

# Third Quarter IADC Defense Counsel Journal Dissects Trending International Law Topics

Following its recent annual meeting held in Lisbon, Portugal, the **International Association of Defense Counsel** (IADC) has published its third quarter 2018 Defense Counsel Journal (DCJ) with articles that focus on trending international law issues. Topics range from product liability in Latin America, to global business compliance with the European Union's new General Data Protection Regulation (GDPR), to the consequences of data breaches in Europe compared to the United States.

In a release, the IADC said the DCJ is a quarterly forum for topical and scholarly writings on the law, including its development and reform, as well as on the practice of law in general. DCJ articles are written by members of the IADC, which is a 2,500-member, invitation-only, worldwide organization that serves its members and their clients, as well as the civil justice system and the legal profession.

The current DCJ issue is available for free and without a subscription via the **IADC's website**.

Also in the current DCJ issue, the IADC's immediate past president, Andrew Kopon Jr., looks back at his year leading the organization while heralding the many talented lawyers who serve the IADC as members and active participants as committee leaders and members.

"What distinguishes the IADC from the pack of quality professional bar associations around the world? I believe the answer lies with the caliber of our members that continuously forge the extraordinary character of the IADC," Kopon wrote in

his DCJ letter.

In a separate article, IADC member Michael Franklin Smith reflects on the end to his two years serving as the DCJ's editor, thanking IADC members whose articles helped him personally delve deeply into many vital subjects, also helping to inform his own law practice.

The third quarter 2018 issue of the DCJ includes the following articles:

- “Re-Examining ‘Carbon Copy’ Prosecutions: A Look Back and Spring Forward” – Explores the transnational trend of “carbon copy” prosecutions, which is when one jurisdiction files charges based on a guilty plea or similar charging document from another jurisdiction. The article explains why duplicative, serial enforcement actions are now part and parcel of the enforcement landscape, and have joined the international vernacular dealing with cross-border corruption matters.
- “Cyber Liability: Data Breach in Europe” – Looks at the consequences of data breaches in Europe and compares the situations in Europe and the United States with regard to the major features of such an event. The article's authors review developing case law in this area, in particular in the UK where there have been some landmark decisions, as an indicator for where Europe seems to be heading. With recent regulatory changes in the European Union, the approach to dealing with data breaches in Europe and the United States is becoming more aligned.
- “Product Liability in Latin America” – Analyzes product liability in Latin America where the recent shift to a market-friendly approach in politics has made the region attractive for business development in a reduced players' market. The article goes on to suggest that product defects present complex cross-border situations that require a product

liability risk management team with knowledge of the relevant laws across the jurisdictions at play.

– “The General Data Protection Regulation – Another Key Compliance Area for Global Business” – Examines key provisions of the European Union’s recently implemented General Data Protection Regulation (GDPR), as well as what lessons may be drawn from the development and enforcement of Foreign Corrupt Practices Act-style provisions when considering the potential impact of the GDPR.