker and writer on issues relating to dispute resolution, and advises corporations and government agencies on systems design for conflict management. He was elected as the youngest Circuit Judge in Florida history in 1976, and was selected by his peers to become Chief Judge of the Seventh Judicial Circuit in 1979. He was a charter member of the Florida Supreme Court Committee on Arbitration and Mediation, and also served on the Florida Judicial Council and as Chairman of the Education and Training Section of the Florida Circuit Judge's Conference. He was named to the CPR Institute for Dispute Resolution's Panel of Distinguished Neutrals in 1991. He is a graduate of the University of Florida Levin College of Law and has completed postgraduate studies in dispute resolution at the National Judicial College and Harvard University.

Jorge Luis Varella is a Chilean international legal advisor and environmental law and policy consultant. He holds a Master's in Letters (M.A.) and a License in Law (LL.B.-J.D.). For both degrees, he graduated in Santiago, Chile, from Pontificia Universidad Católica. He completed a diploma program on domestic U.S. law and legal institutions at the University of Wisconsin at Madison. He also holds a master's in international law with specialization in international environmental law and international law on human rights (LL.M. and MILS) and

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Daniela Trejos Vargas is a professor at the Catholic University of Rio de Janeiro (PUC-RIO), since 1989, where she teaches Private International law and Property Law. Since 2002, she also holds the position of Coordinator of Undergraduate Studies of the PUC-RIO College of Law. Since 1999, she has taught International Labor Law at the Labor Law Magistrate School of Rio de Janeiro. She holds close ties with the Interamerican Juridical Committee of the Organization of American States (OAS) since 1993, as local coordinator of the Summer Course in International Law held yearly in Rio de Janeiro. In the field of Private International Law, she has devoted herself to study of the implementation of treaties in the Brazilian legal system, nationality and status of aliens, international civil procedures, and, more recently in her JSD studies, harmonization of security interest legislation in the Americas. She has a law degree from PUC-RIO College of Law, an LLM in Constitutional Law from PUC-RIO and is concluding her JSD degree at the State University of Rio de Janeiro (UERJ).

Mauricio García-Villegas is currently a law professor at the Universidad Nacional in Bogotá, Colombia, and also Honorary Fellow of the Institute for Legal Studies at the University of Wisconsin-Madison. He received his Ph.D. from the University of Louvain-la-Neuve (Belgium) in 1994, and has been visiting professor

at the University of Wisconsin-Madison (Tinker Visiting Professor), at the Law School of the University of Grenoble, at the Group d'Analyse de Politiques Publiques (GAPP) in Paris, and at the Institute for the Sociology of Law in Oñati. In 1994 he published *La eficacia simbólica del derecho* (the symbolic efficacy of law) and recently, a reader on comparative sociology of law (Sociología jurídica), and with Professor Boaventura de Sousa Santos, the two volume book entitled, El caleidoscopio de las Justicias en Colombia.

Juan Enrique Vargas Viancos is the Executive Director of the Justice Studies Center of the Americas, Santiago, Chile, a position he has held since 2000, when he became the first director. He is an attorney at law with a Master's Degree in Management and Public Policy from the University of Chile. He teaches law at the School of Law of the Diego Portales University and is the past Director of that university's Legal Studies Research Program (1999-2000). He has regularly consulted on judicial reform projects in Argentina, Colombia, Chile, Costa Rica, Ecuador, Panama, Paraguay, Peru, Uruguay, and Venezuela since 1993. He was Director of the Judicial Development Center of the University Promotion Corporation from 1991 to 1997 and Advisor to the Chilean Ministry of Justice from 1990 to 1998. He participated in the Truth and Reconciliation Commission in 1990 and in the Human Rights Program of the Academy of Christian Humanism from 1986-1989. He is the author of numerous publications on law and the judicial system.

Jeffrey S. Wade is Director of the Environmental Division at the Center for Governmental Responsibility, University of Florida Levin College of Law, where he teaches and conducts research related to environmental and land use law. He has directed several international research and training projects, including "Sustainable Development in Brazil: Empowering Non-Governmental Organizations," to assist environmental and social rights organizations in Paraná and Mato Grosso do Sul; and the "Everglades/Pantanal Exchange and Technical Training Program," a multi-disciplinary and cooperative program of training and exchange which provided seminars, short courses, exchanges and internships for technicians and policy makers from the Pantanal region of Brazil. He was co-principal investigator and lead author for a related research project which resulted in an analytic framework for comparative analyses of watersheds, and the application of this framework to the Pantanal and Florida's Everglades. He presented this report at the first "Interamerican Dialogue on Water Management" in Miami. In June 2001, he participated in the Fifth International Conference on Environmental Law, in São

Paulo, Brazil, presenting a plenary session paper on trends in U.S. water pollution control. He also was an invited participant in the workshop, "Toward Sustainable Development in the Americas: U.S. Civil Society and the Santa Cruz Summit Process," sponsored by the North-South Center, American Bar Association, and Fundacion Futuro Latinomaericano.

Lee Demetrius Walker is a doctoral candidate in comparative politics in the Department of Political Science at the University of Florida and has accepted an assistant professor position in comparative politics at the University of Kentucky, to begin in Fall, 2003. He is currently completing a dissertation on the role of the judiciary in the democratic consolidation process, which involves research in Nicaragua and Costa Rica. The research links the judicial structure to public opinion concerning the structure, and the implications of the public's opinion of the structure on the public's acceptance of the fairness of the overall justice system. A condensed version of this research was presented at the 2003 Midwest Political Science Association meeting, under the title "The Rule of Law, The Judicial Institution, and Public Perception in the Transition to Consolidated Democracy." He also has co-authored with Philip J. Williams (University of Florida Department of Political Science) "The Nicaraguan Constitutional Experience: Process, Conflict, Contradictions, and Change." This paper was commissioned by the United States Institute for Peace for the *Project on Constitution-Making, Peace Building, and National Reconciliation*.

Charles H. Wood is Director of the Center for Latin American Studies at the University of Florida, a position that he assumed in October, 1996. Prior to coming to UF, he was a Professor in the Department of Sociology at the University of Texas at Austin, where he was affiliated with the Population Research Center. His areas of specialization include demography, Latin American studies, comparative studies of race and ethnicity, and the sociology of development. His research has focused mainly on the Amazon region of Brazil and the processes of land settlement and deforestation. He has published four books and numerous scholarly articles. He received his Ph.D. from the Department of Sociology at the University of Texas at Austin in 1975. He held visiting appointments at the Center for Development and Regional Planning (CEDEPLAR) at the Federal University of Minas Gerais, in Belo Horizonte, Brazil.

Antonio R. Zamora is Latin America Counsel, Hughes Hubbard & Reed LLP in the Miami office and is President of the U.S./Cuba Legal Forum, Inc. He is a graduate of the University of Florida (BA), the University of Miami (MA) and the University of Florida College of Law (JD). His experience as an international corporate lawyer includes: general corporate transactions, mergers and acquisitions, international joint ventures, private debt restructuring, structured finance transactions and public/private offerings with extensive experience in the area of foreign investment and international trade. He is a frequent lecturer on international matters and has written several articles on foreign investment, including three about Cuba. A native of Cuba, Spanish is his first language.

The Jon Mills Award for Significant Contributions to Relations Between Florida and the Americas



Paulo Roberto Pereira de Souza

Selected to receive “The Jon Mills Award for Significant Contributions to Relations Between Florida and the Americas”, *Paulo Roberto Pereira de Souza* is coordinator of the Master’s Course of Law at the State University of Maringá in Brazil, where he served as Rector from 1982-1986. Currently he also is a professor and researcher in environmental law. He is a lawyer and environmental consultant, having developed works in the areas of environmental law for public agencies, governments, and non-governmental organizations in Brazil and other countries. He holds a doctorate in environmental law. He is a member of the Institute of Brazilian Lawyers (IAB); a member of the Portuguese Cabinet of Humanist Studies of Lisbon, Portugal; and an honorary member of the Council of Brazilian University Rectors. He previously served as a member of the State Environmental Defense Council of the Government of the State of Paraná, Brazil, from 1986 to 1988; State Secretary of Science, Technology and Economic Development, from 1988 to 1991; State Secretary of Urban Development and Environment, from 1990 to 1991; President of the National Forum of Secretaries for Scientific and Technological Affairs, elected in the Tenth Plenary Meeting of the Society, April 1989; and Director of Development, Exchange and International Operations of the Bank of the State of Paraná, 1991 to 1995. Currently, he is President of the Environmental Commission of the Brazilian Order of Lawyers, Paraná Section; Active Member of the Environmental Commission of the Brazilian Order of Lawyers, Federal Council, Brasilia; and Coordinator in the legal area for the Nucleus of Mercosul Studies at the State University of Maringá.

Plaque inscription

“The Fourth Annual Conference on Legal and Policy Issues in the Americas at the University of Florida Levin College of Law Recognizes Paulo Roberto Pereira de Souza as the 2003 Recipient of “The Jon Mills Award for Significant Contributions to Relations Between Florida and the Americas” for his accomplishments in the development of a permanent relationship between the University of Florida and Brazil. He is a Founding Member of the Advisory Board of the University of Florida’s Florida/Brazil Institute; directed collaborative research and exchange projects between the Law Faculties in Florida and Paraná; co-authored comparative environmental law and policy studies between Florida and Paraná; and is a Professor to a new generation of attorneys as Coordinator of the Master’s Course of Law at the State University of Maringá in Brazil. He served as Rector of the State University of Maringá; State Secretary of Science, Technology and Economic Development; State Secretary of Urban Development and Environment; Director of Development, Exchange and International Operations of the Bank of the State of Paraná; and is a valued Friend and Colleague. April 13, 2003. Gainesville, Florida.”

Dean Jon Mills

The Conference on Legal and Policy Issues in the Americas annually selects an outstanding leader in the Americas for special recognition. In 2003, the fourth year of this special award, Dean Jon Mills is being honored for his leadership in the Americas with the naming of *“The Jon Mills Award for Significant Contributions to Relations Between Florida and the Americas”*. Dean Mills founded the annual Americas conference. His vision as Dean of the Levin College of Law and Founding Director of the Center for Governmental Responsibility is strengthening the international programs at the University of Florida and preparing our graduates for the competitive global marketplace. Personally working in Central America, Haiti, and Brazil, Dean Mills is providing leadership in cooperation among universities, governments, and non-governmental organizations throughout the Americas.

Previous Award Recipients

May 25, 2000	Raul E. Valdes-Fauli, Miami, Florida
April 22, 2001	Kenneth H. (Buddy) MacKay, Jr., Ocala, Florida
April 21, 2002	Alejandro Ogarrío, Mexico City, Mexico

International Programs
University of Florida Levin College of Law

Stuart R. Cohn, International Programs Coordinator;
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Program goals:

1. Provide students with exposure to and understanding of diverse legal systems and methodology, and a working knowledge of principal legal issues in foreign countries with emphasis on important areas such as environment, business, human rights, trademark, and international commerce. This is provided through traditional classroom instruction and by offering learning opportunities from top foreign professors.
2. Provide opportunity for study in foreign countries, and bring to the Levin College of Law instructors and other experts from foreign countries. Students thus are offered increased opportunity to understand alternative legal systems, policies and procedures while providing enrichment for students and faculty.
3. Attract foreign-trained lawyers to our Comparative Law LL.M. program. This enhances the quality of Comparative Law discussion and helps establish international cooperation.
4. Participate in foreign teaching programs to promote understanding of legal principles and procedures outside the United States, and enhance the international standing and reputation of the University of Florida and the College of Law.

International Programs:

1. *International and Comparative Law Certificate*. Developed in 1998 to provide advanced studies in International and Comparative Law for University of Florida J.D. students.
2. *LL.M. in Comparative Law*. This one-year program was created in 1994 and attracts foreign-trained lawyers from around the world who want to enhance their understanding of the American legal system.
3. *Summer Study Abroad*. Because of increased globalization, it is important we supplement legal education with study in a foreign nation, thus expanding the experience that better equips our students to practice in the 21st Century. The Levin College of Law offers that opportunity in one of three summer academic programs:
 - San Jose, Costa Rica, where the focus is Environmental Law.
 - Montpellier, France, with emphasis on International Business Law.
 - Cape Town, South Africa, specializing in International Comparative Law and Human Rights Issues.
4. *International Trade Law*. Recognizing the importance of law schools' roles in promoting the economic health of the United States. The program aims to meet the international trade needs of the legal, business, and academic communities.
5. *Enrichment/Exchanges*
 - A. Student exchange – Leiden University in the Netherlands, Frankfurt University in Germany, the University of Montpellier in France.
 - B. Faculty Exchange – Leiden, Frankfurt, Stellenbosch (South Africa), Monash (Australia)
 - C. Mexico – Cooperative Venture with Escuela Libre De Derecho, a principal Mexico City law school.
 - D. Poland – Center for American Law Studies, joint program with Warsaw University, coordinated by the Center for Governmental Responsibility.
 - E. Foreign Enrichment Courses – courses taught by foreign academics.

6. *Center for Governmental Responsibility*
 - A. Annual Latin American Conference – Legal and Policy Issues in the Americas
 - B. Haiti Conflict Resolution Program
 - C. Conservation Law for Latin America/Caribbean
 - D. Brazilian Judges and Prosecutors Summer Program

7. *Organizations, Journals and Symposia*

International Law Society, Florida Journal of International Law, Jessup International Law Moot Court, William Vis International Commercial Arbitration Moot Court

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Antonio R. Zamora, Miami

Center for Governmental Responsibility

The Center for Governmental Responsibility (CGR) directs the Annual Conference on Legal and Policy Issues in the Americas. CGR is the State of Florida's premier legal and public policy institute. CGR was founded in 1972 with grant funds from the McIntosh Foundation of South Florida and with the leadership of then-Dean Dick Julin and current Dean Jon Mills, who also serves as CGR's director. The staff now numbers ten research faculty and four support personnel. Faculty members teach in the Levin College of Law and develop funded research opportunities for law students.

Typically, the Center has grown from its initial research on governance issues relating to the federal budget and powers of the presidency to a faculty with decades of collective experience in wide-ranging projects and programs in environmental law, social policy, and democracy and governance. Additionally, the faculty of the Levin College of Law are full partners in CGR's projects and programs.

Constituencies for CGR's programs have expanded from Florida courts and lawyers to the U.S. Supreme Court and federal agencies to projects on four continents and program graduates throughout the world.

Since 1986, CGR has administered the Florida Bar Foundation's Interest on Trust Accounts Fellowship for third-year law students. Students receive fellowships that help fund their legal education and provide them with real-world experiences through directed research and job placements.

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