

### Chapter 1 : Electronic Library on International Commercial Law and the CISG

*Get this from a library! Law tracts: containing 1. A proposition for compiling and amendment of our laws. 2. An offer of a digest of the laws. By Francis Bacon.*

In the United States, apparently not. See *Zapata Hermanos Sucesores*, S. IL 29 August , reversed F. Under what is called the "American Rule," generally, absent an agreement providing otherwise, the cost of engaging counsel to prosecute a claim for breach of contract is not recoverable. On appeal, the U. Supreme Court invited the Solicitor General to file a brief expressing the views of the federal government. The decisions of both lower courts and the briefs filed in the Supreme Court are published on this data base. Look under the case history section of the case presentation. In its Opinion No. There are many studies of the CISG as a whole and of the many aspects of its provisions. You might try the following: Kritzer, Thompson West These volumes update Prof. Compilation of studies on numerous CISG topics. Published by Business Laws, Inc. In addition to the *cisgw3* database of which this Guide is a part, the following are websites containing useful information on the Convention and related subjects. In addition, there is: The form is available on disk. This database contains information on international legal developments affecting commercial transactions and the intentions of the United States regarding them. Its former Secretary, Dr. Requests may be submitted to the CISG-AC, in particular, by international organizations, professional associations and adjudication bodies. The first opinion is a response to an informal request by the International Chamber of Commerce for the Council to reflect on issue of electronic communications and the ability of the CISG to respond to such challenges. The Council has elected four new members: Gotanda, Villanova Law School, Prof. Ingeborg Schwenzer, University of Basel. In October, , the Council elected Prof. In *Electrocraft Arkansas, Inc. Super Electric Motors, Ltd.* The court said that an unforeseen disproportionate increase in the burden of performance may be an Article 79 impediment and ruled that the seller was entitled, and the buyer obligated to renegotiate. *American Meter Company* the issue was whether the CISG barred joint venture contract related claims because the contract lacked price and quantity terms. IL , cert. The Supreme Court invited the Solicitor General to file a brief expressing the views of the federal government. The government brief contains significant comments on the meaning of Article 7 1 as it applies to the decisions of foreign courts and the place of such decisions in the interpretive process. *Chicago Prime Packers, Inc. Northam Food Trading Co.* In *BP Oil International v. Chateau des Charmes Wines Ltd. Leeco Steel Products, Inc.* Citing an Australian case, the *Usinor* court also calls attention to the fact that "courts should consider the decisions issued by foreign courts on the CISG.

### Chapter 2 : NJ Politics Digest: Is This the Counter-Proposal to Murphy's Budget? | Observer

*Bars and restaurants selling alcohol can't offer drinks at "a price less than the price regularly charged for the beverages during the same calendar week," according to state law.*

Download PDF version of guide for print I. What is the UCC? The Uniform Commercial Code UCC , a comprehensive code addressing most aspects of commercial law, is generally viewed as one of the most important developments in American law. The UCC text and draft revisions are written by experts in commercial law and submitted as drafts for approval to the National Conference of Commissioners on Uniform State Laws referred to as the Uniform Law Commissioners , in collaboration with the American Law Institute. The Commissioners are all attorneys, qualified to practice law, including state and federal judges, legislators and law professors from throughout the United States and its territories. These quasi-public organizations meet and decide whether to endorse the drafts or to send them back to the experts for revision. The revision process may result in several different revisions of the original draft. Once a draft is endorsed, the Uniform Law Commissioners recommend that the states adopt these rules. The UCC is a model code, so it does not have legal effect in a jurisdiction unless UCC provisions are enacted by the individual state legislatures as statutes. Article 1 of the Code contains a set of general provisions equally applicable to all subsequent articles. Articles 10 and 11 contain provisions for effective dates, repeals and transitional matters. The primary sources for UCC research are: Besides the text of the Code itself, the Official Comments are almost universally treated as the most authoritative sources in the construction of the Code sections. The PEB Commentary was introduced in Note that some Commentary may be superseded by later Code amendments. Lastly, a substantial body of case law exists on the UCC. UCC litigation occurs in both federal and state courts, including bankruptcy courts, for matters arising under Article 9. Some Articles are less litigated than others, resulting in limited case law for certain Articles. Primary Source Materials A. The following list includes the most widely consulted sources: Official Text With Comments. Current edition on Reserve; earlier editions KF It includes the Official Comments to the Code as well as an unofficial table of cross-references from prior uniform acts to the Code. Some appendices include earlier texts of several Articles, as well as the texts of amendments incorporated into the Code at different times. PEB Commentaries are included in one of the appendices. PEB commentaries are available within the same database. The annual supplement pocket parts contain recent updates and case law; the online version in Westlaw is kept up to date. This free website is arranged by Article number and offers links to state legislature websites containing the state enacted versions of the UCC. This reporter series, published since for the 1st series and since for the 2nd series, includes cases construing sections of the UCC and provides commentary about the cases. Each book highlights key provisions of the Article and includes useful tips and illustrations. Each book in this series has a different call number, based on the subject of the Article covered. Anderson, Anderson on the Uniform Commercial Code, 3d ed. This multi-volume treatise is arranged by topic. In addition to providing the official text of the UCC, it provides finding aids and extensive cross-references. Pocket parts and supplements update the print version. It also includes a volume containing state variations on the official Code. A revised second edition of this multi-volume publication was issued beginning in , offering "a quick capsule survey of UCC case law developments. This broad overview of the UCC offers an introduction to the Code with a brief history and useful illustrations. White and Robert S. A four-volume set oriented towards practitioners, this treatise is widely quoted and cited by courts. It not only explains the Code, but also suggests how different provisions function and correlate in practice. Summers, Uniform Commercial Code, 6th ed. As part of the Hornbook Series, this one-volume book is intended for law students as a relatively concise introduction the UCC. The book gives thorough background on Articles 2, 3, and 9, including case annotations to specific provisions of the UCC. This two-volume serial is updated annually and provides comprehensive coverage of remedies available under the UCC. Uniform Commercial Code Law Journal v. This journal is a commercial publication dating back to Historically published annually, it now includes multiple issues per year. For example, enter "bulk sales," "secured transactions," or "negotiable instruments" as subject keywords in the catalog to search

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for these topics. Some treatises are also available in legal research services. In addition to the specific journals mentioned above, general law review journals publish articles on various UCC issues. To search for relevant UCC articles use a database, such as LegalTrac , that indexes thousands of articles. You can also search the Duke Libraries Catalog using the "All" feature that will search articles. Westlaw offers a specialized database of legal periodicals that focuses solely on commercial law CML-TP.

### Chapter 3 : Digest | Definition of Digest by Merriam-Webster

*Eleventh Decennial Digest, Part 2, General Digest, Eleventh Series, present Each of the above digests is a complete index to all state and federal cases reported during the time period covered.*

An Index to Case Law There are a number of ways to access case law. Any secondary source will refer you to cases and will often provide the appropriate citation needed to locate the case in the law library. In fact, secondary sources such as legal encyclopedias and law review articles are probably your best means of accessing cases on your topic. In this guide three methods of accessing cases will be discussed. If, after trying these three methods, you are still unable to find cases on your topic, come to the Reference Desk for further assistance. What is a Digest? Digests are the major means of accessing case law by topic. A digest is both a subject index and a topical outline of case law. With rare exceptions, court reports are issued in chronological order. Without an index of some kind, this arrangement makes the task of finding all cases bearing on a single subject virtually impossible. A digest is such an indexing system. However there is one important distinction between an index and a digest: Legal Encyclopedias, law review articles, treatises and ALR annotations are excellent sources to look for a case from which to start. Memoranda and briefs are also good starting points. Once you have a citation for a case addressing your topic you must find that case in a West reporter. How to Read a Legal Citation , for information about how to find a case by citation. The reason you must find your case in one of these sets is because only West publications use the West Topic and Key Number System. The editors at West Publishing have organized the entire body of American law into general topics and subtopics according to legal issues. Within each topic, key numbers have been assigned to the issues and sub-issues. The topics and key numbers are the same in every West publication. Therefore, if you have a topic and key number for the subject you are researching you will be able to find state and federal cases that address the particular point of law using any West Digest. After you have found your case, pick one or more headnotes that relate to the topic you are researching—record the topic and key numbers for those headnotes. Each case in the West reporter system begins with one or more headnotes. A headnote is a small paragraph that contains either a fact situation from the opinion and the rule of law that the court applied to the situation, or an assertion of a legal principle. As you skim the headnotes you will notice that some deal directly with the issue you are researching, while others will have nothing to do with it. Choose only those headnotes that are relevant to your research. You will notice that each headnote begins with a boldface topic followed by a small key symbol and then a number. This is the topic and key number assigned to the specific legal issue discussed in the headnote. You will want to record the topics and key numbers for all headnotes you feel are relevant to your case. Now that you have a topic and key number, go to the West Digest that covers your jurisdiction i. West Publishing has prepared digests for the individual states, regions, individual courts or court systems i. Several of the West Digests published correlate directly to the regional reporters i. Generally, each digest will list the reporters that it indexes in the front of each volume. Currently this system consists of:

### Chapter 4 : Uniform Commercial Code (UCC) | Duke University School of Law

*Law tracts: containing 1. A proposition for compiling and amendment of our laws. 2. An offer of a digest of the laws. 3. The elements of the common laws of England, containing a collection of some principal rules and maxims of the common law with their latitude and extent.*

### Chapter 5 : Contracts | American Law Institute

*works dedicated to the Convention grows constantly,<sup>2</sup> as does the amount of related case law—currently, well over 2, cases are available from various sources.*