Journal of International Business and Law

Volume 18 | Issue 2

Article 2

3-1-2019

Front Matter

Follow this and additional works at: https://scholarlycommons.law.hofstra.edu/jibl



Part of the Law Commons

Recommended Citation

(2019) "Front Matter," Journal of International Business and Law: Vol. 18: Iss. 2, Article 2. Available at: https://scholarlycommons.law.hofstra.edu/jibl/vol18/iss2/2

This Front Matter is brought to you for free and open access by Scholarship @ Hofstra Law. It has been accepted for inclusion in Journal of International Business and Law by an authorized editor of Scholarship @ Hofstra Law. For more information, please contact lawscholarlycommons@hofstra.edu.

Journal of International Business & Law

VOLUME 18, NUMBER 2 2019

HEMPSTEAD, NEW YORK 11549

Journal of International	l Business and Law.	Vol. 18, Iss. 2	[2019], Art. 2

Student editors and staff of the Journal are from the Hofstra University Maurice A. Deane School of Law and the Frank G. Zarb School of Business. The opinions or conclusions expressed herein are those of the authors and are not necessarily those of the Journal, its members, or the Hofstra University Maurice A. Deane School of Law or the Frank G. Zarb School of Business.

© Copyright 2019 by the Journal of International Business and Law, a joint publication of the Hofstra University Maurice A. Deane School of Law and the Frank G. Zarb School of Business. All rights reserved.

et al.: Front Matter

JOURNAL OF INTERNATIONAL BUSINESS AND LAW

ESTABLISHED 1999

A PUBLICATION OF THE HOFSTRA UNIVERSITY FRANK G. ZARB SCHOOL OF BUSINESS AND THE STUDENTS OF THE MAURICE A. DEANE SCHOOL OF LAW AT HOFSTRA UNIVERSITY 2018-2019

EDITOR-IN-CHIEF Kimberly E. Wilkens

MANAGING EDITOR OF STAFF Bari Rose Lebowitz

MANAGING ARTICLES EDITOR Lauren A. Heather

SENIOR RESEARCH EDITOR

Kevin Gebhart

ALUMNI RELATIONS EDITOR SOLICITATIONS EDITOR Misaury Jaquez

NOTES & COMMENTS EDITORS

Brittany Bourne Jaclyn Kaplan Bhanuka Mahabamunuge Kaitlin Silletti

Steven Tanen

ARTICLES EDITORS Stella Chen Shannon E. Fillmore Priyanka Virmani Nam Youn Kim

BUSINESS & WEB DEVELOPMENT EDITOR Robert Veintimilla

STAFF

Jonathan B. Bailey Mary Benton Jarret T. Bodo Kyriaki Christodoulou Megan Carnes

Zachary Foreman

Erin F. Hall Matthew Harrison Griffin Heil Richard Hermer-Fried James R. Karins Jessica N. Levy

Jessica Matthews Gianna N. McArthur Jack Meara Fatima Mustafa Samantha Perlowitz Shaun Weber

Journal of International Business & Law Editorial Review Board for the Proposed Double Blind Reviewed Business Section of the Journal

Faculty Editor and Advisor

Boonghee Yoo, Ph.D.
Professor of Marketing and International Business
Frank G. Zarb School of Business
Hofstra University
Hempstead, NY 11549-1340
Bonghee.yoo@hofstra.edu

Business Division Student Editors Editor-in-Chief Zack Shapiro

Associate Editor Danni Li

et al.: Front Matter

FACULTY EDITOR AND ADVISOR'S PREFACE

This is the Second Issue of Volume XVIII of the *Journal of International Business and Law (JIBL)*, a joint publication by the students of the Law School and the Zarb School of Business of Hofstra University and I am serving as the second faculty editor and advisor of the *Journal* succeeding Dr. James P. Neelankavil, founder and first faculty editor and advisor, former Robert E. Brockway Distinguished Professor and currently Professor Emeritus of Marketing and International Business who retired in December 2015.

As the faculty editor and advisor, I have been eager to keep and nurture the *Journal's* excellent traditions, which include the planned peer-reviewed article evaluation process, the interdisciplinary nature, the focus on international business and law, and publishing academic articles written by students, faculty, and professionals.

Volume XVIII Number II contains legal and business articles, notes and student works. The topics are all relevant and timely in the field of international business and law, examining a variety of subjects.

I would like to express my sincere gratitude and appreciation to Kimberly Wilkens and Zack Shapiro, editors-in-chief in the law and business sections, respectively, and all the editorial board members for their excellent services in making this issue an important vehicle for interdisciplinary research.

I welcome manuscripts all the year round and please submit your manuscript to:

Boonghee Yoo, Ph.D.
Faculty Editor and Advisor
Professor of Marketing and International Business
Frank G. Zarb School of Business
Hofstra University
Hempstead, NY 11549-1340
Or thru email to boonghee.yoo@hofstra.edu.

Manuscripts sent to the Journal of International Business and Law should:

- Be original
- Be academic in nature
- Not have already been published or accepted for publication elsewhere.

I hope you find Volume XVIII Number II of *JIBL* to be useful. I encourage and seek your active participation and patronage in this endeavor.

Boonghee Yoo, Ph.D. Faculty Editor and Advisor, JIBL Professor of Marketing and International Business

EDITOR'S PREFACE

With great pride, we present the second issue of Volume 18. As a joint publication between Hofstra University's Maurice A. Deane School of Law and the Frank G. Zarb School of Business, we at the *Journal of International Business and Law* for the past twenty years continue to provide a current analysis of the most pressing legal issues through the integration of business, law, and technology.

This issue includes timely topics pertaining to various legal and business concerns across the globe. In particular, concerns of Foreign Direct Investments in China; the evolution of commodities/futures markets with the emergence of electronic, platform-based trading; Argentina's New Leniency program; Foreign-Exchange interventions; and, mediation techniques in China.

This issue also includes works from our talented staff editors. One note analyzes the cryptocurrency, Blockchain, and its impact on current and future real estate markets. Another, delves into the Kessler Syndrome and the pressing concerns of debris removal in our satellite system. And a third, focuses on the United States' Securities and Exchange Commission's approval process regarding Exchange Traded Funds.

I would like to extend gratitude to our faculty advisor for the Law Division, Professor Julian Ku, and our faculty advisor for the Business Division, Professor Boonghee Yoo. Our journal is privileged to be guided by such talent. Additionally, I must express deep appreciation for the staff of the *Journal of International Business and Law*. I would like to specifically thank the Journal's Managing Board: Bari Rose Lebowitz, Lauren A. Heather, and Kevin Gebhart. Lastly, I would like to celebrate the entire Class of 2019 and wish them great success in their future endeavors. Personally, I would like to thank my family, the many mentors I acquired throughout law school, and the life-long friends I made along the way. I wish Volume 19, as well as all future volumes, great success – it has been an honor to serve as your Editor-in-Chief.

It is my highest hope that you enjoy the second issue of Volume XVIII of the Journal of International Business and Law.

Kimberly E. Wilkens Editor-in-Chief Journal of International Business and Law, Volume XVIII Spring 2019

Volume 18, Number 2

Spring 2019

JOURNAL OF INTERNATIONAL BUSINESS AND LAW

ESTABLISHED 1999

A PUBLICATION OF THE HOFSTRA UNIVERSITY FRANK G. ZARB SCHOOL
OF BUSINESS AND THE STUDENTS OF THE
MAURICE A. DEANE SCHOOL OF LAW AT
HOFSTRA UNIVERSITY
2018-2019

LEGAL AND BUSINESS ARTICLES

Factors Affecting Foreign Direct Investment (FDI)
from China to U.S.?
The Commodities Exchange Act and the Presumption Against Extraterritoriality: An
Examination of Transnational, Platform-Based Electronic Trading Under Second
Circuit PrecedentDavid E. Kovel & Andrew McNeela
Comments on Argentina's New Leniency ProgramFelix E. Mezzanotte
Going Unconventional in Foreign-Exchange Interventions Marcelo M. Prates
Responding to the ISDS Legitimacy Crisis by Way of Mediation:
Implications from CEPA's Dispute Resolution MechanismShu Shang
NOTES AND STUDENT WORKS
Blockchain's Impact on Real Estate and the FutureGriffin P. Heil
Kessler Syndrome: A United States' Statutory Solution for Satellite Debris Removal
and the Mitigation of Orbital Collisions
Regulation Over Refusal: How Bitcoin Backed ETFs
Can Usher the SEC into the Modern EraShaun T. Weber
VISITING SCHOLARS LECTURE
Are Trade Wars "Easy to Win" or Even Worth Having? A Debate on the
Trump Administration's Trade Policy
A PUBLICATION OF THE MAURICE A. DEANE SCHOOL OF LAW AT
HOFSTRA UNIVERSITY AND THE HOFSTRA UNIVERSITY FRANK G.
ZARB SCHOOL OF BUSINESS

Journal of International Business and Law, Vol. 18, Iss. 2 [2019], Art. 2