

---

## TABLE OF CASES

---

### 1. PERMANENT COURT OF INTERNATIONAL JUSTICE

- Certain German Interests in Polish Upper Silesia (*Germany v. Poland*)  
Judgment, 1926 PCIJ (Ser. A) No. 7; 325  
Jurisdiction, 1925 PCIJ (Ser. A) No. 6; 44n
- Electricity Company of Sofia and Bulgaria (*Belgium v. Bulgaria*)  
Interim Measures of Protection, Order of 5 December 1939, 1939 PCIJ (Ser. A/B) No. 79; 346, 481
- Factory at Chorzów (Claim for Indemnity) (*Germany v. Polish Republic*)  
Merits, Judgment, 1928 PCIJ (Ser. A) No. 17, at 29; 317, 476n  
Jurisdiction, Judgment, 1927 PCIJ (Ser. A) No. 9; 324
- Free Zones of Upper Savoy and the District of Gex (*France v. Switzerland*)  
Judgment, 1932 PCIJ (Ser. A/B) No. 46; 324
- Jurisdiction of the Courts of Danzig (Pecuniary Claims of Danzig Railway Officials)  
Advisory Opinion, 1928 PCIJ (Ser. B) No. 15; 324
- Legal Status of Eastern Greenland (*Norway v. Denmark*)  
Judgment, 1933 PCIJ (Ser. A/B) No. 53; 242, 325  
Provisional Measures, 1932 PCIJ (Ser. A/B) No. 48; 350-351
- Mavrommatis Palestine Concessions (*Greece v. United Kingdom*)  
Judgment, 1924 PCIJ (Ser. A) No. 2; 44n, 325
- Sino-Belgian Treaty (*Belgium v. China*)  
Judgment, 1927 PCIJ (Ser. A) No. 8; 350, 352, 479, 481
- Treaty of Lausanne  
Advisory Opinion, 1925 PCIJ (Ser. B) No. 12; 324

### 2. INTERNATIONAL COURT OF JUSTICE

- International Status of South West Africa  
Advisory Opinion of 11 July 1950, 1950 ICJ Rep. 133; 239, 325
- Aegean Sea Continental Shelf case (*Greece v. Turkey*)  
Interim Protection, Order of 11 September 1976, 1976 ICJ Rep. 12; 348  
Judge Elias, Separate Opinion; 323  
Judge Jiménez de Aréchaga, Separate Opinion; 357  
Jurisdiction, Judgment, 1978 ICJ Rep. 3, 233-235, 237, 311, 351, 352  
Judge Lachs, Dissenting Opinion; 237
- Ambatielos (*Greece v. United Kingdom*)  
Merits, Judgment of 19 May 1953, 1953 ICJ Rep. 10; 326  
Preliminary Objection, Judgment of 1 July 1952, 1952 ICJ Rep. 28; 44n, 326
- Anglo-Iranian Oil Co. (*United Kingdom v. Iran*)  
Preliminary Objection, Judgment of 22 July 1952, 1952 ICJ Rep. 114; 481  
Judge Carreiro, Dissenting Opinion; 51n  
Provisional Measures, Order, 1951 ICJ Rep. 89; 346, 481, 484
- Anglo-Norwegian Fisheries (*United Kingdom v. Norway*)  
Judgment of 18 December 1951, 1952 ICJ Rep. 116; 240, 325, 327

- Application for Review of Judgment No. 333 of the UN Administrative Tribunal  
Advisory Opinion of 27 May 1987, 1987 ICJ Rep. 74; 326
- Application of the Convention of 1902 Governing the Guardianship of Infants (Netherlands *v.* Sweden)  
Judgment of 28 November 1957, 1958 ICJ Rep. 55; 328
- Application of the Convention on the Prevention and Punishment of the Crime of Genocide (Bosnia-Herzegovina *v.* Yugoslavia (Serbia and Montenegro)); 114-115, 306-307  
Preliminary Objections, Judgment of 11 July 1996, 1996 ICJ Rep. (not yet published); 163-172, 322  
Judge Lauterpacht, Declaration; 171  
Judge Kreća, Dissenting Opinion; 168n, 171-172  
Judge Oda, Dissenting Opinion; 169n, 172  
Judge Parra-Aranguren; Separate Opinion; 168n  
Judge Shahabuddin, Separate Opinion; 168n  
Judge Shi, Declaration; 169n  
Judge Vereshchetin, Declaration; 169n  
Judge Weeramantry, Separate Opinion; 168n
- Order of 8 April 1993, 1993 ICJ Rep. 5; 114-115, 164n, 166n, 348, 353, 483, 486
- Order of 23 July 1996; 163
- Order of 13 September 1993, 1993 ICJ Rep. 325; 115, 116n, 483  
Judge Ajibola, Separate Opinion; 483  
Judge Weeramantry, Separate Opinion; 484
- Arbitral Award of 31 July 1989 (Guinea Bissau *v.* Senegal)  
Judgment of 12 November 1991, 1991 ICJ Rep. 53; 326
- Barcelona Traction, Light and Power Company, Limited (Belgium *v.* Spain)  
Preliminary Objections, Judgment of 24 July 1964  
Judge Tanaka, Separate Opinion, 1964 ICJ Rep. 65; 322  
Second Phase, Judgment of 5 February 1970, 1970 ICJ Rep. 3; 15
- Certain Expenses of the United Nations (Article 17, Paragraph 2, of the Charter)  
Advisory Opinion of 20 July 1962, 1962 ICJ Rep. 151; 533
- Certain Norwegian Loans (France *v.* Norway)  
Judgment of 6 July 1957  
Judge Lauterpacht, Separate Opinion, 1957 ICJ Rep. 34; 321
- Certain Phosphate Lands in Nauru (Nauru *v.* Australia)  
Preliminary Objections, Judgment of 26 June 1992, 1992 ICJ Rep. 240; 328
- Competence of the General Assembly for the Admission of a State to the United Nations  
Advisory Opinion of 3 March 1950  
Judge Alvarez, Dissenting Opinion, 1950 ICJ Rep. 12; 311, 323
- Continental Shelf (Libyan Arab Jamahiriya/Malta) (Application for Permission to Intervene)  
Judgment of 21 March 1984  
Judge Mbaye, Separate Opinion, 1984 ICJ Rep. 35; 323
- Continental Shelf (Tunisia/Libyan Arab Jamahiriya)  
Judgment of 24 February 1982  
Judge Gros, Dissenting Opinion, 1982 ICJ Rep. 143; 320, 327
- Corfu Channel (United Kingdom *v.* Albania)  
Merits, Judgment of 9 April 1949, 1949 ICJ Rep. 4; 324, 327

- Delimitation of the Maritime Boundary in the Gulf of Maine Area (Canada *v.* United States of America)  
 Judgment of 12 October 1984, 1984 ICJ Rep. 246; 240, 327, 338
- East Timor (Portugal *v.* Australia)  
 Judgment of 30 June 1995, 1995 ICJ Rep. 90, at 102; 14, 15, 206, 328, 549-550, 586-587
- Effect of Awards of Compensation Made by the United Nations Administrative Tribunal  
 Advisory Opinion of 13 July 1954, 1954 ICJ Rep. 47; 324
- Fisheries Jurisdiction (Federal Republic of Germany *v.* Iceland)  
 Jurisdiction, Judgment of 2 February 1973, 1973 ICJ Rep. 315; 482  
 Judge Ignacio-Pinto, Separate Opinion; 482  
 Merits, Judgment of 25 July 1984, 1974 ICJ Rep. 188; 482  
 Judge de Castro, Separate Opinion; 482
- Fisheries Jurisdiction (United Kingdom *v.* Iceland)  
 Provisional Measures, Order of 17 August 1972, 1972 ICJ Rep. 12; 346, 352, 478, 482, 485, 486
- Fisheries Jurisdiction (Spain *v.* Canada); 116  
 Order of 8 May 1996, 1996 ICJ Rep. 57; 116
- Frontier Dispute case (Burkina Faso/Mali)  
 Judgment of 22 December 1986, 1986 ICJ Rep. 554; 242, 243, 244, 351, 352, 484n  
 Provisional Measures, Order of 10 January 1986, 1986 ICJ Rep. 12; 346, 350, 353, 356, 357
- Gabčíkovo-Nagymaros (Hungary/Slovakia); 115, 307, 521-523  
 Judgment of 25 September 1997, 1997 ICJ Rep. (not yet published); 522-523  
 Order of 14 July 1993, 1993 ICJ Rep. 319; 115  
 Order of 20 December 1994, 1994 ICJ Rep. 151; 115
- Interpretation of the Agreement of 25 March 1951 Between the WHO and Egypt  
 Advisory Opinion of 20 December 1980, 1980 ICJ Rep. 73; 332, 528, 530
- Kasikili/Sedudu Island (Botswana/Namibia), ICJ Communiqué No. 96/20 of 26 June 1996; 117
- Land and Maritime Boundary Between Cameroon and Nigeria (Cameroon *v.* Nigeria): 115-116  
 Order of 16 June 1994, 1994 ICJ Rep. 105; 116  
 Provisional Measures, Order of 15 March 1996, 1996 ICJ Rep. 11; 116, 341-358, 484
- Legal Consequences for States of the Continued Presence of South Africa in Namibia (South West Africa) Notwithstanding Security Council Resolution 276 (1970)  
 Advisory Opinion of 21 June, 1971 ICJ Rep. 16; 239
- Legality of the Threat or Use of Nuclear Weapons (Request for Opinion by the General Assembly of the United Nations)  
 Advisory Opinion of 8 July 1996, 1996 ICJ Rep. (not yet published); 138-162, 539  
 Judge Koroma, Dissenting Opinion; 145  
 Judge Oda, Dissenting Opinion; 160n  
 Judge Shahabuddeen, Dissenting Opinion; 145  
 Judge Weeramantry, Dissenting Opinion; 145

- Legality of the Use by a State of Nuclear Weapons in Armed Conflict (Request for Opinion by World Health Organization)  
Advisory Opinion of 8 July 1996, 1996 ICJ Rep. 66; 138, 525-539  
Judge Koroma, Dissenting Opinion; 536  
Judge Shahabuddeen, Dissenting Opinion; 536, 538  
Judge Weeramantry, Dissenting Opinion; 536
- Maritime Delimitation and Territorial Questions Between Qatar and Bahrain (*Qatar v. Bahrain*); 111-112  
Application Instituting Proceedings, 1991 ICJ Rep. 50; 111  
Jurisdiction and Admissibility, Judgment of 1 July 1994, 1994 ICJ Rep. 112; 111, 224, 226, 240, 245  
Judge Schwebel, Separate Opinion; 224, 236  
Jurisdiction and Admissibility, Judgment of 15 February 1995, 1995 ICJ Rep. 6; 112, 206n, 224, 225-229, 235  
Judge Oda, Dissenting Opinion; 227
- Maritime Delimitation in the Area Between Greenland and Jan Mayen (*Denmark v. Norway*)  
Judgment of 14 June 1993, 1993 ICJ Rep. 211; 318, 338
- Military and Paramilitary Activities in and Against Nicaragua (*Nicaragua v. United States of America*)  
Jurisdiction and Admissibility, Judgment of 26 November 1984, 1984 ICJ Rep. 392; 241, 243, 434n  
Merits, Judgment of 27 June 1986, 1986 ICJ Rep. 14; 483, 485, 486, 542, 545  
Provisional Measures, Order of 10 May 1984, 1984 ICJ Rep. 183; 348, 353
- Monetary Gold Removed From Rome in 1943 (*Italy v. France, United Kingdom, and United States of America*)  
Judgment 15 June 1954, 1954 ICJ Rep. 19; 15, 588
- Northern Cameroons (*Cameroon v. United Kingdom*)  
Judgment of 2 December 1963, 1963 ICJ Rep. 15; 326  
Judge Fitzmaurice, Separate Opinion; 347
- Nottebohm (*Liechtenstein v. Guatemala*)  
Preliminary Objection, Judgment of 18 November 1953, 1953 ICJ Rep. 122; 44n  
Second Phase, Judgment of 6 April 1955, 1955 ICJ Rep. 4; 24, 28-32, 40n  
Judge Klaestad, Dissenting Opinion; 42n  
Judge Read, Dissenting Opinion; 42n
- Nuclear Tests (*Australia v. France*)  
Interim Protection, Order of 22 June 1973, 1973 ICJ Rep. 106; 346  
Judgment of 20 December 1974, 1974 ICJ Rep. 268; 34n, 223, 229, 242, 245, 485
- Nuclear Tests (*New Zealand v. France*)  
Interim Protection, Order of 22 June 1973, 1973 ICJ Rep. 142; 346
- Oil Platforms (*Islamic Republic of Iran v. United States of America*); 113-114, 305-306  
Application Instituting Proceedings, 1992 ICJ Rep. 763; 113-114, 305-306, 542  
Preliminary Objection, Judgment of 12 December 1996, ICJ Rep. (not yet published); 541-551  
Judge Higgins, Separate Opinion; 549

- Questions of Interpretation and Application of the 1971 Montreal Convention Arising From the Aerial Incident at Lockerbie (Libyan Arab Jamahiriya *v.* United Kingdom); 113-114  
 Interim Measures, Order of 14 April 1992, 1992 ICJ Rep. 3; 113, 164n, 348  
 Order of 19 June 1992, 1992 ICJ Rep. 231; 113  
 Order of 22 September 1995, 1995 ICJ Rep. 282; 113
- Questions of Interpretation and Application of the 1971 Montreal Convention Arising From the Aerial Incident at Lockerbie (Libyan Arab Jamahiriya *v.* United States of America); 113-114  
 Interim Measures, Order of 14 April 1992, 1992 ICJ Rep. 114; 113, 164n, 209, 348  
 Judge Bedjaoui, Dissenting Opinion; 209  
 Order of 19 June 1992, 1992 ICJ Rep. 234; 113  
 Order of 22 September 1995, 1995 ICJ Rep. 285; 113
- Reparation for Injuries Suffered in the Service of the United Nations  
 Advisory Opinion of 11 April 1949, 1949 ICJ Rep. 174; 326
- Reservations to the Convention on the Prevention and Punishment of the Crime of Genocide  
 Advisory Opinion of 28 May 1951, 1951 ICJ Rep. 15; 156-158, 168n, 325
- South West Africa (Ethiopia *v.* South Africa; Liberia *v.* South Africa)  
 Preliminary Objections, Judgment of 21 December 1962, 1962 ICJ Rep. 319; 231-232  
 Judge Bustamante, Separate Opinion; 238  
 Judge Fitzmaurice, Separate Opinion; 233, 240  
 Judge Jessup, Separate Opinion; 229, 231-232, 243, 326  
 Judge Mbanco, Separate Opinion; 239  
 Judge Spender Separate Opinion; 233, 240  
 Second Phase, Judgment of 18 July 1966, 1966 ICJ Rep. 6; 324, 326  
 Judge Jessup, Dissenting Opinion; 479n
- Temple of Preah Vihear (Cambodia *v.* Thailand)  
 Preliminary Objections, Judgment of 26 May 1961, 1961 ICJ Rep. 17; 229, 242, 327
- Territorial Dispute (Libyan Arab Jamahiriya/*Chad*)  
 Judgment of 3 February 1994, 1994 ICJ Rep. 6; 235
- Trial of Pakistani Prisoners of War (Pakistan *v.* India)  
 Provisional Measures, Order, 1973 ICJ Rep. 160; 348
- United States Diplomatic and Consular Staff in Tehran (United States *v.* Iran)  
 Merits, Judgment of 24 May 1980, 1980 ICJ Rep. 35; 482-483, 486  
 Provisional Measures, Order of 15 December 1979, 1979 ICJ Rep. 7; 165n, 348, 350, 353
- Western Sahara  
 Advisory Opinion of 16 October 1975, 1975 ICJ Rep. 12; 529

### 3. INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA

Prosecutor *v.* Blaškić, Case No. IT-95-14-1; 557-558

Decision of Trial Chamber I on the Applications of the Prosecutor dated 24 June and 30 August in Respect of the Protection of Witnesses, Case No. IT-95-14-T, T. Ch. I, 2 October 1996; 188n

Decision of Trial Chamber I on the Protection of Witnesses and Start of the Trial, Case No. IT-95-14-T, T. Ch. I, 2 October 1996; 186, 220

Decision on Fourth Confidential Motion to Protect Defense Witnesses, Case No. IT-94-1-T, T. Ch. II, 11 October 1996; 192n

Decision on Application of the Prosecutor dated 17 October 1996 Requesting Protective Measures for Victims and Witnesses, Case No. IT-95-14-T, T. Ch. I, 5 November 1996; 187n, 188, 188n, 220

Prosecutor *v.* Delalić *et al.*, Case No. IT-96-21-T; 557-558

Decision on Delalić's Motion for Provisional Release, Case No. IT-96-21, T. Ch. II, 25 September 1996; 218

Decisions on the Motions by the Prosecution for Protective Measures for Prosecution Witnesses Pseudonymed "B" Through "M", Case No. IT-96-21, T. Ch. II, 28 April 1997; 220

Order for Non-disclosure to the Public or Media of Names of Potential Witnesses, Case No. IT-96-21-T, T. Ch. II, 29 November 1996; 188n

Prosecutor *v.* Erdemović *et al.*, Case No. IT-96-22-T; 188n, 189n

Sentencing Judgment; 363-381, 557-558

Prosecutor *v.* Radovan Karadžić and Ratko Mladić, Case No. IT-95-5-R61 & IT-95-18-R61

Review of Indictment, Case No. IT-95-5-R61 & IT-95-18-R61, 11 July 1996; 365

Prosecutor *v.* Tadić, Case No. IT-94-1-T

Decision on Prosecutor's Motion Requesting Protective Measures for Victims and Witnesses, Case No. IT-94-1-T, T. Ch. II, 10 August 1995; 179-198, 217, 218, 221

Decision on the Defense Motions to Summon and Protect Defense Witnesses, and On the Giving of Evidence by Video-link, Case No. IT-94-1-T, T. Ch. II, 25 June 1996; 191n, 192, 193, 194n, 220

Decision on the Prosecutor's Motion Requesting Protective Measures for Witness R, Case No. IT-94-1-T, T. Ch. II, 31 July 1996; 189n, 220

Decision on the Defense Motion Requesting Video-link for Defence Witness Jelena Gajić, Case No. IT-94-1-T, T. Ch. II, 17 October 1996; 192n

Decision on the Prosecutor's Motion to Withdraw Protective Measures for Witness K, Case No. IT-94-1-T, T. Ch. II, 12 November 1996; 195n

Decision on the Prosecutor's Motion Requesting Protective Measures for Witness L, Case No. IT-94-1-T, T. Ch. II, 14 November 1996; 195n

Decision on the Prosecutor's Motion Requesting Delayed Release of Recording of the Proceedings, Case No. IT-94-1-T, T. Ch. II, 16 November 1995; 195n

Decision on the Prosecution Motion to Withdraw Protective Measures for Witness L, Case No. IT-94-1-T, T. Ch. II, 5 December 1996; 196n

Defense Motions to Summon and Protect Defense Witnesses, Case No. IT-94-1-T, filed 18 April 1996; 193

Order for the Prosecutor to Investigate the False Testimony of Dragan Opacić, Case No. IT-94-1-T, T. Ch. II, 10 December 1996; 197n  
Sentencing Judgment, 14 July 1997; 380, 557-558

#### 4. EUROPEAN CONVENTION ON HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS

##### 4.1. European Commission of Human Rights

Akdivar and Others *v.* Turkey, Report of the Commission of 26 October 1995, Application No. 21893/93 (not yet published); 102n, 103  
Denmark, France, Norway, Sweden and The Netherlands *v.* Turkey, Inter-State Applications Decision of the Commission of 6 December 1983, 26 Yearbook of the European Convention on Human Rights 1 (1983); 109  
Denmark, Norway, Sweden and The Netherlands *v.* Greece, Report of the Commission of 5 November 1969, 12 Yearbook of the European Convention on Human Rights 126 (1969); 108-109  
Mentes and Others *v.* Turkey, Report of the Commission of 7 March 1996, Application No. 23186/94 (not yet published); 102n

##### 4.2. European Court of Human Rights

Akdivar and Others *v.* Turkey  
Judgment of 16 September 1996 (not yet published); 99-110  
Ireland *v.* United Kingdom  
Judgment of 18 January 1978, Eur.Ct.H.R. (Ser. A) No. 25, at 64; 108-109  
Kostovski *v.* The Netherlands  
Judgment of 23 May 1989, Eur.Ct.H.R. (Ser. A) No. 166; 184  
Ringeisen  
Judgment of 16 June 1971, Eur.Ct.H.R. (Ser. A) No. 13; 58n  
Judgment of 23 July 1973, Eur.Ct.H.R. (Ser. A) No. 16; 58n

#### 5. COURT OF JUSTICE OF THE EUROPEAN COMMUNITIES

Case 70/88, European Parliament *v.* Council, ECR 1990, at 2041; 428  
Case 138/79, Roquette Frères *v.* Council, ECR 1980, at 3333; 432  
Case 294/83, Les verts, ECR 1986, at 1339; 423, 426  
Opinion 1/91, ECR 1991, at I-6102; 423, 439

#### 6. IRAN-UNITED STATES CLAIMS TRIBUNAL

Attaollah Golpira *v.* The Government of the Islamic Republic of Iran, 2 Iran-US CTR 171; 25n

- Faith Lita Khosrowshahi *et al.* v. The Islamic Republic of Iran *et al.*, 24 Iran-US CTR 45; 36n
- Islamic Republic of Iran v. The United States, Case No. A/18, 5 Iran-US CTR 251; 26-46
- Arbitrator Willem Riphagen, Concurring Opinion, 5 Iran-US CTR 251, at 273; 44n, 46n
- Iranian Arbitrators, Dissenting Opinion, 5 Iran-US CTR 275; 27
- James M. Saghi *et al.* v. The Islamic Republic of Iran, Award No. 544-298-2, 22 January 1993 (not yet published); 36-38
- Leila Danesh Arfa Mahmoud *et al.* v. The Islamic Republic of Iran, 9 Iran-US CTR 354; 38-39
- Nasser Esphahanian v. Bank Tejarat, 1 Iran-US CTR, 3-12; 22-42
- Dr. Shafie Shafeiei, Dissenting Opinion, 2 Iran-US CTR 225; 25
- Robert R. Schott *et al.* v. The Islamic Republic of Iran, 24 Iran-US CTR 218; 36n, 45
- Rouhollah Karubian v. The Government of the Islamic Republic of Iran, Award No. 569-419-2, 6 March 1996 (not yet published); 44n

## 7. OTHER COURTS AND TRIBUNALS

- Air Services Agreement (France v. United States), 18 RIAA 416 (1978); 476n
- European Space Agency, Appeals Board, Case No. 54 (C. v. ESA), ESA/CR/57, Decision of 1 July 1996; 295-303
- Flegenheimer (United States v. Italy), 14 RIAA 327 (1958); 35-36
- ILOAT, Judgment No. 67 (UNESCO), at 5 (1962); 297
- ILOAT, Rhyner-Cuerel, Decision No. 317 of 21 November 1977; 299
- Naulilaa (Portugal v. Germany), 2 RIAA 1012 (1928); 476n

## 8. NATIONAL COURTS

### 8.1. England

- R v. Taylor, Ct. App. Crim. Div. 22 July 1994, at 17; 184

### 8.2. Germany

- Maastricht Treaty, German Constitutional Court, Judgment of 12 October 1993, 33 ILM 388 (1994); 466
- Maastricht Treaty Judgment, Administrative Court Frankfurt am Main, Decision of 24 October 1996, Cases 1 E 798/95(V) and 1 E 2949/93 (V); 466

### 8.3. Israel

- Israel v. Eichmann, 36 ILR 257 (1962); 374



#### 8.4. United Kingdom

Central London Property Trust *v.* High Trees House, Ltd., [1947] K.B. 130; 315  
 Donoghue *v.* Stevenson, [1932] A.C. 562; 316  
 R *v.* Kritz, 2 All ER 406 (1949); 575  
 R *v.* Summers, 1 All ER 1059 (1952); 575

#### 8.5. United States

Abebe-Jira *v.* Negewo, 72 F.3d 844 (11th Cir. 1996); 93n, 95n, 97n  
 Adra *v.* Clift, 195 F.Supp. 857 (D MD. 1961); 93n  
 Amerada Hess Shipping Co. *v.* Argentine Republic, 830 F.2d 421 (2d Cir. 1987); 93n,  
 95n  
 Argentine Republic *v.* Amerada Hess Shipping Co., 488 US 428 (1989); 93n  
 Ballew *v.* Georgia, 435 US 223 (1978); 572  
 Bolchos *v.* Darrel, 3 F. Cas. 810 (DSC 1795) (No. 1, 607); 92n, 93n  
 Burch *v.* Louisiana, 4441 US 130 (1979); 572  
 Commonwealth Coatings Corp. *v.* Continental Casualty Co., 393 US 145 (1968), 514,  
 515  
 Doe I and Doe II *v.* Karadžić, 70 F.3rd 232 (2d Cir. 1995); 91-98  
 Petition for certiorari denied by Supreme Court, 64 USLW 3837 (US 1996); 91-98  
 Filartiga *v.* Peña-Irala, 630 F.2d 876 (2d Cir. 1980); 92, 93n, 95n, 97n  
 Forti *v.* Suarez-Mason, 672 F.Supp. 1531 (ND Cal. 1987); 93n, 95n, 96n  
 Guinto *v.* Marcos, 654 F.Supp. 276 (SD Cal. 1986); 93n  
 Handel *v.* Artukovic, 601 F.Supp. 1421 (CD Cal. 1985); 93n  
 Hilao *v.* Estate of Marcos, 25 F.3d 1467 (9th Cir. 1994); 93n, 97n  
*In re* Estate of Marcos Litigation, 978 F.2d 493 (9th Cir. 1992); 93n, 96n, 97n  
*In re* Winship, 397 US 358 (1970); 566  
 Jimenez *v.* Aristaguicta, 311 F.2d 547, AT 557-558 (5th Cir. 1962); 97n  
 Johnson *v.* Louisiana, 406 US 356 (1972); 572  
 Kadić *v.* Karadžić, 70 F.3rd 232 (2d Cir. 1995)  
 Petition for certiorari denied by Supreme Court, 64 USLW 3837 (US 1996);  
 91-98  
 Klinghoffer *v.* SNC Achille Lauro, 937 F.2d 44 (2d Cir. 1991) (The PLO); 93n, 97n  
 Letelier *v.* Republic of Chile, 488 F.Supp. 665 (DDC 1980); 97n  
 Linder *v.* Portocarrero, 963 F.2d 332 (2d Cir. 1992) (The Contras); 93n, 97n  
 Mushikiwabo *v.* Barayagwiza, US Dist. Lexis 4409 (SDNY 1996); 93n, 94n, 95n  
 Patterson *v.* New York, 432 US 197 (1977); 566-567  
 Paul *v.* Avril, 812 F.Supp. 207 (SD Fla. 1993); 93n, 96n, 97n  
 Sanchez-Espinosa *v.* Reagan, 770 F.2d 202 (DC Cir. 1985); 93n  
 Tel-Oren *v.* Libyan Arab Republic, 726 F.2d 774 (DC Cir. 1984)  
 Bork, J., concurring; 93n  
 Edwards, J., concurring; 93n, 95n  
 The Santissima Trinidad, 20 US (7 Wheat.) 283 (1822); 98n  
 United States *v.* Fatico, 458 F.Supp. 388; 569-570  
 United States *v.* Yunis, 681 F.Supp. 896 (DDC 1988); 96n  
 Victor *v.* Nebraska, 114 S.Ct. 1239, 1244, and 1248; 568  
 Xuncax *v.* Gramajo, 886 F.Supp. 162 (D. Mass. 1995); 93n, 95n, 97n