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JOURNAL OF INTERNATIONAL BUSINESS AND LAW
ESTABLISHED 1999
A PUBLICATION OF THE STUDENTS OF THE
MAURICE A. DEANE SCHOOL OF LAW AT HOFSTRA UNIVERSITY
2021-2022

LEGAL ARTICLES

Borrowings and Boomerangs: A Comparative Law Perspective on
Resonance in Transnational Anti-Corruption Law Enforcement *Fred Einbinder*

Nestlé v. Dow and the Humanitarian Slavery Crisis
in the Cocoa Industry *Christopher Cartier*

BOOK REVIEW

How did Amazon Reach its Prime? *Mary Serene Carino*

NOTES AND STUDENT WORKS

The Complexities of International Cybercrime and Security:
Updating Laws for a New Digital Age *Jesslyn Bracco*

“Heavy is the Crown”: King Amazon May Tighten Their Rules for
Third-Party Sellers. How can Amazon Remain the Most
Attractive Marketplace for Roll-up Companies, Amidst a Sea
of International Marketplace? *Owen Daly*

The World’s Big Threat That is Not Being Taken Seriously: Ecocide
and the Inadequacies of International Environmental Law *Kelsey Ferris*

A PUBLICATION OF THE MAURICE A. DEANE SCHOOL OF LAW AT
HOFSTRA UNIVERSITY

EDITOR'S PREFACE

“[T]he great thing in this world is not so much where we stand, as in what direction we are moving.” – Oliver Wendell Holmes. The world is constantly evolving, as such societies adjust to adapt to these new situations. The law cannot be stagnant, instead it must move in new directions to meet the varying challenges. We, at the *Journal of International Business & Law*, strive to recognize and solve important legal problems by exploring the nexus between business, international policy, and law.

This issue features two articles from distinguished authors, as well as several student-written works and a book review. The first article, by author Fred Einbinder, illustrates the interplay of national, international, and comparative law in the creation of transnational corruption law. The work further elaborates on how the result of this international resonance is affected by how well foreign legal concepts can be integrated into domestic systems, and the possibility of a “boomerang effect” if failure occurs in grafting the legal ideas. The second article in this issue, by author Christopher Cartier, seeks to raise awareness of the humanitarian slavery crisis currently prevalent throughout the cocoa industry and the need for legislation to alleviate child slave labor.

In addition, this issue includes a book review and three student-written works by four of our staff members. The book review, by Mary Serene Carino, critiques *Amazon Unbound* by author Brad Stone. This review explores Amazon’s services and the legal hurdles it faces to answer the question: Is the world better off with Amazon in it? The first work, by Jesslyn Bracco, addresses the difficulties and implications of implementing universal cyber crime laws. The second work, by Owen Daly, discusses Amazon’s increasing liability problems due to defective third-party products sold through the marketplace. It recommends the U.S. enact a Roll-Up-specific product liability statute to keep Amazon attractive for Roll-up companies regardless of emerging competing international marketplaces or actions by Amazon to tighten rules for third-party sellers. The third work, by Kelsey Ferris, examines the United Nations’ current policies regulating climate catastrophes. The work proposes the creation of a criminal law for governing environmental harms to provide an enforcement mechanism to strengthen environmental protections.

Finally, I would like to thank our faculty advisor, Professor Julian Ku, the journal staff members, our prestigious article authors, and the journal’s managing board. It has been a pleasure getting to work with each and every one of you. Additionally, I would like to thank my family for their overwhelming love and support.

We sincerely hope you enjoy the second issue of Volume XXI of the *Journal of International Business & Law*. We invite you to view our website at <https://www.hofstrajibl.org/>, where you can view previous issues of the journal.

Carlee Litt
Editor-in-Chief
Journal of International Business & Law, Volume XXI
Spring 2022

FACULTY ADVISOR'S PREFACE

This is the Second Issue of Volume 21 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. I am honored to serve as a faculty advisor to the *Journal* along with my colleague in the Zarb School of Business Professor Songpol Kulviwat.

As a faculty advisor, my task has been to support the student members of the *Journal* in their ongoing work to maintain this publication's traditions, which include a focus on interdisciplinary scholarship, a focus on both international business and law, and the publication of academic articles written by students, faculty, and professionals.

Volume 21 Number II contains articles on law, business, and related research. It includes work by scholars, practitioners, and students. 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 Carlee Litt, Editor-in-Chief and to all of the editorial board members for their invaluable work in making this issue a meaningful contribution to interdisciplinary research in the areas of international business and law.

We welcome manuscripts all year round. Please submit your manuscript to:

Julian Ku
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Maurice A. Deane School of Law at Hofstra University
Hempstead, NY 11549-1340
Or thru email to eic.jibl@gmail.com

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

- Original
- Academic in nature
- Not have already been published or accepted for publication elsewhere.

I hope you find this issue of *JIBL* to be interesting and engaging. I encourage and seek your active participation and patronage in this endeavor.

Julian Ku
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Hempstead, NY 11549-1340
May 2022

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