



Case Western Reserve Journal of International Law

Volume 4 | Issue 2

1972

Preface

Preface

Follow this and additional works at: <http://scholarlycommons.law.case.edu/jil>

 Part of the [International Law Commons](#)

Recommended Citation

Preface, *Preface*, 4 Case W. Res. J. Int'l L. 90 (1972)

Available at: <http://scholarlycommons.law.case.edu/jil/vol4/iss2/1>

This Foreword is brought to you for free and open access by the Student Journals at Case Western Reserve University School of Law Scholarly Commons. It has been accepted for inclusion in Case Western Reserve Journal of International Law by an authorized administrator of Case Western Reserve University School of Law Scholarly Commons.

● **PREFACE** ●

Revolutionary wars frequently erupt on the international scene. The unfortunate prevalence of these conflicts necessitates a constant discussion of the international rules of guerrilla warfare and revolutionary war. In the first article in this issue of the *Journal*, Charles R. King explains why it is in the best interest of all participants to adhere to the rules of war which dictate that captured combatants be accorded humane treatment. He indicates that traditional notions of international law may constrain an international solution to this problem and suggests that existing international machinery be better utilized in solving the problems caused by revolutionary wars.

The second article is a survey of the Antimonopoly Law of Japan. The authors, Professor Mitsuo Matsushita and James L. Hildebrand, discuss the recent developments in Japan's antitrust law as applied to international situations. This article should be of special interest to the practitioner since Japan is currently liberalizing its trade and investment laws and the United States' trade and investment with it is likely to increase. The student Note complements this article by discussing several problems that face businessmen and lawyers when the United States' antitrust law is applied extraterritorially. Analyzing the conflict of laws problem in the Sherman Act's extraterritorial application, the student finds that the current approach of the Justice Department has reduced the number of international controversies in this area. However, this approach does not resolve the actual conflict of laws problem. It is proposed that the courts consider limiting a State's right to prescribe and enforce its legislation, thereby reducing the conflicts problem.