Objectives

• Access publishers’ websites

• Identify general features available on most publishers’ websites

• Learn how to use these features to find and utilize articles, keep up with current literature, and aid in further research
Accessing Publishers’ Websites
Click on the “Publisher” tab to view a list of publishers. Note the “You have full access to:” list.
Click on and open Oxford University Press.
The “Accessible Content” display retrieves a list of GOALI available journals published by Oxford University Press. Scroll down to view the entire list and click on a title.
The “All Items” display also retrieves the list of journals published by Oxford University Press. In some cases, the publisher may not grant access to a country and this will be noted with the icon.
EDITORS’ NOTE

Editors’ Note  
Helge Dedek; Franz Werro


Retrospective: Jerome A. Cohen Remembers

Law And China’s “Open Policy”: A Foreigner Present at the Creation  
Jerome A Cohen

Publishers’ Websites Vary

All publishers’ websites are slightly different and can even vary by journal within a publisher’s site:

• Identical features might be accessed differently or will be in other places

• Journal coverage (PDF and / or HTML full-text) from 1997 onwards, generally

• Not all publishers offer the same features (for example, some have table of contents alerting, some do not)
Navigating Publishers’ Websites

As with other electronic resources:

• Changes to the website may occur

• Technical difficulties occasionally arise

• Do not enter your GOALI login information again on the publisher’s website

If you have any ongoing trouble with GOALI’s connection to websites, e-mail goali@ilo.org (describe the problem and include an image of the screen).
Elements of Publishers’ Websites

Usually at least four or five levels to publishers’ websites

• Overarching homepage for the publisher

• Main publications page or specific product pages (e-journals, e-books, print publications, etc.)

• Journal or List of Issues level page

• Table of Contents level page for a particular issue

• Article level page
Special services such as RSS feeds and email alerts are sometimes offered.
Elements of Journal or List of Issues Page

- List of issues
- Click on one you would like to view
- Access is offered in many forms, depending on journal
Here, the Journal or List of Issues Page is also the Table of Contents Page.

Users can choose between viewing the extract, full text HTML, or full text PDF (must click on “View article” to see the hyperlink to the PDF file).
I. EXTRATERRITORIALITY (OR NON) OF FEDERAL STATUTES

A. Civil RICO and RJR Nabisco

In RJR Nabisco, Inc. v. European Community, the Supreme Court set aside the presumption against extraterritoriality to the farthest extreme by requiring courts to apply the presumption separately for each section of a statute. This case involved two sections of the Racketeer Influenced and Corrupt Organizations Act (RICO), sections 1962 and 1964(c). Section 1962 makes it a crime to engage, participate in, or profit from, certain racketeering activities affecting interstate or foreign commerce, while section 1964(c) provides a private action to persons injured by the violation of section 1962. Section 1962 clearly applies extraterritorially because it encompasses certain predicate crimes committed outside the United States, such as money laundering and providing material support to foreign terrorist organizations. One would assume that, since 1962 applies extraterritorially, so would section 1964(c).

This assumption would have been entirely plausible, if not inevitable, until the Court decided otherwise in RJR Nabisco.

The plaintiffs were the European Community (as the EU then was) and twenty-six of its member states. They sued RJR Nabisco, a U.S.-based tobacco manufacturer, alleging that the defendant engaged in racketeering activities prohibited by section 1962 and for damages for its losses under section 1964(c). In a four to three opinion authored by Justice Alito, the Court agreed that, "based on RICO's text and context," the prohibitions of section 1962 applied extraterritorially. However, the Court continued, just because "Congress intended the[s]e prohibitions . . . to apply extraterritorially" does not mean that that same Congress also intended the civil remedies of section 1964(c) to apply extraterritorially. Instead, the Court posited that one must separately apply the presumption against extraterritoriality to section 1964(c). The Court undertook such a separate examination and found that...
cases that meet these parameters, the Survey focuses on those cases that may contribute something new to the development or understanding of conflicts law—and, particularly, choice of law.

The total number of conflicts cases decided in 2016 and posted on Westlaw by January 31, 2017, was 5,324. Table 1, below, breaks them down into categories. More than seventy percent of these cases have been decided by federal district courts and are not covered by this Survey.

Table 1.

<table>
<thead>
<tr>
<th>Conflicts Cases, 2016.</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>U.S. Supreme Court</td>
<td>10</td>
</tr>
<tr>
<td>Federal Courts of Appeals</td>
<td>516</td>
</tr>
<tr>
<td>State supreme and intermediate courts</td>
<td>989</td>
</tr>
<tr>
<td>Federal district and other federal lower courts</td>
<td>3,809</td>
</tr>
<tr>
<td>All cases</td>
<td>5,324</td>
</tr>
</tbody>
</table>

Appellate cases covered: 1,515

The following are some of the cases discussed in this year's Survey:

- Three U.S. Supreme Court decisions, one holding that the civil part of RICO does not apply to foreign injuries, another forging a hybrid compromise in the ongoing sovereign immunity disputes between California and Nevada, and another reminding the Alabama Supreme Court of its elementary obligation to give full faith and credit to sister-state judgments;

- Five important Second Circuit decisions reaching the following results:

Click on “View Large” to open the image of Table 1 in a new tab.
Uses of Website Features

- Email alerts for new tables of contents in your subject area and when new articles matching keywords or author names appear
- Advance publication articles and supplementary information to print journal
- Saved searches
- Ability to email articles to others
- Can get article submission information or submit articles online
Uses of Website Features (continued)

• Can get full-text of some references

• Ability to mark articles for later download or export to bibliographic reference manager

• Search across all publications

• Registration for personalized services required for some features
Review the works cited in the references or notes section of the article. The full text of some works may be available through GOALI or through open access on the Internet.
Emailing Articles in Brill

To email an article, click on the envelope icon.
Emailing Articles in Brill

Input:
1. The recipient’s email address
2. Your email address
3. The subject
4. Place a checkmark in the box to indicate you are not a robot

Finally, click send.
Basic Search in Brill

Conduct a key word search of this journal, all content, e-books & chapters, or journals and articles.
Advanced Search in Brill

Search by title, author, ISSN, publication type, and more!
Personalized Services

Often, registration is required to:

• Receive email table of contents alerts
• Save searches and results for later use
• Re-run searches and email results automatically
• Link to your favorite journals and articles
To access your personalized services after registration, input your username and password here.

To register, click here.
As you register, read carefully and follow the instructions on the page.
Summary

• Find publishers within GOALI by navigating to the Publisher tab.

• Many Publishers’ websites have a standard set of features that includes downloading articles as PDF files, sharing articles by email, and receiving publication alerts.

• Registration with a publisher’s website or journal may be used to find or utilize articles, keep up with current literature, and aid in further research.
Exercises

This is the end of the GOALI Basic Course Summons Module. Please complete the exercises for this module.

• If you have ongoing trouble with GOALI, email goali@ilo.org

• For additional information, see www.ilo.org/goali

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