**INTERNATIONAL CIVIL LITIGATION**

**Professor Mike Ramsey**

**Spring 2024**

**Reading List**

**Part 4 – Discovery and Enforcement in Transnational Cases**

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

[Note: All paginated assignments refer to the casebook (Childress, Ramsey & Whytock, *Transnational Law and Practice* (2d ed. 2021)) or if designated as “in the supplement” they refer to the Fall 2023 Supplement to the casebook, available for download at <https://papers.ssrn.com/sol3/papers.cfm?abstract_id=4178684>].

I. Transnational Discovery

1. Introduction and Discovery under the Federal Rules: pp. 937-941.
2. Discovery under the Hague Evidence Convention: pp. 941-960, esp. *Societe Nationale* on pp. 942-947 and *Pronova* on pp. 953-956; plus look at the Hague Convention on the Taking of Evidence Abroad, available at <http://www.hcch.net/index_en.php?act=conventions.text&cid=82>, esp. the status table.
3. Conflicts with foreign law: pp. 960-969, plus note on *Owen v. Elastos* on p. 21 in the Supplement.
4. Discovery in aid of foreign proceedings: pp. 969-976, plus note on *ZF Automotive* on p. 21 in the Supplement.
5. Review Notes and Questions: p. 976.

II. Enforcing Foreign Judgments and Arbitral Awards

1. Introduction: pp. 597-600.
2. Enforcing foreign judgments in U.S. courts, (i) procedural exceptions: pp. 600-637, esp. *Midbrook and DeJoria*.
3. Uniform Foreign Money-Judgments Recognition Act (UFMJRA) (“1962 Act”) (review sections that allow or require a court to reject recognition) [available at course webpage].
4. Uniform Foreign Country Money Judgments Recognition Act (UFCMJRA) (“2005 Act”) (California version) (review sections that allow or require a court to reject recognition) [available at course webpage].
5. Enforcing foreign judgments in U.S. courts, (ii) public policy exception: pp. 637-647, esp. *Southwest Livestock*, plus note on *DeFontbrune v. Wofsy* on p. 12 in the Supplement.
6. Enforcing U.S. judgments in foreign courts: pp. 647-650.
7. Review Notes and Questions: pp. 645-646.
8. Enforcing arbitration awards: pp. 653-683 (skim)