et al.: Frontmatter SPRING 1990

NUMBER 2

SYRACUSE JOURNAL OF INTERNATIONAL LAW AND COMMERCE

SYRACUSE UNIVERSITY COLLEGE OF LAW

ARTICLE

Closing the Loopholes: 1988 Trade Act Amendments to the Antidumping and Gountervailing Duty Laws

NOTES

The Pathology of Insider Trading and Japan's Amended Securities Exchange Law

Soviet Straitjacket Psychiatry: New Legislation to End the Psychiatric Reign of Terror in the U.S.S.R.

CASE COMMENT

The Need for Extraterritorial Jurisdiction in the Application of Title VII of the Givil Rights Act of 1964: *Boureslan v. Aramco* Alan F. Holmer Judith H. Bello Patricia A. Zinski Syracuse Journal of International Law and Commerce, Vol. 16, No. 2 [1990], Art. 1

EDITORIAL BOARD OF ADVISORS

YORAM DINSTEIN Tel Aviv, Israel

NORTHCUTT ELY Washington, D.C.

VICTOR C. FOLSOM Green Valley, Arizona

MICHAEL W. GORDON Gainesville, Florida

GÜNTHER JAENICKE Heidelberg, Federal Republic of Germany

MANFRED LACHS The Hague, the Netherlands

Howard S. LEVIE Newport, Rhode Island

RICHARD B. LILLICH Charlottesville, Virginia MYRES S. McDougal New Haven, Connecticut

EDWARD MCWHINNEY Burnaby, British Columbia, Canada

CECIL J. OLMSTEAD New York, New York

NATALINO RONZITTI Pisa, Italy

SHABTAI ROSENNE Jerusalem, Israel

DAVID M. SASSOON Washington, D.C.

Ivan Shearer Kensington, N.S.W., Australia

RICHARD YOUNG Van Hornesville, New York VOLUME 16

SPRING 1990

NUMBER 2

SYRACUSE JOURNAL OF INTERNATIONAL LAW AND COMMERCE

SYRACUSE UNIVERSITY COLLEGE OF LAW

CONTENTS

ARTICLE

NOTES

Closing the Loopholes: 1988 Trade Act Amendments to the Antidumping and Countervailing Duty Laws

Alan F. Holmer 207 Judith H. Bello Patricia A. Zinski

The Pathology of Insider Trading and Japan's Amended Securities Exchange Law	235
Soviet Straitjacket Psychiatry: New Legislation to End the Psychiatric Reign of Terror in the U.S.S.R.	271
CASE COMMENT	
The Need for Extraterritorial Jurisdiction in the Application of Title VII of the Civil Rights Act of 1964: Boureslan v. Aramco	293

3



Cite as: 16 Syracuse J. Int'l L. & Com.

ISSN 0093-0709

The Syracuse Journal of International Law and Commerce is published twice a year at the Syracuse University College of Law, Syracuse University, Syracuse, New York 13244-1030 U.S.A. [telephone: (315) 443-2056.] Manuscripts prepared by scholars and practitioners in the field of public and private international law are welcomed. Manuscripts submitted for publication should be addressed to the attention of the Managing Editor and will not be returned unless accompanied by a stamped, self-addressed envelope. All manuscripts should be typed and triple-spaced. Citations should conform to the U.S. Government Printing Office Style Manual and A Uniform System of Citation (14th ed.) published by the Harvard Law Review Association.

Subscriptions are accepted for the entire volume only and are payable in advance. Subscription rates are domestic orders US \$20.00 and foreign orders \$26.00. Subscriptions are renewed automatically unless timely notice of termination is received. All notifications of change of address should list both new and old addresses including zip codes.

Back issues must be ordered directly from Fred B. Rothman & Co., 10368 West Centennial Road, Littleton, Colorado, 80123 U.S.A. at US \$12.50 per issue for domestic orders and US \$13.50 per issue for foreign orders.

The opinions expressed herein are those of the respective authors and do not necessarily reflect the opinions of the Board of Editors or of Syracuse University College of Law.

Member of National Conference of Law Reviews Member of National Conference of International Law Journals

The Syracuse Journal of International Law and Commerce is indexed in the Index to Legal Periodicals, Current Law, and Legal Resources Index.

Copyright © 1990 Syracuse Journal of International Law and Commerce.

et al.: Frontmatter

SYRACUSE JOURNAL OF INTERNATIONAL LAW AND COMMERCE

SYRACUSE UNIVERSITY COLLEGE OF LAW

1989-1990 EDITORIAL BOARD

Editor-in-Chief John F. Imhof, Jr.

Managing Editor Jessica H. Kish

Senior Financial Editor Douglas J. Mahr Senior Notes & Comments Editor Dina Goldstein Lead Articles Editor Patrick A. Klingman

Senior Executive Editor Lorri Thompson Production Editor Therese E. Yanan

Executive Editors

Eric Blyth Helen Galus Genvieve Gioio Evan Tanenbaum

Notes & Comments Editors

Perry E. Beitchman Pete Benenati Dennis R. Callahan Francis J. Casullo Scott B. Goldie LeAnn M. Johnson ors Bob Leitz Jerry D. Leonard Mark Phillips

Howard Seigel Nancy R. Weisberg

STAFF

Amy E. Bisson Eric Brown Daniel F. Callahan Adam S. Chmara Lisa M. Fitzgerald Adam Garth Kerry L. Holland Thomas J. Kennedy Elizabeth J. Koumas Paul Leboffe Peter C. Lucas William C. Nystrom Armando E. Rosal Neil J. Weidner

Faculty Advisor L.F.E. Goldie

OFFICERS OF THE UNIVERSITY

Melvin A. Eggers, Chancellor and President

Michael O. Sawyer, Vice Chancellor and Executive Assistant to the Chancellor Gershon Vincow, Vice Chancellor for Academic Affairs Henry W. Peters, Vice Chancellor for University Relations

COLLEGE OF LAW ADMINISTRATION

Michael H. Hoeflich, Dean

Daan Braveman, Associate Dean

Richard P. Ingles, Assistant Dean for Development and Alumni Affairs

Patricia C. Norcott, Dean for Administrative Affairs

FACULTY

Donna E. Arzt, B.A., J.D., LL.M., Assistant Professor of Law

Robert H.A. Ashford, B.A., J.D., Professor of Law

William C. Banks, B.A., M.S., J.D., Professor of Law

Joseph A. Barrette, B.S., J.D., Associate Professor of Law

Peter A. Bell, B.A., J.D., Associate Professor of Law

Leslie Bender, B.A., J.D., LL.M., Associate Professor of Law

Jon E. Bishell, B.B.A., J.D., LL.M., Professor of Law

Daan Braveman, A.B., J.D., Associate Dean and Professor of Law

Barbara A. Burnett, B.A., J.D., Associate Professor of Law

Alejandro Daniel Carrio, LL.B., LL.M., Visiting Professor of Law

Christian C. Day, A.B., J.D., Professor of Law

Samuel J.M. Donnelly, A.B., LL.B., LL.M., Professor of Law

Richard A. Ellison, B.B.A., LL.B., Associate Professor of Law

Samuel M. Fetters, LL.B., LL.M., Professor of Law

Martin L. Fried, B.A., LL.B., LL.M., Professor of Law

Richard I. Goldsmith, A.B., LL.B., Professor of Law

Theodore M. Hagelin, B.S., J.D., LL.M., Professor of Law

Patricia Hassett, B.A., LL.B., LL.M., Professor of Law

Peter E. Herzog, A.B., LL.B., LL.M., Crandall Melvin Professor of Law

Michael H. Hoeflich, B.A., M.A., M.A., J.D., Dean and Professor of Law

Elijah Huling, Jr., B.A., J.D., Associate Professor of Law

Arlene Kanter, B.A., J.D., LL.M., Assistant Professor of Law and Director, Clinical Programs

Gary T. Kelder, B.A., J.D., LL.M., Professor of Law

Travis H.D. Lewin, B.A., LL.B., S.J.D., Professor of Law

Thomas J. Maroney, B.A., LL.B., Professor of Law

Robert J. Rabin, B.A., LL.B., LL.M., Professor of Law

Sarah H. Ramsey, B.A., M.A., J.D., LL.M., Professor of Law and Director, Center for Interdisciplinary Legal Studies

Wilhelmina Reuben-Cooke, B.A., J.D., Associate Professor of Law

Richard D. Schwartz, B.A., Ph.D., Ernest I. White Professor of Law

Roderick Surratt, B.A., J.D., Associate Professor of Law

Steven Wechsler, B.S., M.B.A., J.D., Professor of Law

James K. Weeks, A.B., J.D., LL.M., Professor of Law

William M. Wiecek, B.A., LL.B., Ph.D., Chester Adgate Congdon Professor of Public Law and Legislation

FACULTY EMERITI

Robert M. Anderson, A.B., J.D., Chester Adgate Congdon Professor of Public Law and Legislation Emeritus

L. Frederick E. Goldie, LL.B., LL.B., LL.M., Professor of Law Emeritus and Director, International Legal Studies Program

Robert F. Koretz, A,B., LL.B., LL.M., Professor of Law Emeritus