

Niklas Brüggemann

Die Anerkennung prorogationswidriger Urteile im Europäischen und US-amerikanischen Zivilprozessrecht

[The Recognition of Anti-Prorogation Decisions in European and American Civil Procedure Law.]

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Forum selection clauses are integral to achieving jurisdictional legal certainty within the EU. At the same time, judgments delivered by a forum derogatum enjoy recognition and enforcement in all member states. Niklas Brüggemann analyses the role of such clauses in the areas of jurisdiction, lis pendens as well as recognition and enforcement from a systematic, political, and comparative perspective. He proposes a new ground for refusal of recognition where a judgment is rendered in violation of a forum selection clause.

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