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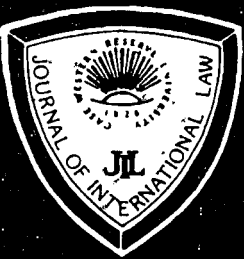
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CASE WESTERN RESERVE JOURNAL OF INTERNATIONAL LAW

SPECIAL INTRODUCTION

REFLECTIONS: BEYOND COMPLIANCE THEORY—
TRIPS AS A SUBSTANTIVE ISSUE

Peter M. Gerhart

ARTICLES

COMPLIANCE AND EFFECTIVENESS IN INTERNATIONAL,
REGULATORY COOPERATION

Kal Raustiala

THE TRIPS AGREEMENT COMES OF AGE:
CONFLICT OR COOPERATION WITH THE
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INTELLECTUAL PROPERTY RIGHTS AND
ECONOMIC DEVELOPMENT

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SPECIAL LECTURE

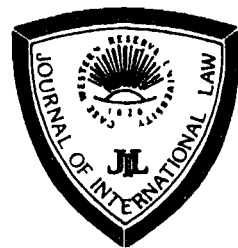
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INTERNATIONAL INTELLECTUAL PROPERTY
LITIGATION IN THE NEXT MILLENNIUM

The Hon. Mr. Justice Jacob

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**Case Western Reserve
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Volume 32, No. 3
Summer 2000



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FORWARD

In this symposium we have sought to unite emerging international compliance theory with international intellectual property rights practices. We have brought experts from diverse communities together to address the theoretical and practical dimensions of compliance with international intellectual property law.

The 1999-2000 academic year was the ideal time to propose such a union. The symposium sought to capitalize on the confluence of three events: the start of the World Trade Organization's Millennium Round of trade negotiations, the deadline for developing countries to comply with TRIPS, and the energetic use of the WTO dispute resolution which is helping to define the TRIPS.

The symposium consisted of a discontinuous series of lectures from which four outstanding papers have been published in this volume. From the community of compliance scholars we invited Professor Kal Raustiala. In the article, *Compliance & Effectiveness in International Regulatory Cooperation*, he provides a unique synthesis of compliance theory and shares with us comparative theory and practice from an environmental compliance perspective.

From the community of intellectual property scholars we were honored to have Professor Jerome H. Reichman. In his article, *The TRIPS Agreement Comes of Age: Conflicts or Cooperation with the Developing Countries*, Professor Reichman frames the international intellectual property issues and asks whether we can further TRIPS compliance by enforcing the standards through the WTO dispute resolution mechanism or by further negotiation.

From the economics community we sought enlightenment from Professor Keith Maskus. In his article, *Intellectual Property Rights and Economic Development*, Professor Maskus provides a comprehensive survey on the relationship between intellectual property and growth and assesses the benefits of intellectual property compliance for developing countries.

From our own community we relied on the guidance and scholarship of Professor Peter M. Gerhart. In his retrospective commentary, *Reflections: Beyond Compliance Theory – TRIPS as a Substantive Issue*, he synthesizes the earlier lectures and takes us farther in reaching our goal of

integrating the study of intellectual property law with the larger international law issue of why countries comply with international law.

It is our hope that the publication of this volume is only the beginning of a dialogue between the communities represented here and others. The Journal will help to facilitate this continuing discussion in several ways. Next fall we plan to round out the discussion by sponsoring more lectures. In the spring we plan to publish these lectures, the comments on this volume, and a student note.

Finally, we hope our website will serve as a virtual meeting place where you are invited to read the articles, the commentaries, and to submit your own comments for possible entry on the website or publication. Our address is <http://lawwww.cwru.edu/academic/jil/32-3/>.

Erin L. Connor
Topic Development and Solicitations Editor

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