



WELLS[®]



HeinOnline Training



Content

- 一. **HeinOnline**数据库使用特点及收录内容介绍
- 二. **HeinOnline**数据库检索方式详解及案例演示
- 三. 如何利用数据库进行学术研究，获取写作思路
- 四. 如何了解国内外法学研究前沿动态
- 五. **HeinOnline**数据库人工智能功能和新搜索界面讲解



一、HeinOnline数据库使用特点及收录内容介绍

全球领先的专业法学数据库
---法学研究者必备的研究工具






HeinOnline数据库使用特点

- ✚ 一站式帮助学者找到法律法规、判例、学术期刊文章、学术专著，极大的节约了学者的时间；
- ✚ 检索界面友好，非常符合学者的研究习惯和研究路径，检索方式简单、方便学者使用；
- ✚ 对检索结果进行智能化分类和整理，帮助学者准确的找到需要的文献；
- ✚ 检索的结果为PDF格式呈现，非常符合学者的阅读习惯；



HeinOnline数据库收录内容介绍

-  全球最大、收录最全的基于PDF浏览格式的全文法学文献数据库
-  收录的文献包括：法律法规、学术期刊、学术专著、政府文件、判例等
-  收录的文献涵盖近100个国家和地区，主要包括：美国、英国、英联邦国家、欧洲、亚洲、北美洲、非洲等。



HeinOnline数据库收录内容特点

尽管HeinOnline文库的总部位于美国，但它也一直不遗余力地为用户提供来自世界其他国家和地区的非英语文献。在HeinOnline的3000余种期刊中，有40%是在美国境外出版的，而且她们已经对非英语的期刊进行了编译。

- ✚ 3000余种全球核心法学期刊，绝大部分可以回溯到创刊号
- ✚ 全球排名前500的核心法学期刊，HeinOnline均收录，且都可以回溯到创刊号
- ✚ 期刊最早可以回溯到1788年，大部分期刊收录到当前期
- ✚ 法学各学科排名前20的核心期刊基本收录
- ✚ 收录SSCI可检索的法学期刊100余种，同行评审的期刊500多种
- ✚ 超过17000多部学术著作和书籍，最早收录到16世纪
- ✚ 收录美国及英联邦国家的十几万判例
- ✚ 以美国为主的多个国家的法律法规



HeinOnline不仅仅是一个法律数据库

我们通常都称HeinOnline为法律数据库，但它所了解的可不仅局限于法律。

之所以称它为法律文库，只是因为我们一开始发布的内容是法律期刊。但随着文库的发展，我们已经添加了数百万页涉及其他学科的内容。如今的“法律”期刊文库实际上已经包含了学术和商业等多学科的文献。这3000多种期刊涵盖各种主题或学科，包括：刑法司法体系、政治、科技、商科、公共卫生、移民政策、经济学、对外政策、宗教信仰、世界历史、心理学，以及医药学。



HeinOnline还收录了大量高质量商业文献

我们的文库不仅包含学术期刊，还包含一些商业文献。以下是与我们合作的一些出版社：

- o Brill Publishers
- o Cambridge University Press
- o Clarus Press
- o De Gruyter
- o Edward Elgar Publishing
- o Hart Publishing
- o Oxford University Press
- o SAGE Publishing
- o Taylor & Francis
- o Vathek Publishing
- o Wolters Kluwer

HeinOnline收录的期刊信息

学科	中文	总收录期刊数	排名前五期刊收录数	排名前十期刊收录数	排名前二十期刊收录数
Administrative	行政	28	5	7	
Africa law	非洲法	23	5	9	16
Agriculture Law	农业法	2	2		
Air and Space law	空间法	6	2		
Animal Law	动物法	3	3		
Art, Entertainment and sport	艺术、娱乐和运动法	29	5	10	16
Asia law	亚洲法	24	3	7	11
Bank and Finance	银行和金融	11	4		
Bankruptcy	破产	8	5		
Civil litigation and dispute resolution	民事诉讼和纠纷解决	27	5	10	16
Civil right	民事权利	16	5	9	
Commerical Law	商法	90	4	9	17
Communication law, Media	电信法、媒体	14	5	9	
Comparative law	比较法	27	5	10	17
Constitutional Law	宪法	24	5	9	16
Coporate and assosciation	公司和组织	17	4	8	
Criminal law	刑法	45	5	10	19
Criminology	犯罪学	18	3	4	

HeinOnline收录的期刊信息

学科	中文	总收录期刊数	排名前五期刊收录数	排名前十期刊收录数	排名前二十期刊收录数
Economic	经济法	29	5	10	17
Education law	教育法	9	5		
Elder law	老年法	2	1		
Employment law	雇佣法	18	4	5	
Energy law	能源法	8	3		
Environment, Natural Resource and land use	环境、自然资源和土地利用	79	5	9	19
Estate and trust	地产和信托	7	2	4	
Ethics	法律伦理	11	5	7	
European law	欧盟法	17	2		
Evidence	证据法	1	1		
Family Law	家庭法	24	5	9	16
Gender, women and sexuality	性别、女性和性征	38	5	10	20
Governmental Law	政府法	9	2		
Health, medicine and psychology	健康、医学和心理学	43	4	9	15
Human right	人权	37	5	8	13
Insurance	保险	7	4		
Intellecture property	知识产权	59	5	10	20
International law	国际法	249	5	10	20

HeinOnline收录的期刊信息

学科	中文	总收录期刊数	排名前五期刊 收录数	排名前十期刊 收录数	排名前二十期 刊收录数
International trade	国际贸易	12	4	5	
Jurisprudence and legal theory	法理和法律理论	48	5	8	12
Legal history	法制史	23	4	7	10
Legal professional and legal education	法律专业和教育	82	5	9	13
legislation	立法	8	2		
Maritime law	海商法	14	5	7	
Minority, race and ethnic issues	少数民族、种族和文化问题	29	5	9	15
Property law	不动产	6	2		
Public policy, political and law	公共政策、政治和法律	118	5	10	19
Religion	宗教	9	4	6	
Religious legal system	宗教法律系统	6	3	5	
Research, writing and librarian	研究、写作和图书馆员	13	3		
Science, technology and computing	科学、技术和计算机	38	5	10	19
Social science	社会科学	34	4	8	12
Taxation	税	25	4	8	
Tort	民事侵权	5	1		

HeinOnline收录的部分综合法学期刊

排名	ISSN	期刊名称
1	0017-811X	Harvard Law Review
2	0044-0094	Yale Law Journal
3	0010-1958	Columbia Law Review
4	0038-9765	Stanford Law Review
5	0028-7881	New York University Law Review
6	0008-1221	California Law Review
7	0041-9907	University of Pennsylvania Law Review
8	0016-8092	Georgetown Law Journal
9	0042-6601	Virginia Law Review
10	0010-8847	Cornell Law Review
11	0040-4411	Texas Law Review
11	0041-9494	University of Chicago Law Review
13	0041-5650	UCLA Law Review
14	0026-2234	Michigan Law Review
15	0029-3571	Northwestern University Law Review
16	0026-5535	Minnesota Law Review
17	0015-704X	Fordham Law Review
18	0010-2522	Yenching University Law Review

HeinOnline收录的部分国际法期刊

排名	ISSN	期刊名称
1	0002-9300	American Journal of International Law
2	0017-8063	Harvard International Law Journal
3	0042-6571	Virginia Journal of International Law
4	0041-3992	Tulane Law Review
5	1529-0816	Chicago Journal of International Law
6	0010-1931	Columbia Journal of Transnational Law
7	0889-7743	Yale Journal of International Law
8	1052-2867	Michigan Journal of International Law
9	1085-5718	Berkeley Journal of International Law
9	0090-2594	Vanderbilt Journal of Transnational Law
11	1520-460X	American University International Law Review
12	1543-9977	George Washington International Law Review
13	0010-8812	Cornell International Law Journal
14	0747-9395	Fordham International Law Journal
15	0938-5428	European Journal of International Law
15	0163-7479	Texas International Law Journal
17	1553-3158	Journal of National Security Law & Policy
18	0277-5778	Boston College International and Comparative Law Review
18	1086-7872	University of Pennsylvania Journal of International Law

HeinOnline收录的部分比较法期刊

排名	ISSN	期刊名称
1	0002-919X	American Journal of Comparative Law
1		American Journal of Comparative Law Supplement
2	0277-5778	Boston College International and Comparative Law Review
3	1053-6736	Duke Journal of Comparative and International Law
4	0149-9246	Hastings International and Comparative Law Review
5	1068-7955	Cardozo Journal of International and Comparative Law
6	1069-4455	Tulane Journal of International and Comparative Law
7	0743-6963	Arizona Journal of International and Comparative Law
7	0020-5893	International and Comparative Law Quarterly
9	0046-578X	Georgia Journal of International and Comparative Law
10	1073-192X	Tulsa Journal of Comparative & International Law
11	0889-1915	Temple International & Comparative Law Journal
12	1061-4982	Indiana International & Comparative Law Review
13	1533-5860	Loyola of Los Angeles International and Comparative Law Review
14	1082-944X	ILSA Journal of International and Comparative Law
15		Annual Survey of International & Comparative Law
16	1551-3289	University of Miami International and Comparative Law Review
17	1095-6654	Comparative Labor Law and Policy Journal

HeinOnline收录的部分经济法期刊

排名	ISSN	期刊名称
1	0047-2530	Journal of Legal Studies
2	0736-9921	Supreme Court Economic Review
3	0003-6056	Antitrust Law Journal
4	0276-3583	Boston College Third World Law Journal
5	0897-6546	Law & Social Inquiry
6	1548-7067	Berkeley Business Law Journal
6	0023-9216	Law & Society Review
8	1080-0727	Indiana Journal of Global Legal Studies
8	1369-3034	Journal of International Economic Law
10	8756-6222	Journal of Law, Economics, and Organization
11	0022-2186	Journal of Law & Economics
12		Yale Human Rights and Development Law Journal
14	1553-4367	Journal of Law, Economics & Policy
15	1744-6414	Journal of Competition Law and Economics
18	0021-8642	Journal of Air Law and Commerce
19	0003-603X	Antitrust Bulletin
20	1467-9930	Law & Policy

HeinOnline收录的部分知识产权期刊

排名	ISSN	期刊名称
1	0897-3393	Harvard Journal of Law & Technology
2	1086-3818	Berkeley Technology Law Journal
3	1528-8625	Michigan Telecommunications and Technology Law Review
4	1098-4267	Stanford Technology Law Review
5		Columbia Science and Technology Law Review
6	1079-9699	Fordham Intellectual Property, Media & Entertainment Law Journal
7	1544-4848	Columbia Journal of Law & the Arts
8	1059-4280	Albany Law Journal of Science & Technology
9	0736-7694	Cardozo Arts & Entertainment Law Journal
10	1088-0178	Boston University Journal of Science & Technology Law
11	0882-3383	Santa Clara Computer and High Technology Law Journal
12		Duke Law & Technology Review
12	1522-1687	Virginia Journal of Law and Technology
14	0019-1272	IDEA: The Intellectual Property Law Review
14	1092-5899	Marquette Intellectual Property Law Review

HeinOnline收录的部分环境法期刊

排名	ISSN	期刊名称
1	0147-8257	Harvard Environmental Law Review
2	0741-9457	Yale Journal on Regulation
3	0892-7138	Stanford Environmental Law Journal
4	0098-4582	Columbia Journal of Environmental Law
5	1061-8651	New York University Environmental Law Journal
6	0046-1121	Ecology Law Quarterly
7	0046-2276	Environmental Law
9	1045-5183	Virginia Environmental Law Journal
10	1077-0615	Boston University Public Interest Law Journal
11	1552-9533	Minnesota Journal of Law, Science & Technology
11	0733-401X	UCLA Journal of Environmental Law and Policy
13	1064-3958	Duke Environmental Law & Policy Forum
14	0190-7034	Boston College Environmental Affairs Law Review
15	1042-1858	Georgetown International Environmental Law Review
15	1091-9724	William & Mary Environmental Law and Policy Review
17	0892-4880	Journal of Land Use & Environmental Law
18	0738-6206	Pace Environmental Law Review
19	1047-6857	Tulane Environmental Law Journal
20	1546-3435	Penn State International Law Review



CAMBRIDGE, MASS.
PUBLISHED BY THE HARVARD LAW REVIEW PUBLISHING ASSOCIATION

YALE
JOURNAL

VOLUME 1

OCTOBER, 1891—JUNE, 1892

NEW HAVEN, CONN.:
PUBLISHED BY THE YALE LAW JOURNAL COMPANY
1924

THE
AMERICAN JOURNAL
OF
INTERNATIONAL LAW



VOLUME I.

PART I

JANUARY AND APRIL, 1907.

PUBLISHED FOR
 THE AMERICAN SOCIETY OF INTERNATIONAL LAW
 BY
 BAKER, VOORHIES & COMPANY,
 NEW YORK, U. S. A.

The American Journal of
COMPARATIVE LAW

A QUARTERLY

Editor-in-Chief:
HAROLD E. YNTEMA

VOLUME 1
1952

American Association for the
COMPARATIVE STUDY OF LAW, INC.
1952

THE HARVARD ENVIRONMENTAL LAW REVIEW

VOLUME 1
1976

THE GEORGETOWN JOURNAL OF
LEGAL ETHICS

ARTICLES

ARTICLES
A Well-Timed Course? Economic Education
for U.S. High School Seniors
John C. Rinehart

Twisted Justice: How Politics
Public Confidence in the Judiciary
Douglas J. Kestell & Jason C. Rindler
Competing: The Unconstitutionality of
David S. Sorenson

A Black Alumni Council
Admission Review for OTC
St. Pauline

Legal Studies

Chinese Journal of
International Law

Wednesday 14 November 2018 12:00pm



学术期刊的重要性

- ✚ 期刊是学者展示和交流学术研究和学术成果的重要平台；
- ✚ 同行评审 --- 学术文章水平的保证
- ✚ 学术文章的引用和被引用反映学科发展的历程；
- ✚ 反映学科发展的前沿和发展方向



法学期刊评价体系

一、影响因子 impact-factors

可测度近年期刊的学术影响力。该项指标用论文平均被引率反映了期刊近期在科学发展和文献交流中所起的作用。

定义：期刊前2年发表论文的被引次数占前2年论文总量的比例（相对数量指标）。

某刊前两年发表的论文在该年的被引用次数
影响因子= $\frac{\text{某刊前两年发表的论文在该年的被引用次数}}{\text{该刊前两年发表的论文的总数}}$



二、HeinOnline数据库检索方式详解及案例演示



引申推荐: <https://managementtools4.wlu.edu/LawJournals/Default.aspx>

法学期刊排名网站



[Alumni and Giving](#) [Faculty/Staff](#) [Students](#)

[About](#) [Academics](#) [Admissions](#) [Career Strategy](#) [Faculty](#) [Law Library](#) [News and Events](#) [W&L Home](#)

WASHINGTON AND LEE SC

[Home](#) [Contact](#) [About](#) [Methodology](#) [Combined Score](#) [Impact-Factor](#) [Currency-Factor](#) [Log In](#)

Law Journals

Anonymous

1. Choose Journal Criteria

Subject:

Country:

Search Journal Name:

Language: ☐ English, or ☐ Non-English

Subject Type: ☐ General, or ☐ Specialized

Edit Type: ☐ Student-edited, or ☐ Peer-Edited ☐ Refereed

Format: ☐ Print, or ☐ Online-only

Show:

2. Choose Ranking Criteria

Year	Combined Score	Impact Factor	Journal Cites	Currency Factor	Case Cites	Cites/Cost
2016	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Access prior surveys

3. Toggle Journal Names to view Editorial Information (10 journals) :

- ☒ Journal
- ☐ ABA Journal
- ☐ ABA Journal of Labor & Employment Law
- ☐ Aberdeen Student Law Review
- ☐ Accord, A Legal Journal for Practioners [online]
- ☐ Accounting, Economics, and Law: A Convivium [online]
- ☐ Acta Juridica
- ☐ Acta Juridica Hungarica
- ☐ ACTEC Law Journal



1. Choose Journal Criteria

Subject: International Law (194)

Country: - All Countries -

Search Journal Name:

Language: ☒ English, or ☒ Non-English

Subject Type: ☒ General, or ☒ Specialized

Edit Type: ☒ Student-edited, or ☒ Peer-Edited ☒ Refereed

Format: ☒ Print, or ☒ Online-only

Show: Top 10

2. Choose Ranking Criteria

Year	Combined Score	Impact Factor	Journal Cites	Currency Factor	Case Cites	Cites/Cost
2016	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

☐ Access prior surveys

3. Toggle Journal Names to view Editorial Information (10 journals)

Rank	Journal	Combined 09-16	Impact 09-16	Journals 09-16	Currency 09-16	Cases 09-16	Cites/ \$Cost
1	<input type="checkbox"/> Virginia Journal of International Law	35.1	1.81	1216	2.84	6	2.51
2	<input type="checkbox"/> Yale Journal of International Law	22.9	1.16	803	-1	3	2.87
3	<input type="checkbox"/> Chicago Journal of International Law	19.3	0.94	707	1.93	3	2.49
4	<input type="checkbox"/> Vanderbilt Journal of Transnational Law	18.6	0.68	851	1.26	5	2.91
5	<input type="checkbox"/> Berkeley Journal of International Law	18.0	0.95	603	1.95	7	1.14
6	<input type="checkbox"/> Michigan Journal of International Law	17.6	0.85	655	1.65	0	1.8
7	<input type="checkbox"/> Harvard National Security Journal	17.5	1.24	352	1.17	2	
8	<input type="checkbox"/> Fordham International Law Journal	16.0	0.53	770	1.01	8	1.31
9	<input type="checkbox"/> University of Pennsylvania Journal of International Law	15.6	0.69	622	1.28	6	1.11
10	<input type="checkbox"/> Brooklyn Journal of International Law	13.8	0.55	595	1.12	2	2.62



2020年国际法期刊排名

Rank	Journal	Combined 14-18	Impact 14-18	Journals 14-18	Currency 14-18	Cases 14-18
1	<input type="checkbox"/> Harvard National Security Journal	16.3	1.2	161	2.92307692307692	1
2	<input type="checkbox"/> Virginia Journal of International Law	13.4	0.774193548387097	185	1.38	0
3	<input type="checkbox"/> University of Pennsylvania Journal of International Law	12.5	0.661290322580645	189	0.790322580645161	1
4	<input type="checkbox"/> Texas International Law Journal	11.5	0.648148148148148	163	1.11111111111111	1
5	<input type="checkbox"/> Vanderbilt Journal of Transnational Law	11.1	0.448979591836735	204	0.653061224489796	0
6	<input type="checkbox"/> Columbia Journal of Transnational Law	11.0	0.569620253164557	171	0.933333333333333	0
7	<input type="checkbox"/> Michigan Journal of International Law	10.6	0.625	145	0.979166666666667	0
8	<input type="checkbox"/> Fordham International Law Journal	10.5	0.345794392523364	213	0.605042016806723	2
9	<input type="checkbox"/> Yale Journal of International Law	10.3	0.563636363636364	151	0.8	0
10	<input type="checkbox"/> Chicago Journal of International Law	10.1	0.51063829787234	159	0.872340425531915	2

检索路径

以最常使用的Law Journal Library（法学期刊文库）为例。步骤一：点击Law Journal Library后，进入到Law Journal Library检索界面

Browse Collections by Name

 Law Journal Library

 American Bar Association Journals

 Core U.S. Journals

 Criminal Justice Journals

 International & Non-U.S. Law Journals

 Most-Cited Law Journals

New  ABA Law Library Collection Periodicals

 American Association of Law Libraries (AALL)

选择子库、
点击进入

 Index to Foreign Legal Periodicals (IFLP)

 Intellectual Property Law Collection

 International Law Association Reports

 Israel Law Reports

 Kluwer Law International Journal Library

New  Law in Eastern Europe

 Legal Classics

 Manual of Patent Examining Procedure



1、找到某种法学期刊并通览
比如国际贸易法知名期刊（ North Carolina Journal of International Law and Commercial Regulation ）

检索结果

Results 1-1 of 1 items found searching Catalog for: text:(North Carolina Journal

All Fields

North Carolina Journal of

25 Results

Relevance



1.

North Carolina Journal of International Law and Commercial Regulation

Vols. 1-40 (1976-2015)

[MARC Record](#)

点击



North Carolina Journal of International Law and Commercial Regulation

Vols. 1-40 (1976-2015)

University of North Carolina School of Law

Search this title



Create eTOC Alert

RSS

40 (2014-2015)

39 (2013-2014)

38 (2012-2013)

37 (2011-2012)

36 (2010-2011)

35 (2009-2010)

34 (2008-2009)

33 (2007-2008)

32 (2006-2007)

点击浏览每一卷

浏览整本期刊或某篇文章

Collections > Law Journal Library > North Carolina Journal of International Law and Co > 34 N.C.J. Int'l L. & Com. Reg. (2008-2009)

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Liu, Nanping

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Chiquita Goes Bananas: Counter-Terrorism Legislation Threatens U.S. Multinationals

Gaskins, K. Curry

Page 263

Out of Stock: Strengthening International Fishery Regulations to Achieve a Healthier Ocean

Comment

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2, 知道文章的引证号, 找一篇特定的文章, 请使用 “**Citation**”

为了方便使用者准确地引用或找到某一篇文章, 国际期刊发表的文章, 国际期刊的每一篇文章都有一个对应的引证号。国际期刊的引证号一般由三部分组成, 例如某篇文章的引证号为108 Harv. L. Rev. 80, 其代表的意思为: 哈佛法学评论第108卷第80页的那篇文章。(获取引证号信息可通过“citation format guide tool”, 它位于高级检索工具栏右侧)

检索结果

Collections > Law Journal Library > Harvard Law Review 108 Harv. L. Rev (1994-1995)

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Cited By 335 Articles
Accessed 189 times



108 Harv. L. Rev 80 (1994-1995)
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nedy made a fine text-based case, but for a statement of law that no party in the case had asked the Court to adopt in the certiorari papers.²³⁵

In dissent, Justice Stevens wrote for the same four Justices who responded to Justice Thomas in *Holder*.²³⁶ Like the parties in *Central Bank*, Justice Stevens thought that a stable equilibrium had formed on this issue. In hundreds of cases, the SEC and every federal court of appeals to consider the issue had concluded that aiders and abettors are subject to liability under section 10(b), based upon statutory policy and general principles of tort law.²³⁷ Congress was specifically aware of those decisions, and the relevant committees had signalled approval of them.²³⁸ Justice Stevens worked from the precept, long established in the Court's precedents, that a "settled construction of an important federal statute should not be disturbed unless and until Congress so decides."²³⁹

We do not read *Central Bank* simply as an opinion in which text



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We do not read *Central Bank* simply as an opinion in which text trumps practice, for Justice Kennedy also relied on substantive reasons for reading aiding and abetting out of section 10(b).²⁴⁰ A broad view of section 10(b) would create legal exposure for banks, attorneys, and accountants assisting in securities offerings.²⁴¹ This would, he surmised from a single law review article, have vast distributive conse-

²³⁵ Certiorari was sought and granted on the narrower issue of what standards should be applicable to aider and abettor liability under the cause of action courts had implied from § 10(b). See *id.* at 1457 (Stevens, J., dissenting).

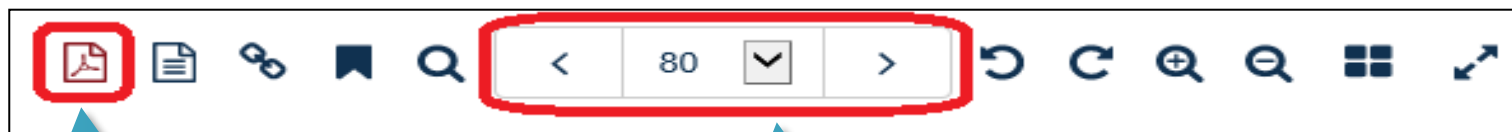
²³⁶ See *id.* at 1455. Justices Blackmun, Souter, and Ginsburg joined in Justice Stevens's opinion.

²³⁷ See *id.* at 1456.

²³⁸ See *id.* at 1458-59 & n.8 (relying on the 1988 amendments and committee reports to the 1983 amendments to the Securities Act). The 1983 report approvingly noted "judicial application of the concept of aiding and abetting liability to achieve the remedial purposes of the securities laws." H.R. REP. NO. 355, 98th Cong., 1st Sess. 10 (1983), quoted in *Central Bank*, 114 S. Ct. at 1458 n.8.

²³⁹ *Central Bank*, 114 S. Ct. at 1458 (quoting *Reves v. Ernst & Young*, 494 U.S. 56, 74 (1990) (Stevens, J., concurring)). Justice Kennedy conceded that "our cases have not been consistent in rejecting arguments such as these," *id.* at 1453, and the Court has regularly followed Justice Stevens's precept in securities cases. See *SEC v. Jerry T. O'Brien, Inc.*, 467 U.S. 735, 745-47 (1984); *Blue Chip Stamps v. Manor Drug Stores*, 421 U.S. 723, 732-33 (1975); *Blau v. Lehman*, 368 U.S. 403, 412-13 (1962); see also *Commodity Futures Trading Comm'n v. Schor*, 478 U.S. 833, 845-46

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²³⁸ See *id.* at 1458-59 & n.8 (relying on the 1988 amendments and committee reports to the 1983 amendments to the Securities Act). The 1983 report approvingly noted "judicial application of the concept of aiding and abetting liability to achieve the remedial purposes of the securities laws." H.R. REP. NO. 355, 98th Cong., 1st Sess. 10 (1983), quoted in *Central Bank*, 114 S. Ct. at 1458 n.8.

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²⁴⁰ See *Central Bank*, 114 S. Ct. at 1453-54 (Kennedy, J.). Another plausible substantive reason was the current Court's concern for the ramifications of the implied cause of action created by lower courts under § 10(b). *Central Bank* may have been a compromise: rather than abolishing the longstanding implied cause of action, the Court would abolish the not-quite-as-longstanding aiding and abetting liability.

²⁴¹ See *id.* at 1448.

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OCTOBER TERM, 1989

Syllabus

494 U. S.

REVES ET AL. v. ERNST & YOUNG

CERTIORARI TO THE UNITED STATES COURT OF APPEALS FOR
THE EIGHTH CIRCUIT

No. 88-1480. Argued November 27, 1989—Decided February 21, 1990

In order to raise money to support its general business operations, the Farmers Cooperative of Arkansas and Oklahoma (Co-Op) sold uncollateralized and uninsured promissory notes payable on demand by the holder. Offered to both Co-Op members and nonmembers and marketed as an “Investment Program,” the notes paid a variable interest rate higher than that of local financial institutions. After the Co-Op filed for bankruptcy, petitioners, holders of the notes, filed suit in the District Court against the Co-Op’s auditor, respondent’s predecessor, alleging, *inter alia*, that it had violated the antifraud provisions of the Securities Exchange Act of 1934—which regulates certain specified instruments, including “any note[s]”—and Arkansas’ securities laws by intentionally failing to follow generally accepted accounting principles that would have made the Co-Op’s insolvency apparent to potential note purchasers. Petitioners prevailed at trial, but the Court of Appeals reversed. Applying the test created in *SEC v. W. J. Howey Co.*, 328 U. S. 293, to determine whether an instrument is an “investment contract” to the determination whether the Co-Op’s instruments were “notes,” the court held that the notes were not securities under the 1934 Act or Arkansas law, and that the statutes’ antifraud provisions therefore did not apply.

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v.

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No. 88-1480.

Argued Nov. 27, 1989.

Decided Feb. 21, 1990.

Rehearing Denied April 16, 1990.

See 494 U.S. 1092, 110 S.Ct. 1840.

Syllabus

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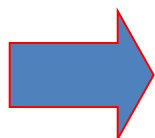
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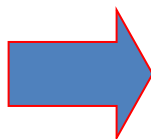
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¹⁷ It will be remembered that the Jeffersonian objections to the issuance of a mandamus to the Secretary rested on constitutional submissions with respect to the separation of judicial and executive authority. See 1 WARREN, *THE SUPREME COURT IN UNITED STATES HISTORY* 232 (1937); *Kendall v. United States*, 37 U.S. (12 Pet.) 524, 610 (1838); Lee, *The Origins of Judicial Control of Federal Executive Action*, 36 GEO. L.J. 287 (1948).

¹⁸ See, e.g., *Developments in the Law—Remedies Against the United States and Its Officials*, 70 HARV. L. REV. 827 (1957).

¹⁹ Decisions that entail such growth do not always confront the underlying problem. See, e.g., *Harmon v. Brucker*, 355 U.S. 579 (1958). Compare the opinion of Judge Prettyman below, 243 F.2d 613 (D.C. Cir. 1957).

²⁰ HAND, *op. cit. supra* note 3, at 15.

²¹ Frankfurter, *John Marshall and the Judicial Function*, 69 HARV. L. REV. 217, 227-28 (1955), in *GOVERNMENT UNDER LAW* 6, 19 (Sutherland ed. 1956).

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THE GEORGETOWN LAW JOURNAL

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THE ORIGINS OF JUDICIAL CONTROL OF FEDERAL EXECUTIVE ACTION

FREDERIC P. LEE*

THE contest between the judicial and executive branches over the power of the courts to subject to judicial review administrative action legislative or judicial in character has been waged for over a century. In *Marbury v. Madison*¹ the Supreme Court tentatively asserted its right to invalidate acts of the executive, as well as those of Congress, that were contrary to law. During the Jacksonian period the Court for the first time decided that it had the right to call the executive to account. But despite the firm position early taken by the Court, only when Congress has actively intervened on the Court's side has the judiciary made real gains against the executive. In consequence the effective weapons of the Court have been largely statutory review proceedings rather than common law writs.

Several factors long served to delay a decisive conclusion on any



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Richard A. Posner

Following his graduation from Harvard Law School, Judge Posner clerked for Justice William J. Brennan, Jr. From 1963 to 1965, he was assistant to Commissioner Philip Elman of the Federal Trade Commission. For the next two years, he was assistant to the solicitor general of the United States. Prior to going to Stanford Law School in 1968 as Associate Professor, Judge Posner served as general counsel of the President's Task Force on Communications Policy. He first came to the University of Chicago Law School in 1969, and was Lee and Brena Freeman Professor of Law prior to his appointment in 1981 as a judge of the U.S. Court of Appeals for the Seventh Circuit. He was the chief judge of the court from 1993 to 2000.

Judge Posner has written a number of books, including *Economic Analysis of Law* (8th ed., 2011); *The Economics of Justice* (1981); *Law and Literature* (3rd ed. 2009); *The Problems of Jurisprudence* (1990); *Cardozo: A Study in Reputation* (1990); *The Essential Holmes* (1999); *Law and Reason* (1999); *Overcoming Law* (1995); *The Federal Courts*



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Richard Allen Posner (/ˈpoʊznər/; born January 11, 1939) is an American [jurist](#), legal theorist, and [economist](#). He is currently a judge on the [United States Court of Appeals for the Seventh Circuit](#) in [Chicago](#) and a Senior Lecturer at the [University of Chicago Law School](#). He is a leading figure in the field of [law and economics](#), and was identified by *The Journal of Legal Studies* as the [most cited](#) legal scholar of the 20th century.^[1]

Posner is the author of nearly 40 books on jurisprudence, economics, and several other topics, including *Economic Analysis of Law*, *The Economics of Justice*, *The Problems of Jurisprudence*, *Sex and Reason*, *Law, Pragmatism and Democracy*, and *The Crisis of Capitalist Democracy*. Posner has generally been identified as being politically conservative; however, in recent years he has distanced himself from the positions of the Republican party.^[2]

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[Posner, Richard A.](#) (Cited 19856 times)
2 J. Legal Stud. 399 (1973)
[Cited by 499 Articles](#) | [Cited by 2 Cases](#) | [Accessed 170 Times](#)
4. [Market Power in Antitrust Cases \[article\]](#)
Harvard Law Review , Vol. 94, Issue 5 (March 1981), pp. 937-996
[Landes, William M.](#) (Cited 4936 times); [Posner, Richard A.](#) (Cited 19856 times)
94 Harv. L. Rev. 937 (March 1981)
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Landes, William M. (Cited 5283 times); Posner, Richard A. (Cited 21503 times)

18 J. Legal Stud. 325 (1989)

Cited by 692 Articles
Accessed 235 Times



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Special Focus on Domestic Violence

Columbia Journal of Gender and Law, Vol. 8, Issue 1 (1998), pp. 1-66

Fenton, Zanita E. (Cited 157 times)

8 Colum. J. Gender & L. 1 (1998-1999)

🔍 **Topics:** Civil Rights, Domestic Relations, Domestic Violence, Gender, Violence, Race, Criminal Law, Jurisprudence, Law Enforcement, Restorative Justice



Cited by 53 Articles
Accessed 114 Times

☐ 2.

Panel Presentation on Cultural Battery Speaker: Kimberle Williams Crenshaw [comments]

Transcripts

University of Toledo Law Review, Vol. 25, Issue 4 (1994), pp. 891-902

25 U. Tol. L. Rev. 891 (1994)

🔍 **Topics:** Politics, Violence, Women, Children, Domestic Relations, Domestic Violence



Cited by 30 Articles
Accessed 11 Times

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Ignoring the Sexualization of Race: Heteronormativity, Critical





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Kentucky Law Journal, Vol. 97, Issue 1 (2008-2009), pp. 79-148

Schultz, Mark (Cited 131 times); Van Gelder, Alec (Cited 19 times)

97 Ky. L.J. 79 (2008-2009)

Topics: Economics, Intellectual Property Law, International Law; History, Developing Countries, Intellectual Property Law, Money

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CREATIVE DEVELOPMENT to pressure poor countries to acknowledge and protect the rights of foreign **intellectual property** owners. ...The reforms this paper suggests would help countries to take the essential next step beyond stronger **intellectual property** laws to building institutions that competently employ **intellectual property** rights to foster local creativity and innovation. ...POPULAR MUSIC AS A GRASS-ROOTS ECONOMIC DEVELOPMENT STRATEGY The city of Nashville is nicknamed "**Music City U.S.A.**" with good reason.⁹ The United States is blessed with several locales where popular **music** thrives both creatively and financially, but nowhere else is **music** so central to the local economy and identity.^{6*} A recent study estimates that been disappointed by the fact that the Doha Round has faltered, and with it the hopes of developing countries for liberalization of agricultural trade with developed nations. 58 National treatment provisions in TRIPS and other international **intellectual property** agreements will, of course, obligate developing nations to provide the same treatment to foreign



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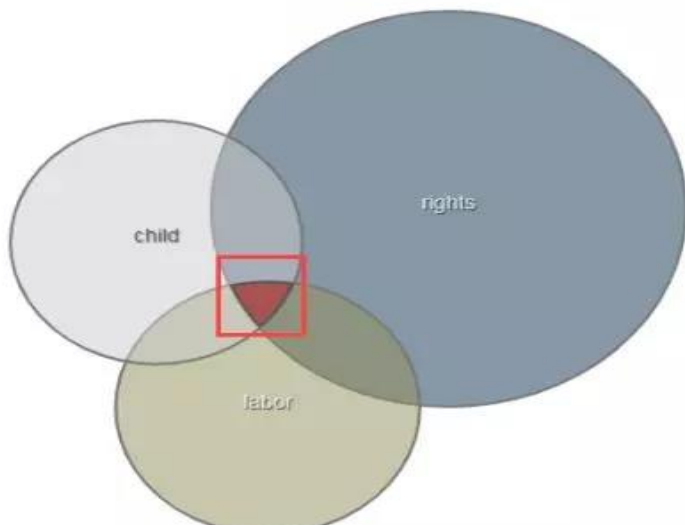
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Symposium: The Protection of Children's Rights under International Law: The Economic Exploitation of Children

Saint Louis University Public Law Review, Vol. 22, Issue 2 (2003), pp. 359-[ii]

Silk, James J. (Cited 20 times); Makonnen, Meron (Cited 4 times)

22 St. Louis U. Pub. L. Rev. 359 (2003)

② **Topics:** Child Labor, Human Rights, Human Rights Law, Labor, Comparative Law, Juveniles, Labor Law, Children

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ENDING CHILD LABOR „27 going to school. Furthermore, the Children's **Rights** Division at Human **Rights** Watch has focused its efforts largely on forced and bonded **child labor**, stating: The human **rights** abuses in these practices are clear and acute. Our objectives in tackling these aspects of the complex and troubling **child labor** issue include drawing attention to the plight of bonded and forced **child** laborers, helping to end these appalling practices, and contributing to the debate on the **rights** dimension of the larger issue of children and work.²⁸ This language, by unnecessarily equivocating on definitional issues that are, in fact, well-resolved by human **rights**



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HARVARD LAW REVIEW

(Vol. 108:16)

nedy made a fine text-based case, but for a statement of law that no party in the case had asked the Court to adopt in the certiorari papers.²³⁵

In dissent, Justice Stevens wrote for the same four Justices who responded to Justice Thomas in *Holder*.²³⁶ Like the parties in *Central Bank*, Justice Stevens thought that a stable equilibrium had formed on this issue. In hundreds of cases, the SEC and every federal court of appeals to consider the issue had concluded that aiders and abettors are subject to liability under section 10(b), based upon statutory policy and general principles of tort law.²³⁷ Congress was specifically aware of those decisions, and the relevant committees had signalled approval of them.²³⁸ Justice Stevens worked from the precept, long established in the Court's precedents, that a "settled construction of an important federal statute should not be disturbed unless and until Congress so decides."²³⁹



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