

January 1993

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Volume 19 (1993)

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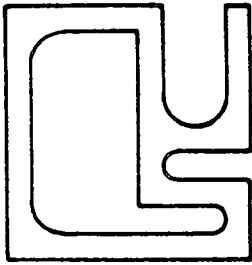
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Recommended Citation

Volume 19 (1993), *Table of Contents*, 19 Can.-U.S. L.J. [iv] (1993)

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**Canada-
United States
Law Journal**

VOLUME 19

1993

**PROCEEDINGS OF THE CANADA-UNITED STATES
LAW INSTITUTE CONFERENCE**

**AN INDUSTRIAL POLICY FOR NORTH AMERICA
(CANADA/U.S.): LEGAL AND ECONOMIC CONSIDERATIONS**

Cleveland, Ohio
April 16-18, 1993

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**Speakers at the Canada-U.S. Law Institute Conference on
An Industrial Policy for North America (Canada/U.S.):
Legal and Economic Considerations**

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DAVID CRANE is the economics editor for *The Toronto Star*, Canada's largest-circulated newspaper, where he writes on economic and political issues. He has served as Director of Corporate Affairs for the Canada Development Investment Corporation, the Crown agency responsible for Canadair, de Havilland Aircraft, Eldorado, Teleglobe, Fishery Products International and the government's controlling interest in Canada Development Corporation. A graduate of the University of Toronto, Mr. Crane has traveled extensively in his newspaper career, reporting on national and international issues, including trade policy, fiscal and tax policy, industrial policy, energy policy, Canadian-American relations and foreign investment policy. He has written three books, the latest of which, *The Next Canadian Century*, sets out the sweeping economic and social challenges facing Canada and proposes an agenda for growth and wealth creation in a knowledge-based, innovative economy.

E. DONALD ELLIOTT is the Julien and Virginia Cornell Professor of Environmental Law and Litigation at Yale Law School, and is also affiliated with the law firm of Fried, Frank, Harris, Shriver & Jacobson, in New York and Washington, D.C.. From July 1989 to August 1991, he served as Assistant Administrator and General Counsel of the U.S. Environmental Protection Agency, where he was primary legal advisor and a principal policy advisor to the EPA Administrator and the White House on all of EPA's programs. Before joining EPA, Professor Elliott served for five years as Special Litigation Counsel, Corporate Environmental Programs, General Electric Co., and he has recently been recognized by the *National Law Journal* as one of the nation's top twenty-five environmental and toxic tort attorneys. Professor Elliott has written and lectured extensively, both here and abroad, on regulatory policy and environmental liability. He received his B.A., Summa Cum Laude and Phi Beta Kappa, from Yale University (1970) and his J.D. from Yale Law School (1974).

CALVIN S. GOLDMAN is a partner in the law firm of Davies, Ward & Beck in Toronto. He has served as Assistant Special Prosecutor for the Attorney General of Canada in the Uranium Cartel proceedings and as Director of Investigation and Research under the Canadian Competition Act. As Director, Mr. Goldman was head of the Bureau of Competition Policy in the Government of Canada and, in that capacity, addressed various aspects of Canadian competition law and policy in a domestic and international context. He has served as Vice-Chairman of the OECD Committee on Competition Law and Policy, and is the new Chairman of the Canadian Committee on Competition Law and Policy for the Business and Advisory Committee to the OECD and for the International Chamber of Commerce. Mr. Goldman is a graduate of Osgoode Hall Law School of York University (1973 Gold Medal), and he completed his LL.M. at Harvard Law School in 1974. He has spoken extensively and has published a number of articles

in the field of competition law.

CARL GRENIER is Director General of Trade Policy of the Québec Department of International Affairs, where he is closely involved in the defense of Québec's interests through the federal-provincial mechanisms which have allowed provincial participation in the Canada-U.S. free trade negotiations, the trilateral negotiations between Canada, the U.S. and Mexico, and the current Uruguay Round of GATT negotiations. Mr. Grenier was named Assistant Deputy Minister (Policy and Management) in 1990. He holds a degree from l'Université Laval, where he studied mathematics and geography.

ROBERT HAMILTON is the Director of the Business Income Tax Division in the Department of Finance of Canada. He first joined the Division in 1991 as Assistant Director after being associated with the Department of Finance since 1985. His responsibility as Director includes the development of income tax policies relating to businesses. Mr. Hamilton has published several articles on issues relating to tax policy and international trade including "Canada's R & D Tax Incentives: Recent Developments", Canadian Tax Foundation, 1992. He has also been heavily involved in the design and implementation of the Goods and Services Tax (GST) particularly in the area of policy development of financial services and housing. Mr. Hamilton received a Master's Degree in economics from the University of Western Ontario.

MICHAEL HART is Senior Advisor, Trade Policy Studies, at External Affairs and International Trade Canada. He was formerly the Director of Economic Planning at External Affairs and International Trade Canada, and prior to that he was Director of Domestic Policy in the Air Administration of the Department of Transport, where he worked with the staff of the MacDonalld Royal Commission in preparing its final report, which was instrumental in persuading the government to negotiate a free-trade agreement with the U.S. He is founding Director of the Centre for Trade Policy and Law, a new center sponsored jointly by Carleton University and the University of Ottawa. Mr. Hart has authored many books and articles on trade policy, including a monograph on the strategic implications for Canada of a U.S.-Mexico-Canada Free Trade Agreement.

JOHN L. HOWARD is Senior Vice-President, Law and Corporate Affairs, of MacMillan Bloedel Limited in Vancouver, British Columbia. He is a former Assistant Deputy Minister in Consumer and Corporate Affairs Canada and, as such, was indirectly involved in programs relating to consumer protection, competition law and patent and trademark law. Mr. Howard has participated as author or consultant in the publication of several major policy studies relating to the regulation of corporations and securities markets, and was a co-draftsman of federal bills or proposed bills relating to these subjects. He holds degrees in

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ROBERT D. PAVEY is a general partner and founder of the Cleveland firm of Morgenthaler Ventures, wherein he specializes in the analysis of investment opportunities, the making of investment commitments and the participation in portfolio companies as an active investor. He is a former President and Chairman of the National Venture Capital Association, and he is a current member of the Executive Committee of the Board of Directors of the American Council for Capital Formation. Mr. Pavey is a frequent speaker on the subject of venture capital. He holds degrees from the College of William and Mary (B.S., Phi Beta Kappa), Columbia University (M.S.) and Harvard Business School (M.B.A., with high distinction).

SIMON V. POTTER is a partner in the Montreal law firm of Ogilvy Renault. He is the only person to have served on both a Chapter 18 FTA panel and a Chapter 19 FTA panel. Mr. Potter specializes in the area of international trade and competition law, as well as Canadian constitutional law. He is the immediate past President of the Québec Branch of the Canadian Bar Association. Mr. Potter is a graduate of Dartmouth College and of McGill University.

JOEL ROGERS is a professor of law, political science and sociology at the University of Wisconsin-Madison. He holds degrees from Yale College (B.A. 1972), Yale Law School (J.D. 1976) and Princeton University (Ph.D., Political Science, 1984). Mr. Rogers co-directs the Center on Wisconsin Strategy ("COWS"), a research center at the University of Wisconsin that has been active in industrial policy debates in that state. He also serves as a consultant to the Labor and Human Resources Committee of the U.S. Senate, and has recently completed service as a member of the Training Sub-Council of the Competitiveness Policy Council. Mr. Rogers has published in the areas

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HOWARD F. ROSEN, who is Executive Director of the Competitiveness Policy Council, is affiliated with the Institute for International Economics in Washington, D.C. He has served as an international economist with the Bureau of International Labor Affairs of the U.S. Department of Labor and also as a consultant to the United Nations Conference on Trade and Development, The Business Roundtable, Inter-American Bank and Data Resources, Inc. He has published extensively in the field of economics and trade policy, and has testified before Congressional committees on the impact of international trade on U.S. employment. Mr. Rosen holds degrees in economics from George Washington University (B.A. 1979, M.A. 1984), and is working toward his Ph.D. in public policy from the University of Maryland.

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HANS SMIT is the Stanley H. Fuld Professor of Law and Director, Parker School of Foreign and Comparative Law at Columbia University Law School. He has served since 1968 as the Director of the Project on European Legal Institutions, and has previously served as a member to the U.S. Delegation to the U.N. Conference on Prescription in International Sales, an advisor to the U.S. delegation to UNICITRAL, a consultant to the Judicial Conference of the State of New York, and Reporter, U.S. Commission on International Judicial Procedure. A Fulbright Scholar, Professor Smit holds degrees from the University of Amsterdam (LL.B. 1946, highest honors; J.D. 1949, highest honors), Columbia University (A.M. 1953; LL.B. 1958, first in class) and the University of Paris I (J.S.D., Honoris Causa, 1991). He has lectured and published extensively in the areas of foreign, comparative and international law.

STUART L. SMITH was founder and President of RockCliffe Research and Technology Inc. in Ottawa, Ontario, a company designed to produce commercial benefits from Canadian scientific research. In 1975, he was elected to the Ontario Legislature and won the leadership of the Ontario Liberal Party in 1976. In 1977, he became Leader of the Opposition at Queen's Park, in which position he was a frequent spokesman for the environment as well as an advocate of research-based industrial policies. Dr. Smith is a former Chairman of the Science Council of Canada and graduated in medicine from McGill University, where he won first prize in Medicine and Pathology. He is the author of *Technology and Work in Canada's Future*, and has been honored for his public service by awards from numerous groups.

J. LAURENT THIBAUT is Co-Chair of the Canadian Labour Force Development Board in Ottawa, Ontario. Prior to assuming his present position, he was President of the Canadian Manufacturers' Association from 1985 to 1991. Mr. Thibault holds degrees from Laurentian University (B.A., Economics, 1966) and the University of Toronto (M.A., Economics, 1968), and is a member of the Board of the Canadian Foundation for Economic Education and the National Advisory Panel of the Canadian Advanced Industrial Materials Forum and of the Board of Governors of McMaster University.

RICHARD K. THOMAS has been *Newsweek's* Chief Economic Correspondent since 1970, researching and writing in-depth analytical cover stories on economic issues. A frequent television and conference guest, he discusses topics that he has examined for *Newsweek*, including Ross Perot's economic agenda, Clark Clifford and BCCI, Japanese trade policies and President Clinton's new budget and economic plan. Mr. Thomas co-wrote "Is the Party Over?," the first in a three-week series of Wall Street Cover stories following the 1987 stock market crash. That story was instrumental in earning *Newsweek* the National Headliner Club's **First Prize Award for Outstanding Coverage of a Major News Event** for its coverage of the crash. Mr. Thomas has shared in a half-dozen journalistic awards, including two Loeb Awards for cover stories on the military industrial complex and the dollar, since joining *Newsweek* in 1962 as an Associate Editor. He has also authored articles for numerous other publications, including *The International Economy* and the CATO Institute. Mr. Thomas received his B.A. in English from the University of Michigan and has also studied at the University of Frankfurt/Main in Germany.

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DEBORAH L. WINCE-SMITH was Assistant Secretary of Commerce for Technology Policy, where she served as the principal officer in the Commerce Department for developing, coordinating and advocating policies to increase the role of technology in enhancing the competitiveness of the U.S. Prior to that, Mrs. Wince-Smith was Assistant Director for International Affairs and Global Competitiveness in the White House Office of Science and Technology Policy. As a National Science Foundation Program manager from 1976 to 1984, she was responsible for managing bilateral research activities between U.S. scientists and engineers and their counterparts in Eastern Europe. She is currently with the Council on Competitiveness in Washington, D.C. Mrs. Wince-Smith graduated Magna Cum Laude and Phi Beta Kappa from Vassar College (1972) and received her Master's Degree from Cambridge University (1974).

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