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The James E. Rogers College of Law, located in Tucson, Arizona, only sixty miles (100 km) from the Mexican border, is an ideal locale for the study of international trade and commercial law. In addition to the law college's extensive course offerings, the law library has excellent Latin American law, international trade, and commercial law collections, and offers many opportunities for research in international trade, commercial law, customs law, cross-border environmental problems, and the like. The University of Arizona is one of the outstanding public research universities in the nation, with strong departments and library resources, inter alia, in information technology and Latin American, Middle Eastern, and Native American studies.

Currently, the full-year costs of the LL.M. program are approximately \$42,000 for nonresidents and \$26,000 for Arizona residents. Some scholarship assistance is available. Housing suitable for graduate students is relatively plentiful and inexpensive.

The application deadline is March 1 for the academic year beginning late August; early applications are encouraged. For further information on both the LL.M. and the S.J.D. programs, please visit our website at <http://www.law.arizona.edu/tradelaw/> or contact Sergio Puig ([Spuig@email.arizona.edu](mailto:Spuig@email.arizona.edu)) or James C. Hopkins ([hopkinsj@email.arizona.edu](mailto:hopkinsj@email.arizona.edu)).

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JDAS graduates will be, in a true sense of the word, U.S.-trained attorneys on equal footing with their U.S.-citizen counterparts. As such, they will have expanded opportunities to practice law in their home countries, the United States, and around the world.

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As with all Arizona Law programs, JDAS students enjoy a highly individualized and supportive experience, extensive training in research and writing, and a high degree of faculty interaction and mentoring.

Individuals interested in the JDAS program should contact Professor Brent White at [JDAS@law.arizona.edu](mailto:JDAS@law.arizona.edu).

**MASTER OF LAWS (LL.M.)  
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IN INDIGENOUS PEOPLES LAW AND POLICY**

The University of Arizona in Tucson, in the heart of the American Southwest and Arizona Indian Country, is widely recognized as one of the world's leading academic centers for the study of Indigenous peoples' cultures, histories, languages, laws, and human rights. With the strengths of The University of Arizona in the field of Indigenous peoples studies, the James E. Rogers College of Law, working closely with Indigenous peoples, their leaders, and their communities, offers the interdisciplinary Master of Laws (LL.M.) and Doctor of Juridical Science (S.J.D.) Programs in Indigenous Peoples Law and Policy.

The advanced one-year degree LL.M. Program is designed to prepare lawyers to meet the unique and difficult set of challenges and problems confronting international and domestic law reform and policymaking in the field of Indigenous peoples' rights in the twenty-first century. As the highest degree offered in the field of law, the S.J.D. offers candidates an intellectually challenging opportunity for academic specialization.

The LL.M. Program in Indigenous Peoples Law and Policy is designed to educate graduate law students from the United States and foreign countries on the most important legal and policy issues confronting lawyers in the field of Indigenous peoples' rights, with particular emphasis on indigenous peoples in the United States, Canada, Australia, New Zealand, and Latin America. In addition, the LL.M. Program strives to promote a deeper critical and global understanding of the challenges and problems confronting lawyers and policymakers in the field of Indigenous peoples' rights.

Both LL.M. and S.J.D. students have an opportunity to take a large number of courses offered at the College of Law and/or other graduate and professional school programs at The University of Arizona. The College of Law offers 20 to 30 credit hours of specialized Indian law courses each fall and each spring semester. The S.J.D. Program also offers highly qualified candidates the opportunity to conduct advanced research and produce original scholarship under the guidance of its internationally renowned faculty, including S. James Anaya, recently appointed as United Nations Special Rapporteur on Rights of Indigenous People and author of *Indigenous Peoples in International Law* (2d ed.); Robert A. Williams, Jr., co-author of *Federal Indian Law: Cases and Materials* (5th ed.); Melissa L. Tatum, contributing author to *Cohen's Handbook of Federal Indian Law* and leading scholar in tribal court jurisdiction; as well as other academic experts in the field of Indigenous peoples' rights. In addition to traditional coursework, clinical opportunities available to LL.M. and S.J.D. students foster the connection between practical experience and scholarly development, resulting in direct public service that is attentive to local, state, national, and international needs.

Applications are accepted on a rolling basis, although prospective students are strongly encouraged to apply by March 15 for the academic year beginning mid-August. After March 15, admission is granted only on a space-available basis. Questions relating to the LL.M. and S.J.D. in Indigenous Peoples Law and Policy Program should be addressed to Professor Melissa L. Tatum, Director of the IPLP Program at [mtatum@email.arizona.edu](mailto:mtatum@email.arizona.edu). Further information also is available at our website, <http://www.law.arizona.edu/depts/iplp>.



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## EDITORIAL FOREWORD

The members of the *Arizona Journal of International and Comparative Law* (*The Journal*) are proud to publish this year's Symposium issue. This year's Editorial Board dedicates our Symposium issue to the Second Pacific-Rim Colloquium on Economic Development and the Harmonization of Commercial Law, which was organized by the National Law Center for Inter-American Free Trade (NatLaw) and its director, Dr. Boris Kozolchyk.

In January 2015, at the invitation from NatLaw, *The Journal's* very own Sarah Malanga embarked on a trip across the world to observe the Second Pacific-Rim Colloquium in Shanghai, China, where participants from across the globe discussed the most recent, groundbreaking changes in issues such as secured transactions, electronic warehouse receipts, and E-commerce. *The Journal* was also represented at the First Pacific-Rim Colloquium in Santiago, Chile in 2014. *The Journal's* close involvement with the two Colloquia and our ongoing collaboration with NatLaw laid the foundation for *The Journal's* decision to report on this momentous international event for our Symposium issue.

This Symposium issue is truly one-of-a-kind as there are 25 articles and even more authors involved. This edition begins with an introduction from Dr. Boris Kozolchyk and includes sections on Simplified Companies; Secured Transactions; Electronic Warehouse Receipts; E-Commerce; and Debtor Rehabilitation. *The Journal's* board members wish to thank the numerous authors from across the world for their intellectual contributions and for their efforts in helping to transform this Symposium issue into something truly unique. It is both *The Journal's* and NatLaw's goal for this Symposium to be the publication of record on these topics across many languages and countries. We would be honored for this Symposium to serve as a guide for countries seeking to implement the changes discussed at the Second Pacific-Rim Colloquium.

Undertaking the complex task this issue presented could not have been done without the help of many people, especially *The Journal* members and NatLaw. However, I would like to personally thank a few individuals, because without them this issue would not have been possible: Dr. Boris Kozolchyk, for his edits, insight, and guidance not only on this issue but since *The Journal's* inception; NatLaw research attorney Elizabeth Pocock, for her unwavering support of *The Journal*, her patience, and her advisement from the very beginning; and Senior Managing Editor Jennifer Haley-Brown and Senior Articles Editor Prova Ahmed, for dedicating their time and energy to keeping *The Journal* focused and on track throughout the publication process. Thank you.

With two Colloquia in the books, *The Journal* looks forward to continued collaboration with NatLaw as it works to promote legal reforms throughout the world.

Derek Graffious  
Editor-in-Chief, 2015–2016

## **An Update and Expression of Gratitude**

*By Dr. Boris Kozolchyk*

As the reader of this Symposium will readily discover, the Second Pacific-Rim Colloquium on Economic Development and the Harmonization of Commercial Law in the Trans-Pacific region was a highly successful endeavor, as was its Santiago de Chile predecessor, organized by the Universidad Mayor of Chile and the National Law Center for Inter-American Free Trade (NatLaw), which I am honored to direct. Shortly after the conclusion of the Second Colloquium I traveled to the Philippines for a meeting of the APEC economies to report on the progress of the Trans-Pacific Secured Transactions Project. The Philippines was one of several countries that expressed an interest in the modernization of its secured transactions law and its harmonization with that of other APEC countries. This interest is likely to materialize in a modern law of secured transactions. Upon my return from the Philippines, I found out that Costa Rica had enacted its new law of secured transactions and electronic registry regulations. This was a law that Costa Rica's Professor Joaquín Picado (a participant in the Second Colloquium) and NatLaw helped to draft. It was also the sixth such enactment in the Latin American region, all inspired by the Organization of American States Model Law of Secured Transactions, a model law in whose drafting NatLaw played an important role.

On March 13, 2016, Mexico, inspired by the success of the simplified company laws of Colombia and Chile, both of which were discussed in the two Colloquia, decided to enact its own simplified company law. The governmental agency responsible for this enactment was the Regulatory Section (*Sección de Normatividad*) of Mexico's Ministry of the Economy (*Secretaría de Economía*) headed by Lic. Elsa Ayala, also a participant in the Colloquia. Lic. Ayala also announced at a meeting held at the headquarters of the National Banking and Securities Commission (*Comisión Nacional Bancaria y de Valores*) on June 1, 2015, that her section would spearhead the creation of the standard prototype electronic warehouse receipt (EWR) along the same lines discussed in the two Colloquia. NatLaw has agreed to act as a legal advisor to this project. Hopefully, other Trans-Pacific nations will participate in the drafting of a standard Trans-Pacific, regional prototype that would facilitate spot and future sales of storable goods in national and regional commodity exchanges and would also make possible the depositors' and their intermediaries' access to secured credit at reasonable rates of interest by relying on the EWR as collateral. At this time NatLaw is also preparing studies on secured transactions law and practice as well as on contract enforcement in the 21 APEC member economies. Thus, I am glad to report that the Trans-Pacific Colloquia have already done much to facilitate this seminal modernization and harmonization work. During the Fall of 2018, NatLaw plans to host the Third Colloquium on Economic Development and the Harmonization of Commercial Law to discuss the progress made on these and other projects, such as electronic commerce and debtor rehabilitation, during the interim.

We must thank once more the Shanghai University of International Business and Economics (SUIBE), our Shanghai host, especially Dean Shoubin Ni, Professor Jie Huang, and Professor Jun Feng, President of the World Trade Organization Consulting Center for China, and SUIBE's students for their efficient cooperation and warm hospitality. We also thank Professor Ling Zhu, who acted as an invaluable liaison for NatLaw and SUIBE and who donated countless hours of his time to ensure the success of this endeavor. We owe thanks to SUIBE's former Dean Lisa Chen for the invitation to assemble at SUIBE, and we look forward to continuing our association and joint research and training ventures with SUIBE, which has kindly created a NatLaw Sister Center. We thank all of our participants who traveled from all over the world to attend the event and our sponsors, starting with the Development Bank of Latin America (CAF), which supported the production of materials that will ensure the substance of the Colloquium is available for years to come, as well as our gold, silver, and bronze sponsors including: Maggie Zhu at Bacardi Wine & Spirits, China; Microsoft; Morrison, Brown, Argiz & Farra, LLC; Beijing Commerce & Finance Law Offices; Kilpatrick Townsend & Stockton; Saldivia, Contreras, Inalaf, Würth & Verdugo Abogados, Santiago, Chile; Signature Regional Law Group; Picado y León Abogados, Costa Rica; the Commercial Finance Association; Counselors International, Inc./Counselors International Abogados, S.C., Mexico; The Entrada Group; RCI Capital Group, Inc.; Eluchans y Cía. Abogados, Chile; HHP Attorneys-At-Law, Shanghai, China; Huang Shan & Co., Shanghai, China; JPMorgan Chase Bank (China) Company Limited; Munger Chadwick, P.L.C., Arizona; Shanghai Push Law Firm, China; and Raby Law Office, Arizona.

Last, but not least, I wish to thank the Editorial Board of the *Arizona Journal of International and Comparative Law*, especially Editor-in-Chief Derek Graffious, Jennifer Haley-Brown, Prova Ahmed, Sarah Malanga, who traveled to Shanghai with us, and NatLaw's Board of Directors, especially those who supported the Colloquium both in person and in-kind, and also NatLaw Research Attorneys Elizabeth Pocock and Adalberto Elias, as well as my Executive Assistant Donna Vulpis, whose organizational skills and research support contributed very much to the success of this meeting.

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