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Foreword

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Foreword

NICOLE J. SMITH*

This issue of the *San Diego International Law Journal* is composed of articles that exemplify the value in utilizing an international comparative approach to analyze and compare differing historical experiences. Taking a comprehensive review of the successes and failures of legal structures abroad provides an opportunity to harness and develop new possible solutions to today's legal problems. By analyzing and understanding differing international perspective on legal issues, we gain a fuller understanding of ourselves, and of our common humanity, so that we may better face the future.

Winston P. Nagan and Aitza M. Haddad's Article *Sovereignty in Theory and Practice* is a comprehensive review of the concept of sovereignty in international law. By exploring both theoretical perspectives and current trends in practice, the authors seek to enhance clarification about the sovereignty discourse and narratives. The authors explore the concept of sovereignty through a historical analysis of the leading philosophers' views on the nature and importance of sovereignty, considering the practice of international law and its influence on the boundaries of sovereignty. Next, they discuss modern international sovereignty and the significant contributions made by scholars from the United Kingdom to the theory and understanding of sovereignty. The

* Editor-in-Chief, 13 SAN DIEGO INT'L L.J. (2012), J.D. May 2012, University of San Diego School of Law, B.A. Literature and Sociology, University of California, Santa Cruz. I am extremely grateful to the Volume 13 Editorial Board and Members of the *San Diego International Law Journal* for their support and contributions to this volume. I would like to thank Ms. Brigid Bennett for her invaluable expertise and outstanding assistance in publishing this volume. Finally, I would like to thank my family—Dad, Mom, Katie, and Jacob—for providing the patience, support and encouragement necessary to fulfill my goals throughout the entire publication process.

authors conclude by considering contemporary problems in theory and practice, and the constitutive process and sovereignty in the aftermath of Nuremberg.

In *The Evolution of a New International System of Justice in the United Nations: The First Sessions of the United Nations Appeals Tribunal*, Tamara A. Shockley examines and overviews the new legal system of administration of justice created by the United Nations, the United Nations Appeals Tribunal. In her Article, Shockley reviews the historical evolution of the UN appeals process, from the former internal justice system to the development of the current administration of justice system, the Appeals Tribunal. She then examines the first two sessions of the Appeals Tribunal, discussing the wide range of issues covered and the decisions rendered. Shockley concludes by discussing the procedures currently before the Appeals Tribunal, and foreshadowing what is to come in the future of the Tribunal.

In her Comment, *Cyberbullying: What's the "Status" in England?*, Krupa A. Patel explores the growing concern over the issue of cyberbullying—the use of technology to deliberately upset someone else—in England. Patel begins by defining cyberbullying, providing a detailed explanation of the many forms and mediums used to cyberbully, as well as the numerous methods of cyberbullying that exist. She next explores the current legislative attempts to regulate cyberbullying, taking a comparative approach between the United States and England. Patel concludes by emphasizing the need for the English Parliament to create national anti-cyberbullying legislation and address this growing global problem.

Finally, Nicole J. Smith highlights a gap in international law regarding the international travel of convicted sex offenders in her Comment, *Protecting the Children of the World: A Proposal for Tracking Convicted Sex Offenders Internationally*. Smith surveys the current laws in existence governing sex offenders, comparing the legislative approach of the United States with that of the European Union. Through her analysis, Smith unveils a lack of international cooperation in the tracking of sex offenders internationally, thereby allowing sex offenders to travel undetected. In an effort to allay the problem of sex offenders in the international community, Smith proposes that the international community establish an international front against sex offenders via a global sex offender registry system.