

VOLUME LXX • NUMBER 1

SPRING 2022

(ISSN 0002-919x)

The American Journal of COMPARATIVE LAW

Editors-in-Chief:
Helge Dedek
Franz Werro

Published by the American Society of Comparative Law

ARTICLES

THE STRUGGLE FOR CUSTOMARY LAW

Gillespie & Tran

THE POLITICIZATION OF CORPORATE GOVERNANCE

Groswald Ozery

COURTS, CONSTITUTIONALISM, AND STATE CAPACITY

Khosla & Tushnet

THE TURN TO CONFESSION BARGAINING

Langbein

CHALLENGES TO ABORTION LAWS

O'Rourke

BOOK REVIEWS

Dodek

Erie

Matsui

The American Journal of COMPARATIVE LAW

VOLUME LXX

SPRING 2022

NUMBER 1

CONTENTS

Editors' Note

The Editors vii

ARTICLES

Legal Pluralism and the Struggle for Customary
Law in the Vietnamese Highlands

*John Gillespie &
Hong Thi Tran* 1

The Politicization of Corporate Governance:
A Viable Alternative?

Tamar Groswald Ozery 43

Courts, Constitutionalism, and State Capacity:
A Preliminary Inquiry

*Madhav Khosla &
Mark Tushnet* 95

The Turn to Confession Bargaining in German
Criminal Procedure: Causes and Comparisons
with American Plea Bargaining

John H. Langbein 139

A Legal and Political Assessment of Challenges
to Abortion Laws by Anti-choice Activists in
Australia and the Progression of Abortion
Law in Australia and the United States

Anne O'Rourke 162

BOOK REVIEWS

Martin Friedland, *Searching for W.P.M. Kennedy:
The Biography of an Enigma* (University of
Toronto Press, 2020)

Adam M. Dodek 205

Mapping the Cosmopolitan Legal Imaginary:
Recent Chinese Scholarship on Dispute Resolution

Matthew S. Erie 210

Andras Koltay, *New Media and Freedom of
Expression: Rethinking the Constitutional
Foundations of the Public Sphere*
(Hart Publishing, 2019)

Shigenori Matsui 222