Biennial International Conference "*Family Institution.Tradition, Reformation. Standardization and Perspectives"*

1st Edition, Iasi, November 8, 2019

Main Organizers:

- **Institutul de Cercetări Economice şi Sociale „Gheorghe Zane" al Academiei Române, Filiala Iaşi/"Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch**
- **Asociaţia Internaţională de Drept şi Ştiinţe Conexe/ International Association of Law and Related Sciences**
- **Michigan State University College of Law**
- **Asociaţia„Vespasian V. Pella", Iaşi/"Vespasian V. Pella" Association, Iasi, Romania**
- **Centrul de Cercetări în Ştiinţe Sociale şi Umaniste, Lumen, Iaşi /Centre for Research in Social and Humanistic Sciences, Lumen, Iasi, Romania**

Adress:
Institutul de Cercetări Economice şi Sociale "Gheorghe Zane"- Academia Române, Filiala Iaşi, Strada Codrescu nr. 2, Iaşi , 700481

Co-directors:
Nadia-Cerasela ANITEI – PhD Prof., Faculty of Legal, Social and Political Sciences, "Dunărea de Jos" University, Galaţi, Romania
Aurora CIUCĂ –PhD Prof., "Ştefan cel Mare" University, Suceava, Romania; "Vespasian V. Pella" Association, Iasi, Romania, President
Eugen **HUZUM** –PhD. Senior Research I "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Mihai LUPU –PhD Senior Research Scientist, "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Frank S. RAVITCH– PhD Prof., College of Law, Michigan State University, S.U.A.
Antonio SANDU –PhD Prof., "Ştefan cel Mare" University, Suceava, Romania, Chairman of the „Lumen" Association, General Manager of „Lumen" Publishing House

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Carmen Tamara UNGUREANU- PhD Prof., Faculty of Law, „Alexandru Ioan Cuza" University, Iaşi, Romania
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Constanţa MĂTUŞESCU - PhD, Associate Prof., Faculty of Law and Administrative Sciences, "Valahia" University, Târgoviste
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Christa M. Madrid BOQUIN, Investigadora Post doctoral, Área de Derecho Procesal, Departamento de Derecho Público, Facultad de Ciencia sJurídicas y Económicas, Universitat "Jaume I" ,Spania
Mihai LUPU – Senior Research Scientist, "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch

Moderators:
Nadia Cerasela ANIȚEI– PhD Porf
Oana GĂLĂȚEANU– PhD Associate Prof.
Lucia IRINESCU – PhD Associate Prof.
Roxana Elena LAZĂR – PhD Associate Prof.
Andreea Elena MATIC– PhD Associate Prof.
George SCHIN – PhD Associate Prof.
Iulian APOSTU-PhD Lecturer
Alexandru BLEOANCĂ – PhD Lecturer
Mirela Carmen DOBRILĂ - PhD Lecturer
Călina Andreea GARDIKIOTIS – PhD Lecturer
Dan Constantin MÂȚĂ - PhD Lecturer
Stefania Cristina MIRICA - PhD Lecturer
Carmen MOLDOVAN-PhD Lecturer

Alin TRAILESCU –PhD Lecturer
Mihai LUPU – PhD Senior Research Scientist
Raluca Laura DORNEANU PAUNESCU– PhDUniversity Assistant

PURPOSE, OBJECTIVES AND TOPIC OF THE CONFERENCE

Having at the heart of the debate the family institution the organization of the conference answers the need of identification of the fundamentals of social relations that are the object of regulations of specific legal norms.

The main objectives of the conference are: the integrative approach of the family institution and the opening of dialogue between the social sciences in order to establish legal norms reflecting the preoccupation for the harmonious development of family relationships.

The conference aims to bring together specialists and practitioners in the field of family relationships viewed from different perspectives: family law, private international law, European private international law, international civil law, comparative law, civil law, civil procedural law, European law and international law, criminal law, criminal law, public law, history of law and related sciences.

The works of the conference will reflect the field of family relations, will take place on seven sections, mentioned in the attached registration form, and will be published in a monograph volume/magazine edited by the conference organizers, with the participation of the coordinators on sections.

Welcoming address:

Nadia-Cerasela ANITEI – PhD Prof., Faculty of Legal, Social and Political Sciences, "Dunărea de Jos" University, Galaţi, Romania
Aurora CIUCĂ –PhD Prof., "Ştefan cel Mare" University, Suceava, Romania; "Vespasian V. Pella" Association, Iasi, Romania, President
Eugen **HUZUM** –PhD. Senior Research I "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Mihai LUPU –PhD Senior Research Scientist, "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Frank S. RAVITCH– PhD Prof., College of Law, Michigan State University, S.U.A.
Antonio SANDU –PhD Prof., "Ştefan cel Mare" University, Suceava, Romania, Chairman of the „Lumen" Association, General Manager of „Lumen" Publishing House.

The conference continued with the presentation of the papers in the two sections. The conference program is attached to this editorial.

Language of Presentation – Romanian/English

09:00 - 9.30 – Registration Desk
9.30 - 10:15 – Festive Opening – Welcoming address
10:15 – 11:45 - Papers in section
11:45 – 12:00 – Coffee Break
12:00 - 13.30- Papers in section
13:30- 14:00- Conclusions
14:00 – 15:00- Lunch break
15:00 – 16:30 - Papers in section
16:30 – 17:00 - Conclusions
17:00 – 17:30 – Coffee Break
17:30 - 19.00 - Papers in section
19:00 – 19:30 – Conclusions
19.30-20:00 - Close

Welcoming address

9.10 - 9:45 - Festive Opening

Nadia-Cerasela ANITEI – PhD Prof., Faculty of Legal, Social and Political Sciences, "Dunărea de Jos" University, Galaţi, Romania
Aurora CIUCĂ –PhD Prof., "Ştefan cel Mare" University, Suceava, Romania; "Vespasian V. Pella" Association, Iasi, Romania, President
Mihai LUPU –PhD Senior Research Scientist, "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Frank S. RAVITCH– PhD Prof., College of Law, Michigan State University, S.U.A.

SECTION I

9:45 – 11:45 - Papers in section

Moderators:
PhD Lucia IRINESCU
PhD Călina Andreea GARDIKIOTIS
PhD Mihai LUPU

1. ***Balancing Religious Complicity Claims with Concerns About Discrimination.*** - **Frank S. Ravitch,** PhD Prof. of Law and Walter H. Stowers Chair in Law & Religion, Director, Kyoto Japan Program, Michigan State University College of Law
2. ***Rethinking the Family. A Constitutional Perspective*-Mihai Lupu** PhD Senior Research Scientist, "Gh. Zane" Institute, Romanian Academy - Iaşi Branch
3. ***Drepturile femeii pe piaţa muncii în Uniunea Europeană/Women's Rights on the labour market in European Union* - Roxana-Elena Lazăr,** PhD, Associate Prof., Faculty of Law "Petre Andrei" University from Iassy
4. ***Interesul superior al copilului şi recunoaşterea legăturii de filiaţie în cazul maternităţii de substituţie gestaţională din perspectiva CEDO/ The best interest of the child and the recognition of the filiation link in the case of gestational substitution arrangement from the ECHR perspective* - Aurora Ciuca** PhD Prof., Faculty of Law and Administrative Sciences, "Ştefan cel Mare" , University Suceava, e-mail: aurora_ciuca_2000@yahoo.com
5. ***Unele aspect referitoare la dreptul european al copilului / Some aspects regarding the European Law of the child* - Oana Galateanu,** PhD Associate Prof.,Faculty of Law, Social and Political Sciences, "Dunărea de Jos" University, Galaţi, Romania

***6. Căsătoria între persoane de acelaşi sex în jurisprudenţa CEDO şi CJUE - un studiu comparative / Marriage between persons of the same sex in the ECHR and ECJ case law - a comparative study* – Cătălina Georgeta Dinu**, PhD Senior Lecturer, Faculty of Law, Department of Law, "Transilvania" University of Brasov

7. **Reviewer: Carmen Tamara Ungureanu -**Professor at the Faculty of Law, Alexandru Ioan Cuza University of Iasi, Romania, teaching International Commercial Law and European Private International Law.**Book: *The promise of marriage (engagement) in Romanian Private International Law. Family relations in Romanian Private International Law,* Author : Nadia-Cerasela Anitei, Publishing House: LAP Lambert, Place of publication : Mauritius, Year of publication : (elaborate 2018) 2020, No. of pages : 125,ISBN : 978-620-2 -52804**

12.00-13.40- Papers in section

Moderators:
PhD Nadia Cerasela ANITEI
PhD Carmen MOLDOVAN
PhD Mihai LUPU

8. ***De la instanta naţională la Curtea Europeană a Drepturilor Omului, greşeli pe toată linia / All but Mistakes from the National Court to The European Court of Human Rights* –Alexandru Bleoanca,** PhD, Lecturer, Faculty of Law, Social and Political Sciences, "Dunărea de Jos" University, Galaţi, Romania, e-mail: alexandru.bleoanca@gmail.com
9. ***Planul parental – QUO VADIS? /Parental Plan – QUO VADIS? - R*aluca Laura Dorneanu Paunescu**, PhD university assistant, Faculty of Law, "Vest" University Timisoara, Romania, e-mail: ralucalaura_paunescu@yahoo.com
10. ***The "market" of human reproductive cells in Romania*- Carmen Tamara Ungureanu,** PhD, Prof., Faculty of Law , "Alexandru Ioan Cuza" University, Iassy, carment_ungureanu@yahoo.com
11. ***Noţiunea de „membri de familie" din perspective libertăţii de circulaţie în spaţiul Uniunii Europene/ The notion of "family members" from the perspective of freedom of movement within the European Union* - Constanţa Mătuşescu** PhD Associate Prof., Faculty of Law and Administrative Sciences, "Valahia" University of Târgoviste
12. ***Noţiunea de familie din perspective dreptului internaţional public/The notion of family from the perspective of Public International Law* - Carmen Moldovan** PhD Lecturer, Faculty of Law "Alexandru Ioan Cuza" University of Iasi, carmen.moldovan@uaic.ro
13. ***Abandonment of family. Issues of legal practice*-Laura Mihaela Pamfil,** PhD Associate Prof., "Petre Andrei" University of Iasi, Deputy Attorney General of the Prosecutor's Office attached to the Iasi Court of Appel

15.00 – 16.30 - Papers in section

Moderators:
PhD Roxana Elena LAZĂR
PhD Raluca Laura DORNEAN PĂUNESCU
PhD Mihai LUPU

14. ***Câteva consideraţii privind instituţia minorului în procesul penal/ Some considerations regarding the institution of the minor in the criminal trial*** - **Carmen Silvia Paraschiv**, PhD Prof., Faculty of Law, "Titu Maiorescu" University, Bucharest
15. ***Dispozitiile legii penale privind membrii de familie (Criminal law stipulations on family members)*- Laura Mihaela Pamfil,** PhD Associate Prof., "Petre Andrei" University of Iasi, Deputy Attorney General of the Prosecutor's Office attached to the Iasi Court of Appel
16. ***Ordinul de protecţie- soluţie împotriva violenţei în familie? /Is the restraining order a solution against domestic violence***? – **Calina Andreea Gardikiotis**, PhD Lecturer, Faculty of Law, "Petre Andrei" University from Iassy
17. ***Consideraţii privind posibilitatea revocării ordidnului de protecţie/ Considerations regarding the possibility of revoking the protection order*** **- Gabriela Nicoleta Chihaia,** PhD Judge, President of Brasov Juveniles and Family District Court
18. ***Aspecteteor etice privind masura ordinului de protective în cauzele de violenţă domestică / Theoretical aspects regarding the measure of the protection order in cases of domestic violence*** **- Elise Valcu,** PhD Associate Prof., Faculty of Law, Pitesti University, elisevalcu@yahoo.com
19. ***Reglementarea juridică a măsurilor de constrângere cu caracter medical înRepublica Moldova/Legal Regulation of medical constrainting measures in the Moldavia Republic*** **– Vlad Nicolae Nedelcu**, PhD Assistant, Faculty of Law, "Petre Andrei" University from Iassy
20. ***Filiaţia copilului din afara căsătoriei în dreptul international privat roman/ Affiliation of the child out of wedlock in Romanian private international law***– **Nadia-Cerasela Anitei**, PhD Prof., Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania, e-mail: nadia.anitei@ugal.ro; ncerasela@yahoo.com

16.45 - 18.45 - Papers in section

Moderators:
PhD Alexandru BLEOANCA
PhD Dan Constantin MÂȚĂ
PhD Mihai LUPU

21. ***Digital marriage and Divorce: legality versus Digital Solutions. European comparative perspectives/Căsătoria şi divorţul digital: legalitate vs. soluţii digitale. Perspective comparate europene*** **- Emanuel Tavala**, PhD Lecturer, Faculty of Law "Simion Barnutiu", "Lucian Blaga" University, Sibiu
22. ***Reprezentarea legală a minorului în procesul de divorţ***, **Alexandru Sava**, PhD Senior Research Scientist "Gh. Zane" Institute, Romanian Academy - Iaşi Branch
23. ***Consideraţii privind determinarea legii aplicabile adopţiei cu element străin/Considerations regarding the determination of the law applicable to adoption with a foreign element*** **– Nicoleta Diaconu,** PhD Prof., Faculty of Legal, Political and Administrative Sciences "Spiru Haret" University, Bucharest.
24. ***Condiţiile de fond ale adopţiei interpretate conform principiului interesului superior al copilului/The substantive conditions of the adoption interpreted according to the principle of the best interests of the child*** **- Camelia Ignătescu,** PhDAssociate Prof., Faculty of Law and Administrative Sciences "Ştefancel Mare" University of Suceava, Romania Lawyer at Suceava Bar Association Member of Council of Bars and Law Societies of Europe
25. ***Legea aplicabilă şi condiţiile de fond pentru încheierea promisiunii de căsătorie între un cetăţean roman si un ceţăţean Italian/ Applicable law and substantive conditions for concluding the marriage promise between a Romanian citizen and an Italian citizen*** **- Nadia-Cerasela Anitei-** PhD Prof., Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania, e-mail: nadia.anitei@ugal.ro; ncerasela@yahoo.com; **Dragoş Palade** Master Criminal Law and Forensics, Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania, Attorney at Law, Galati Bar, Romania
26. **Regimul economic al soţilor şi regimul economic al partenerilor – Note comune în dreptul european/** ***The economic regime of the spouses and the economic regime of the partners –Common notes in European law*** **- Călina Jugastru,** PhD, Prof., Faculty of Law "SimionBarnutiu", "Lucian Blaga" University, Sibiu

Section II

9:45 – 11:45 - Papers in section

Moderators:
PhD George SCHIN
PhD Alin TRAILESCU
PhD Mihai LUPU

27. ***Executarea silită a obligaţiilor de a face privind minorii si alienarea parentală/ Enforced enforcement of obligations regarding minors and parental alienation*** **- Mihaela Roxana Prisacariu** PhD, Center for research and intercultural communication , e-mail:rprisacariu@ircc.ro
28. ***Unele consideraţii în legătură cu urmărirea silită a locuinţei familiei în procedura de executare silită a creanţelor civile şi fiscale***" –**Alin Trailescu** PhD Lecturer, Faculty of Law, "Vest"University Timisoara, Romania , e-mail: trailescu_alin@yahoo.com
29. ***Ofiţerul de stare civilă - reglementare, rol şi atribuţii/Civil status officer - regulation, role and duties*** **- Dan Constantin Mâţă**, PhD Lecturer, Faculty of Law "AlexandruIoanCuza" University, Iaşi e-mail: danmata@uaic.ro
30. ***Servicii sociale destinate copiilor din sistemul de protecţie socială / Social services for children from the social pretection system*** **- Elise Valcu, PhD Associate professor, Faculty of Law, Pitesti University, e-mail: elisevalcu@yahoo.com; Lavinia Olah PhD Lecturer Faculty of Law, Pitesti University**
31. ***Exercitarea drepturilor şi obligaţiilor părinteşti în România*** - ***Exercise of parental rights and obligations in Romania*** **– Elisabeta Slabu,** PhD Lecturer Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romaniaelisabeta.slabu@ugal.ro
32. ***Dreptul părintelui de a avea legături personale cu minorul. Clarificări din practica instanţelor judecătoreşti/The parent's right to have personal connection with the minor child. Clarifications in the practice of the Romanian courts of law*** **- Lucia Irinescu,** PhD,Associate Professor, Faculty Law "Alexandru Ioan Cuza" University of Iasi
33. ***Concediul de maternitate/Paternitate, Concediul de crestere şi îngrijire copil - Legislaţie, Psihologie infantilă, Cresterea armonioasă / Maternity/Paternity/Leave, Parental Leave for child Care – Legislation, Child Psychology, Harmonious Development***- Raluca Laura DorneanPaunescu, Ph.D University Assistant, Faculty of Law, "Vest" University Timisoara, Romania, e-mail: ralucalaura_paunescu@yahoo.com

12:00-13:40- Papers in section

Moderators:
PhD Mirela DOBRILĂ
PhD Andreea Elena MATIC
PhD Mihai LUPU

34. ***Exercitarea parentalităţii în contextual migraţiei. Paradigme, ipostaze şi provocări /Exercising parenting within the migration context. Paradigms, substantiality and challenges***- **Marian Pîslariu**, PhD candidate at the Faculty of Philosophy and Social-Political Sciences within the "Alexandru Ioan Cuza" University of Iaşi.
35. ***Child - victim of physical, emotional, and sexual abuse in disfunctional families/Copilul-victima abuzului fizic, emoţional şi sexual în familiile disfuncţionale*** **- Simona-Irina Damian**, Medic primar legist, Institutul de Medicină Legală Iaşi, UMF Gr. T. PopaIaşi, România; **Ancuta Rohozneanu**, Alexandru Glodeanu Medic resident Medicină Legală, Institutul de Medicină Legală Iaşi, România; **Andra-Irina Bulgaru Iliescu Uuniversitatea de Medicina si Farmacie "Gr. T. Popa" Iaşi, România**
36. ***Cum pot influenţa alegerile făcute în copilărie evoluţia adultului? /How can the choices made in children evolution of adult?*** –**Ruxandra Victoria Paraschiv,**PhD Assistant**,** Faculty of Psychology, "Titu Maiorescu" University, Bucharest
37. ***Importanţa familiei în construcţia socială a valorilor etice în societatea românească actuală/The Importance of Family in the Social Construction of Ethical Values in the Romanian Society***-**Antonio Sandu** PhD Prof., "Ştefancel Mare" University, Suceava, Romania, Chairman of the „Lumen" Association, General Manager of „Lumen" Publishing House
38. ***Altruism şimoralitate în familia contemporană /Altruism and Morality în Contemporary Family*** **- Andreea Elena Matic,** PhD. Associate Prof., Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania; **Stefania Cristina Mirica** PhD Lecturer Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania
39. ***„Mutaţiile" familiei în contextual secularizării culturii europene/ "Mutations" of the family in the context of the secularization of the European culture*** **- Gina Ignat,** PhD, judge Court of Appeal, Galaţi, ignatgina91@yahoo.com

15.00 – 16.30 - Papers in section

Moderators:
PhD Oana GĂLĂȚEANU
PhD Stefania Cristina MIRICA
PhD Iulian APOSTU

40. ***Consideraţii privind perenitatea unor norme de drept privat. Familia în Vechiul Testament/Considerations regarding the permanence of some rules of private law. Family in the Old Testament*- Bogdan Ciucă,** PhD Prof.,Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania
41. ***Coabitare versus concubinaj – confuzii conceptual si consecinte asupra legalizării concubinajului/Cohabitation versus consensual union - conceptual confusion and consequences on the legalization of the concubinage* - Iulian Apostu,** PhD Rechercher of Romanian Academy, Institute of Sociology, e mail: phdiulian@gmail.com
42. ***Consideraţii privind desfacerea căsătoriei / Considerations regarding divorce* - Cristian Mareş,** PhD Lecturer ,Valahia University of Targoviste; Attorney at law – Partner – Mareş & Mareş Law Firm
43. ***Impactul regimurilor matrimonial asupra dreptului de autor/ The impact of matrimonial regimes on copyright* - Gheorghe Gheorghiu,** PhD, Prof., **F**aculty of Law and Administrative Sciences, "Valahia" University of Târgoviste
44. ***Efectele căsătoriei privind bunurile soţiei în concepţia Codului civil de la 1864/ The effects of marriage on the assets of the wife in the conception of the Civil Code of 1864*- Irina Apetrei**, PhD Lecturer, Faculty of Law, "Petre Andrei" University of Iaşi, Romania, e-mail: ireneapetrei@yahoo.com
45. ***The Institution Of Successional Reserve and the Special Disposable Portion Of The Surviving Spouse In The New Civil Code, points of reference within the family /Instituţia rezervei succesorale şi cotitatea disponibilă specială a soţului supravieţuitor în Noul Cod Civil: ca puncte de referinţă în cadrul familiei* - Mirela Carmen Dobrilă,** PhD Lecturer, Faculty Law "Alexandru Ioan Cuza" University of Iasi
46. ***Regimul juridic al actelor notariale electronice/ The legal regime of notarial documents*- George Schin** PhD **Associate prof.,** Faculty of Law, Social and Political Sciences, Dunărea de Jos University, Galaţi, Romania

CONCLUSIONS

The conference brought together a number of 46 papers***specialists and practitioners in the field of family relationships viewed from different perspectives: family law, private international law, European private international law, international civil law, comparative law, civil law, civil procedural law, European law and international law, criminal law, criminal law, public law, history of law and related sciences.***

The authors addressed different topics from: ***Balancing Religious Complicity Claims with Concerns About Discrimination***, continuing with topics such as: ***The Importance of Family in the Social Construction of Ethical Values in the Romanian Society; The best interest of the child and the recognition of the filiation link in the case of gestational substitution arrangement from the ECHR perspective; The notion of "family members" from the perspective of freedom of movement within the European Union*** and ending with***The "market" of human reproductive cells in Romania.***

From the presented articles we noticed the proposals of legeferenda, the situations encountered in the specialized practice that led to new approaches, the debates on topics in different fields led to new article proposals and to interdisciplinary approaches in the vast field of family relations.

The conference ended with the proposals: to continue with the following editions and to publish the articles that will be elaborated in a certain term in issue 1-2 of the Journal of Journal of Legal Studies as a special issue dedicated to the conference.

Coordinators in issue 1-2 of the Journal of Legal Studies as a special issue dedicated to the conference are:
Nadia-Cerasela ANITEI – PhD Prof., Faculty of Legal, Social and Political Sciences, "Dunărea de Jos" University, Galați, Romania;
Mihai LUPU – PhD Senior Research Scientist, "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch;
Frank S. RAVITCH –PhD Prof., College of Law, Michigan State University, S.U.A.

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Aurora CIUCĂ –PhD Prof., "Ştefancel Mare" University, Suceava, Romania; "Vespasian V. Pella" Association, Iasi, Romania, President
Eugen **HUZUM** –PhD. Senior Research I "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Mihai LUPU –PhDSenior Research Scientist, "Gheorghe Zane" Institute of Economic and Social Research - Romanian Academy, Iasi Branch
Frank S. RAVITCH– PhD Prof., College of Law, Michigan State University, S.U.A.
Antonio SANDU –PhD Prof., "Ştefancel Mare" University, Suceava, Romania, Chairman of the „Lumen" Association, General Manager of „Lumen" Publishing House

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