

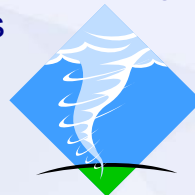
## Conference of Chief Justices 2011 Midyear Meeting

### *International Practice of Law and Regulation of Attorney Practice*

Professor Laurel S. Terry  
Penn State Dickinson School of Law  
Jan. 23, 2011  
Email: [LTerry@psu.edu](mailto:LTerry@psu.edu)

## Introduction

- State courts regulate US lawyers....**BUT**....
- Federal & international lawyer regulation exists
- Both “hard law” and “soft law” can be influential
- This talk will be a “whirlwind” tour of global lawyer regulatory initiatives
- To begin... some data:



## Why Clients May Want Foreign Lawyers

### U.S. Trade in Legal Services

	1992	2009
Exports	\$1.36 billion	\$7.26 billion
Imports	\$311 million	\$1.7 billion

### U.S. International Trade in Goods and Services

	1992	2009
Exports	\$617 billion	\$1.57 trillion
Imports	\$656 billion	\$1.9 trillion

2006 Foreign Direct Investment <u>IN US</u>	2006 Foreign Direct Investment <u>BY US</u>
\$1.789 trillion	\$2.384 trillion

State	2009 State Exports (NAICS)
Texas	\$163 billion (1 <sup>st</sup> in U.S.)
Hawaii	\$563 million (50 <sup>th</sup> )

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## Reasons for Foreign Lawyers: #2

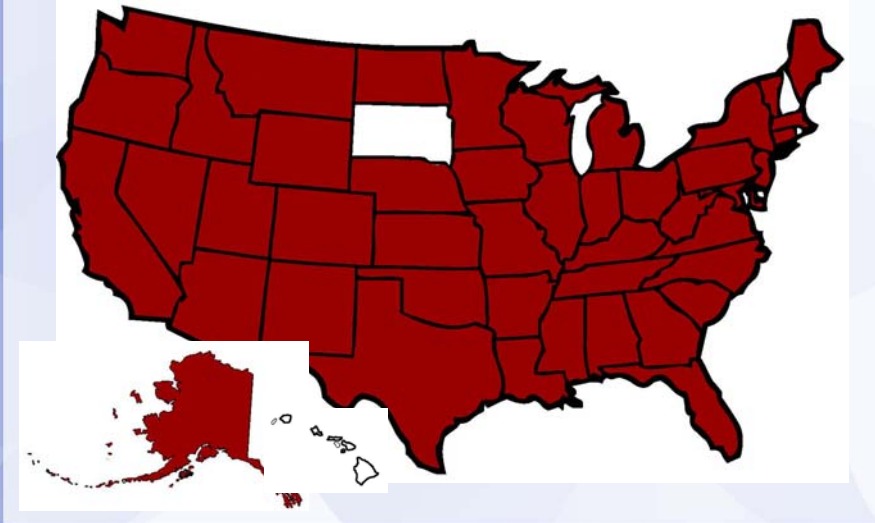
### 2000 U.S. Census - Foreign Born Residents

State and Rank	Number of FB Residents	% increase since 1990	State Rank in % increase
California (1st)	8.9 Million	37.2%	37 <sup>th</sup>
Missouri (27th)	151,000	80.8%	26 <sup>th</sup>
Wyoming (51st)	11,205	46.5%	35 <sup>th</sup>
Entire U.S.	31.1 million	57.4%	---

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Slide by Jim Jones at the May 2009 CCJ-Globalization Conference

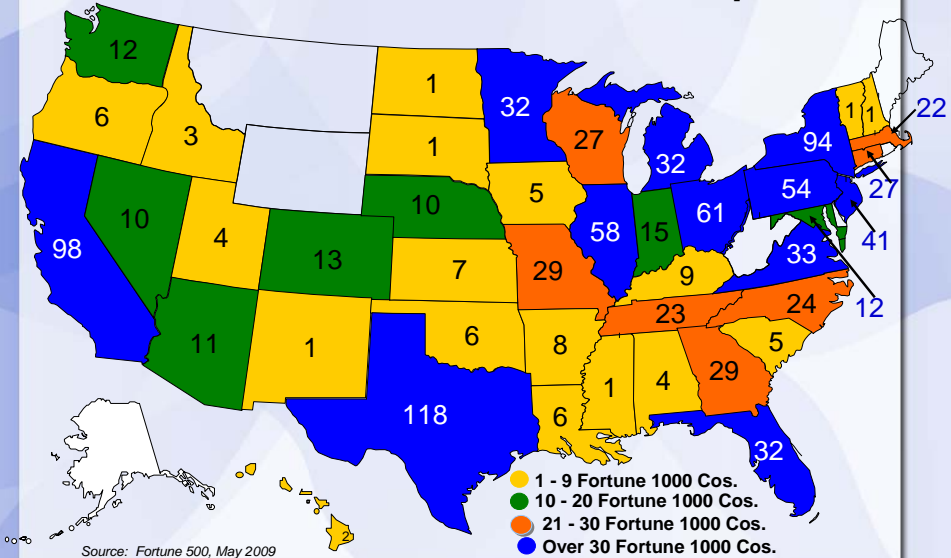
## States in Which NLJ 250 Firms Have Offices



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Slide by Jim Jones at the May 2009 CCJ-Globalization Conference

## Concentration of Fortune 1000 Companies

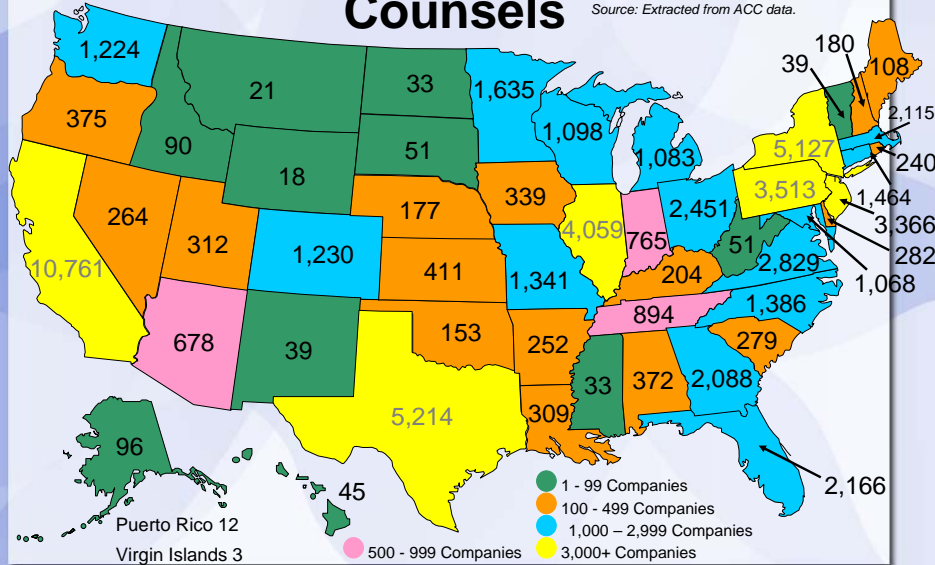


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Slide by ACC Gen'l Counsel Susan Hackett (5/09 Globalization Conf.)

## Companies with In-House General Counsels

Source: Extracted from ACC data.



## CCJ Resolutions re International Legal Practice

[August 2009, Resolution 13: In Support of Cooperation Among United States and Australian Bar Admission and Lawyer Disciplinary Bodies](#)

[August 2009: PROTOCOL FOR THE EXCHANGE OF INFORMATION BETWEEN \[STATE ADMITTING AUTHORITY\] AND THE LAW COUNCIL OF AUSTRALIA](#)

[January 2009, Resolution 2: In Support of Cooperation Among United States and European Disciplinary Bodies](#)

[February 2008 Resolution Regarding Adoption of Rules on Temporary Practice by Foreign Lawyers](#)

[Feb. 2007 Resolution 7 Regarding Authorization for Australian Lawyers to Sit for State Bar Examinations](#)

[Feb. 2007 Resolution 8 Regarding Accreditation of Legal Education in Common Law Countries by the ABA Section on Legal Education and Admission to the Bar](#)

[August 2006 CCJ Resolution 4 Regarding Adoption of Rules on the Licensing and Practice of Foreign Legal Consultants](#)

[August 2006 Resolution 5 Regarding the Proposed Recommendation Pending Before the House of Delegates of the American Bar Association \[Re GATS "disciplines"\]](#)

[July 2004 Resolution 26 Regarding Provisions in International Trade Agreements Affecting the Sovereignty of State Judicial Systems ...](#)

## International Regulatory Developments

1. Global trade agreements
2. UK and Global Regulatory Reform Initiatives
3. Global antitrust (competition) initiatives
4. Alternative Business Structure (ABS) Developments
5. Global money laundering & anti-terrorism laws
6. Global legal education initiatives
7. Global MJP, recognition & lawyer admission
8. Global lawyer accountability initiatives
9. Market forces: (e.g. outsourcing, litigation financing)



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## More on these Regulatory Developments



Laurel S. Terry, Professor of Law ([l.terry@psu.edu](mailto:l.terry@psu.edu)), [Return to Homepage](#)

Penn State Dickinson School of Law

### Selected Presentations

**SELECTED PRESENTATIONS – BY TOPIC** (Note: the Chronological Listing includes links to related articles)

- > Global Developments in general ([See 11-08](#))
- > the WTO's GATS agreement and legal services (including presentations on skills transfer provisions, "classification" and domestic regulation disciplines) ([See 5-03 for a GATS overview and 5-05, 4-05, 10-04, and 3-04 for presentations on specialized GATS-legal services issues](#))
- > Foreign lawyer "recognition" issues ([See 4-02](#))
- > Legal outsourcing ([See 4-05](#))
- > Arbitration initiatives directed towards the legal profession, including the EU's Professional Services Competition Initiative ([See 5-05, 4-05](#))
- > *Alternative Business Structure (ABS)* developments (including the UK's Legal Services Act 2007, Australia's publicly traded law firms, and OECD developments) ([See 2-09, 10-05, and 5-09](#))
- > Using ABA Model Rule 5.1 More Proactively (with a nod towards Australia's current practice) ([See 8-05; see also 5-02 at slide 15](#))
- > Bologna Process ([See 3-06, 1-05](#))
- > EU lawyer regulation ([See 1-05; see also 4-05](#))
- > Double deontology & ABA Model Rule 8.5 Choice of Law issues ([See 5-08](#))
- > Global and comparative legal ethics ([See 11-04, 5-05, 3-02](#))
- > U.S. multijurisdictional practice initiatives (MJP) ([See 8-06, 10-05, 5-05; see also 1-07](#))
- > U.S. and German multidisciplinary partnership initiatives (MDPs) ([See 7-2000](#))
- > Pennsylvania implementation of Ethics 2000 ([See 12-04](#))

<http://www.personal.psu.edu/faculty/l/s/1st3/presentations.htm>

9/14/2009

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**For additional info:**  
See the urls at the end of this talk plus my topic-specific talks

# Trade Agreements



Office of the United States Trade Representative



## Trade Agreements

- | Regional   | Bilateral   |
|--|---|
| <ul style="list-style-type: none"> <li>• FTAA</li> <li>• ASEAN Initiative</li> <li>• NAFTA</li> <li>• MEFTA</li> <li>• APEC</li> <li>• CAFTA-DR</li> </ul> | <ul style="list-style-type: none"> <li>• Australia FTA</li> <li>• Bahrain FTA</li> <li>• Chile FTA</li> <li>• Colombia FTA</li> <li>• Israel FTA</li> <li>• Jordan FTA</li> <li>• KORUS FTA</li> <li>• Malaysia FTA</li> <li>• Morocco FTA</li> <li>• Oman FTA</li> <li>• Panama TPA</li> <li>• Peru TPA</li> <li>• Malaysia FTA</li> <li>• Singapore FTA</li> <li>• SACU FTA</li> <li>• Bilateral Investment Treaties (BITs)</li> <li>• Trade and Investment Framework Agreements (TIFAs)</li> </ul> |

Trade agreements usually have sections on: transparency, mutual recognition, MFN, market access, national treatment, domestic regulation disciplines, standstill provisions. There are many bilateral agreements as well as GATS and regional agreements.

# UK Regulatory Reform Initiatives

Many are watching these initiatives with interest



Review of the Regulation of Corporate Legal Work  
Nick Smedley

31 March 2009



## Other Regulatory Reform Initiatives

ORGANISATION  
FOR ECONOMIC  
CO-OPERATION  
AND DEVELOPMENT



Regulatory Reform



Asia-Pacific  
Economic Cooperation



Bureau de la concurrence  
Canada

Competition Bureau  
Canada

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## Global Antitrust Initiatives – Part 1

	Accountants	Legal	Architects	Engineers	Pharmacists
Austria	6.2	7.2	5.1	0	7.3
Belgium	6.3	4.6	3.9	1.2	5.4
Denmark	2.8	3.9	0	0	5.9
Finland	5.5	3.3	1.4	1.3	7.6
France	5.9	6.6	3.1	0	7.5
Germany	6.1	6.5	4.5	7.4	5.7
Greece	5.1	8.5	n.a.	n.a.	6.9
Ireland	3.0	6.5	0	0	2.7
Italy	5.7	6.4	6.2	6.4	6.4
Luxembourg	5	6.6	5.3	5.3	7.9
Netherlands	4.5	3.9	0	1.5	3.0
Portugal	n.a.	5.7	2.8	n.a.	8
Spain	3.4	6.5	6.6	3.2	7.5
Sweden	3.3	2.4	0	0	12
UK	3.8	4.8	0	0	4.1

**Antitrust authorities have targeted rules on:** fees, advertising, entry requirements, UPL, alternative business structures, & regulatory structure



Institut für Höhere Studien | *Institute for Advanced Studies*



Directorate General for Competition

UK

OFFICE OF FAIR TRADING

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## Global Antitrust Initiatives – Part 2



ORGANISATION  
FOR ECONOMIC  
CO-OPERATION  
AND DEVELOPMENT



Bureau de la concurrence  
Canada

Competition Bureau  
Canada



Federal Trade Commission  
Protecting America's Consumers



ASSOCIATION INTERNATIONALE DE L'ASSURANCE DE PROTECTION JURIDIQUE  
INTERNATIONALE VEREINIGUNG DER RECHTSSCHUTZ-VERSICHERUNG  
INTERNATIONAL ASSOCIATION OF LEGAL EXPENSES INSURANCE



International Institute of  
Law Association Chief Executives

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## Alternative Business Structures (ABS)



INTEGRATED LEGAL HOLDINGS  
LIMITED



Solicitors Regulation Authority

[UK] Legal Services Act 2007



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# Terrorism-Money Laundering Initiatives

The intergovernmental FATF *Gatekeeper Initiative* is relevant to lawyer confidentiality and other rules; the FATF recently adopted a KYC- risk-based approach guidance for legal professionals. Several countries have changed their lawyer rules; expect more.



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# Global Legal Education Initiatives

Global legal education initiatives address recognition, curriculum, quality assurance, etc.



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# MJP, Recognition & Lawyer Admission



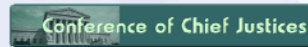
Because of globalization, countries face issues of foreign lawyer MJP, temporary and limited (FLC) admission, and recognition.



Représentant les avocats d'Europe  
Representing Europe's lawyers



ABA MJP Resolutions 8 & 9



Resolutions 4 (2006) & 6 (2008)



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# Lawyer Accountability Initiatives

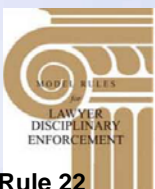
Accountability concerns are one reason for recent lawyer discipline cooperation initiatives



Resolution 2 (Jan. 2009) In Support of Cooperation Among U.S. and European Disciplinary Bodies



Représentant les avocats d'Europe  
Representing Europe's lawyers



Rule 22

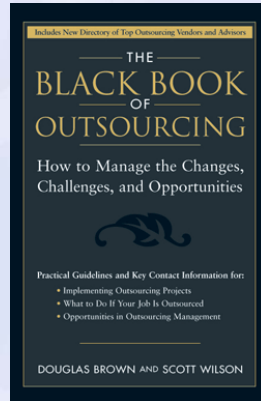
India: See SSRN Abstract 1371098

CCBE Standing Committee Resolution (February 2009)



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## Market Forces



OMNI BRIDGEWAY



Recent market forces include ABS, legal process outsourcing, [international] third party litigation financing, lawyer-client power shifts (e.g., regarding fees and risk)

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## Some Observations about Regulation

- Changes in lawyer regulation in one country may affect lawyers in other countries. They may do so
- **Directly:**
  - Sarbanes-Oxley and non US lawyers;
  - the 2010 ECJ Akzo Nobel decision denied the attorney-client privilege to corporate [and by extension US] counsel
- **Indirectly:**
  - The FATF's soft-law "recommendations" have dramatically changed lawyer regulation in many countries. The US Treasury's FATF approach is softer, but still exists.
- **By suggesting You or Others Adopt a New Approach:**
  - Clients, counsel, or gov'ts may cite regulations elsewhere
  - The new paradigm is "Lawyers as *Service Providers*"

Laurel Terry, *The Impact of Treating the Legal Profession as "Service Providers,"*  
2008 J. Prof. Lawyer 189, [http://www.personal.psu.edu/faculty/l/s/lst3/terry\\_service\\_providers.pdf](http://www.personal.psu.edu/faculty/l/s/lst3/terry_service_providers.pdf)

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## Conclusion

- Global lawyer regulatory initiatives have the potential to be very significant
- Given the globalization of the economy, no jurisdiction is immune from these developments
- You or others may be asked to explain why US lawyer regulation differs from other regulation
  - This may be asked cross-culturally or across-professions
- Consider adopting “regulatory objectives”
- There is not [yet] an international organization of lawyer regulators. It may be important to create one.

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## To Read More About....

### My Introductory Lawyer Regulation Comments

Terry, *A “How To” Guide [for including global perspectives in the legal profession course]*, 51 St. Louis U. L. J. 1135 (2007)  
[short version]

Terry, *U.S. Legal Ethics: The Coming of Age of Global and Comparative Perspectives*, 4 Wash. U. Global Studies L. Rev. 463 (2005)[long version]

Terry, *The Legal World is Flat: Globalization and its Effect on Lawyers Practicing in Non-Global Law Firms*, 28 Northwestern J. Int'l L. & Bus. 527 (2008)

Terry, *The Impact of Treating the Legal Profession as “Service Providers*, 2008 J. Prof. Lawyer 189

All articles (and selected powerpoints) located here:

<http://www.personal.psu.edu/faculty/l/s/lst3/>



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## To Read More About ....

### Global Trade Agreements



**Office of the US Trade Representative (USTR),  
Trade Agreements Page (with many links),**

[http://www.ustr.gov/Trade\\_Agreements/Section\\_Index.html](http://www.ustr.gov/Trade_Agreements/Section_Index.html)

**World Trade Organization, <http://www.wto.org/>**

**NAFTA Secretariat, <http://www.nafta-sec-alena.org/>**

**Asia Pacific Economic Cooperation (APEC),  
<http://www.apec.org/>**

**ABA GATS-Legal Services Webpage,  
<http://www.abanet.org/cpr/gats/home.html>**

**Terry et al, *Transnational Legal Practice [2006-07]*,  
42 Int'l L. 833 (2008), 2008, 43 Int'l L. 943 (2009) and 2009,  
44 Int'l L. 563 (2010), all of which are available at:**

<http://www.personal.psu.edu/faculty/l/s/lst3/>

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## To Read More About ...

### UK Regulatory Reform Initiatives

**UK Legal Services Board, <http://www.legalservicesboard.org.uk/index.htm>**

**Solicitors Regulation Authority Consultations on the Legal Services Act,  
<http://www.sra.org.uk/sra/consultations.page>**

**Law Society of England and Wales (includes links to the Hunt and  
Smedley reports), <http://www.lawsociety.org.uk/influencinglaw/policyinresponse.law>**

**5-09 Conference of Chief Justices Conference Webpage,  
<http://www.law.georgetown.edu/news/documents/CCJ-2009-WebMaterials-final.doc>**

**NSW Office of the Legal Commissioner, Speeches and Papers & menu  
links,  
[http://www.lawlink.nsw.gov.au/lawlink/olsc/l\\_olsc.nsf/pages/OLSC\\_speeches](http://www.lawlink.nsw.gov.au/lawlink/olsc/l_olsc.nsf/pages/OLSC_speeches)**

**Georgetown Symposium, The Future of the Global Law Firm (4-08),  
<http://www.law.georgetown.edu/LegalProfession/GlobalLawFirm.html>**

**Selected Articles in the ABA Canons Centennial Symposium,  
<http://www.abanet.org/cpr/pubs/symposium.html>**

**Laurel Terry "Presentations" Page (includes UK, EU & 5.1 developments),  
<http://www.personal.psu.edu/faculty/l/s/lst3/presentations.htm>**



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## To Read More About ...

### Global Regulatory Reform



**OECD Regulatory Reform Project,**

[http://www.oecd.org/topic/0,3373,en\\_2649\\_37421\\_1\\_1\\_1\\_1\\_37421,00.html](http://www.oecd.org/topic/0,3373,en_2649_37421_1_1_1_1_37421,00.html)

**OECD Guiding Principles for Regulatory Quality & Performance,**

<http://www.oecd.org/dataoecd/19/51/37318586.pdf>

**OECD, Homepage: Indicators of Regulatory Conditions in Professional Services Sectors,**

[http://www.oecd.org/document/24/0,3343,en\\_2649\\_34833\\_35858776\\_1\\_1\\_1\\_37463,00.html](http://www.oecd.org/document/24/0,3343,en_2649_34833_35858776_1_1_1_37463,00.html)

**APEC-OECD Regulatory Reform,**

[http://www.oecd.org/document/25/0,3343,en\\_2649\\_34141\\_2397017\\_1\\_1\\_1\\_37421,00.html](http://www.oecd.org/document/25/0,3343,en_2649_34141_2397017_1_1_1_37421,00.html)

**Regulatory Reform section in Canada's 2007 Self-Regulated Professions Report,** pp. 39-41

<http://www.competitionbureau.gc.ca/epic/site/cb-bc.nsf/en/02523e.html>

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## To Read More About ...

### Global Antitrust Initiatives

**EU DG Competition, *Professional Services Sector,***

[http://ec.europa.eu/comm/competition/sectors/professional\\_services/overview\\_en.html](http://ec.europa.eu/comm/competition/sectors/professional_services/overview_en.html)

**OECD, *Competition in Professional Services,* DAFFE/CLP(2000)2,**

<http://www.oecd.org/dataoecd/35/4/1920231.pdf>

**OECD, *Competitive Restrictions in Legal Professions,* DAF/COMP (2007)39,**

<http://www.oecd.org/dataoecd/12/38/40080343.pdf>

**Competition Bureau Canada, *Self-Regulated Professions - Balancing Competition and Regulation* (Dec. 2007),**

<http://www.competitionbureau.gc.ca/epic/site/cb-bc.nsf/en/02523e.html>

**CCBE Competition Committee,**

[http://www.ccbe.eu/index.php?id=94&id\\_comite=4&L=0](http://www.ccbe.eu/index.php?id=94&id_comite=4&L=0)

**US Federal Trade Commission Letters regarding the Practice of Law,**

[http://www.ftc.gov/opp/advocacy\\_subject.shtm](http://www.ftc.gov/opp/advocacy_subject.shtm)

**See Laurel Terry articles and presentations:**

<http://www.personal.psu.edu/faculty/l/s/lt3/presentations.htm>



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## To Read More About...

### ABS

**New South Wales, Australia, Incorporated Legal Practices,**

[http://www.lawlink.nsw.gov.au/lawlink/olsc/ll\\_olsc.nsf/pages/OLSC\\_ilp](http://www.lawlink.nsw.gov.au/lawlink/olsc/ll_olsc.nsf/pages/OLSC_ilp)

**UK Legal Services Reform (and the Oct. 2007 UK Legal Services Act),** <http://www.justice.gov.uk/whatwedo/legalservicesreform.htm>  
and <http://www.dca.gov.uk/legalsys/lrreform.htm>

**EU DG Competition, *Professional Services Sector*,**  
[http://ec.europa.eu/comm/competition/sectors/professional\\_services/overview\\_en.html](http://ec.europa.eu/comm/competition/sectors/professional_services/overview_en.html)

***The Future of the Global Law Firm*, Georgetown Law Center  
(April 2008)** <http://www.law.georgetown.edu/LegalProfession/Papers.html>

**And the items listed on the previous slide entitled: “To Read More About UK Regulatory Reform Initiatives”**



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## To Read More About....

### Money Laundering & Anti-Terrorism Initiatives

**Financial Action Task Force (FATF),**

<http://www.fatf-gafi.org>

**FATF Risk-Based Approach Guidance for Legal Professionals (Oct. 23, 2008),** <http://www.fatf-gafi.org/dataoecd/5/58/41584211.pdf>

**Fed. Law. Soc. Canada, Model “Know Your Client” Rule,**  
[http://www.flsc.ca/en/pdf/Federation\\_Model\\_Rule\\_080327.pdf](http://www.flsc.ca/en/pdf/Federation_Model_Rule_080327.pdf)

**UK Money Laundering and “Know Your Client” Rules,**  
<http://www.lawsociety.org.uk/productsandservices/practicenotes/aml/453.article>

**Asia-Pacific Group on Moneylaundering,** <http://www.apgml.org/>

**ABA Task Force on Gatekeeper Regulation and the Profession,**  
<http://www.abanet.org/crimjust/taskforce/home.html>

**EU Money Laundering Directives,**  
[http://www.ccbe.eu/index.php?id=94&id\\_comite=20&L=0](http://www.ccbe.eu/index.php?id=94&id_comite=20&L=0)

**Law Council of Australia, Anti-Money Laundering Reforms,**  
<http://www.lawcouncil.asn.au/initiatives/aml-counter-terrorism-reforms.cfm>



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## To Read More About...

### Global Legal Education

International Association of Law Schools, <http://www.ialsnet.org/>

The Law School Admissions Council and the National Organization of Bar Counsel now include Canadian and Australian members, <http://www.nobc.org/> and <http://www.lsac.org/>

ABA Section of Legal Education and Admissions to the Bar, <http://www.abanet.org/legaled/> and <http://www.abanet.org/legaled/committees/International%20Issues%20Report%20Final%20Draft%2011.DOC> (final)



Bologna-Benelux Secretariat Webpage (with many links)

<http://www.ond.vlaanderen.be/hogeronderwijs/bologna/>

CCBE Training Committee Webpage,

[http://www.ccbe.org/index.php?id=94&id\\_comite=13&L=0](http://www.ccbe.org/index.php?id=94&id_comite=13&L=0)

ELFA QUAACAS Committee, <http://elixir.bham.ac.uk/quaacas/>

Prof. Lonbay's EU Recognition website, <http://elixir.bham.ac.uk/menu/country/default.htm>

Jindal Global Law School, <http://www.jgls.org/>

Peking University School of Transnational Law, <http://www.law.pku.edu.cn/>

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## To Read More About ...

### Global MJP, Recognition, Lawyer Admission: Part 1

Comprehensive Guide to Bar Admission Requirements, <http://www.ncbex.org/comprehensive-guide-to-bar-admissions/>

ABA Multijurisdictional Practice Recommendations 8 and 9, <http://www.abanet.org/cpr/mjp/home.html>



Implementation of MJP Recommendations 8 and 9, [http://www.abanet.org/cpr/mjp/8\\_and\\_9\\_status\\_chart.pdf](http://www.abanet.org/cpr/mjp/8_and_9_status_chart.pdf)

Conference of Chief Justices MJP Resolutions, <http://ccj.ncsc.dni.us/MultijurisdictionalPracResols.html>

EU MJP Directives, [http://www.ccbe.eu/index.php?id=94&id\\_comite=8&L=0](http://www.ccbe.eu/index.php?id=94&id_comite=8&L=0)

EU Morgenbesser Case, [http://www.ccbe.eu/fileadmin/user\\_upload/NTCdocument/morgenbesser\\_guidanc1\\_1183976940.pdf](http://www.ccbe.eu/fileadmin/user_upload/NTCdocument/morgenbesser_guidanc1_1183976940.pdf)

CCBE Free Movement of Lawyers Committee, [http://www.ccbe.eu/index.php?id=94&id\\_comite=8&L=0](http://www.ccbe.eu/index.php?id=94&id_comite=8&L=0)

UK Qualified Lawyers Transfer Test (QLTT), <http://www.sra.org.uk/solicitors/qltt.page> and <http://www.sra.org.uk/sra/consultations/1454.article> (Nov. 2008 consultation)

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## To Read More About...

### Global MJP, Recognition, Lawyer Admission: Part 2

Jayanth K. Krishnan, *Globetrotting Law Firms*, 23 Geo. J. Legal Ethics (forthcoming 2009), SSRN #1371098 [U.S./UK firms in India]

Canada National Accreditation Committee,

<http://www.flsc.ca/en/foreignLawyers/foreignLawyers.asp>

Canada's MJP Rules, <http://www.flsc.ca/en/committees/mobility.asp>

Canada's consultation on draft recognition rules (Due 12-08),

[http://www.flsc.ca/en/pdf/2008Consultation\\_paper.pdf](http://www.flsc.ca/en/pdf/2008Consultation_paper.pdf)

Australia's National Profession Project,

<http://www.lawcouncil.asn.au/initiatives/national-practice.cfm>

Australia's- Foreign Lawyers and the Practice of Foreign Law,

<http://www.lawcouncil.asn.au/information/foreign-lawyers/practice-of-foreign-law.cfm>

Conference of Chief Justices' MJP Resolutions,

<http://ccj.ncsc.dni.us/LegalEducationResols.html>

International Bar Association's 2000 Resolution on "Recognition" of Foreign Lawyers' Qualifications,

[http://www.int-](http://www.int-bar.org/images/downloads/Standards%20and%20Criteria%20for%20Recognition%20of%20Qualifications%20of%20Lawyers%202001.pdf)

[bar.org/images/downloads/Standards%20and%20Criteria%20for%20Recognition%20of%20Qualifications%20of%20Lawyers%202001.pdf](http://www.int-bar.org/images/downloads/Standards%20and%20Criteria%20for%20Recognition%20of%20Qualifications%20of%20Lawyers%202001.pdf)

ABA CEELI, Globalization, Legal Education, GATS, and Recognition,

[http://www.abanet.org/rol/publications/discussion\\_paper\\_legal\\_ed\\_globalization\\_2005.pdf](http://www.abanet.org/rol/publications/discussion_paper_legal_ed_globalization_2005.pdf)



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## To Read More About....



### Lawyer Accountability (Discipline) Initiatives

Conference of Chief Justices, Resolution 2, In Support of Cooperation Among U.S. and European Disciplinary Bodies (Jan. 2009),

<http://ccj.ncsc.dni.us/2-ProposedCCBEResolution1-6-09.pdf>

CCBE, Standing Committee Resolution (February 2009)

ABA MODEL RULES FOR LAWYER DISCIPLINE, Rule 22 (2002),

<http://www.abanet.org/cpr/disenf/rule22.html>

Terry et al, *Transnational Legal Practice 2008*, 43 Int'l L. 943, 954-956 (2009),

[http://www.personal.psu.edu/faculty/l/s/lst3/transnational\\_legal\\_practice\\_2008.pdf](http://www.personal.psu.edu/faculty/l/s/lst3/transnational_legal_practice_2008.pdf)

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### Market Forces Including Outsourcing and Litigation Funding

ABA 20/20 Commission's "Issues Paper:"

<http://www.abanet.org/ethics2020/outsourcing.shtml> and

<http://www.abanet.org/ethics2020/alfposting.pdf>

Mary C. Daly & Carole Silver, *Flattening the World of Legal Services? Ethical and Liability Minefields of Offshoring Legal and Law-Related Services*, 38 *Geo. J. Int'l L.* 401 (2007)

Laurel Terry, *The Legal World is Flat: Globalization and its Effect on Lawyers Practicing in Non-Global Law Firms*, 28 *Northwestern J. Int'l L. & Bus.* 527 (2008),  
[http://www.personal.psu.edu/faculty/l/s/lst3/terry\\_legal\\_world\\_is\\_flat.pdf](http://www.personal.psu.edu/faculty/l/s/lst3/terry_legal_world_is_flat.pdf)

*International Outsourcing of the Legal Profession*, UC Berkeley (April 2008),  
<http://www.law.berkeley.edu/centers/gcl/outsourcing/resources.html>

*Off-Shoring Legal Services*, Association of Professional Responsibility Lawyers Conference (May 2008)

Outside investment in litigation, e.g., Juridica, OmniBridgeway, CFI, Burford Advisors,

<http://www.juridica.co.uk/> and <http://www.burfordadvisors.com/index.html> and  
<http://www.omnibridgeway.com/>



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#### Global Legal Practice Resources Webpage:

<http://www.personal.psu.edu/faculty/l/s/lst3/globalprac.htm>

#### Links to Publications by Topic:

<http://www.personal.psu.edu/faculty/l/s/lst3/>

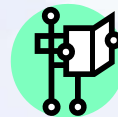
#### Presentations Page:

<http://www.personal.psu.edu/faculty/l/s/lst3/presentations.htm>

SSRN page: <http://ssrn.com/author=340745>

#### Presentations and publications address:

the GATS, the impact of globalization on legal services,  
ABS, MDPs, competition initiatives, the Bologna  
Process, & outsourcing



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