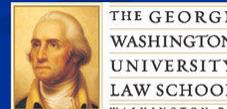


**British Institute of International and Comparative Law**  
*Enforcement of Public Procurement Rules:  
Lessons from a Comparative Perspective*

## ***Remedies from the Transatlantic Perspective***

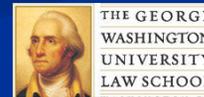
Professor Christopher Yukins  
*The George Washington University Law School*

April 11, 2011



## **Introduction**

- Professor Christopher Yukins is a former Justice Department lawyer, with many years of experience in U.S. public procurement, both in government and in private practice
- He serves as an adviser to the U.S. delegation to the UNCITRAL working group on reform of the UNCITRAL Model Procurement Law
- He is co-director of the Government Procurement Law Program at The George Washington University Law School, in the leading government procurement law program in the United States



## Other Professors in Program

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Ralph Nash (emeritus)

John Cibinic (d. 2005)



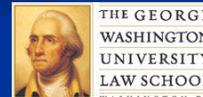
Fred Lees  
(emeritus)



Joshua  
Schwartz



Steven  
Schooner



One day, the remedies universe  
was born

We are not sure when it occurred -- though we  
have indirect evidence, which scholars are  
still sharing and understanding

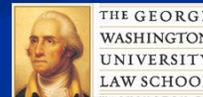
## Different systems emerged as the universe expanded <sup>5</sup>

- Each different, but all oddly similar



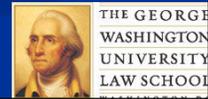
## In each system, the participants had to deal with: <sup>6</sup>

- How broadly they understood their system to reach
- How to stop the elements in their system from colliding
- How to deal with death
- How to spur participants with goods and riches



7

Each system was, however, an imperfect answer to a deeper truth -- that the procurement process itself is a clumsy intermediary between the people and their ends

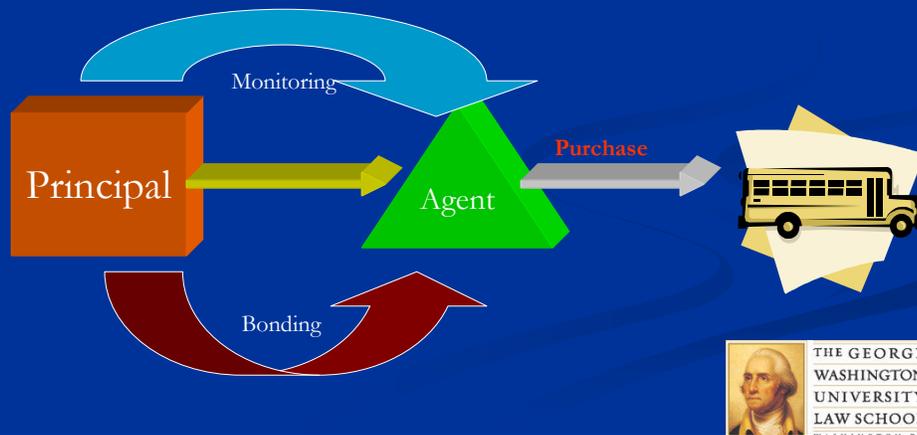


8

One day, the universe will end



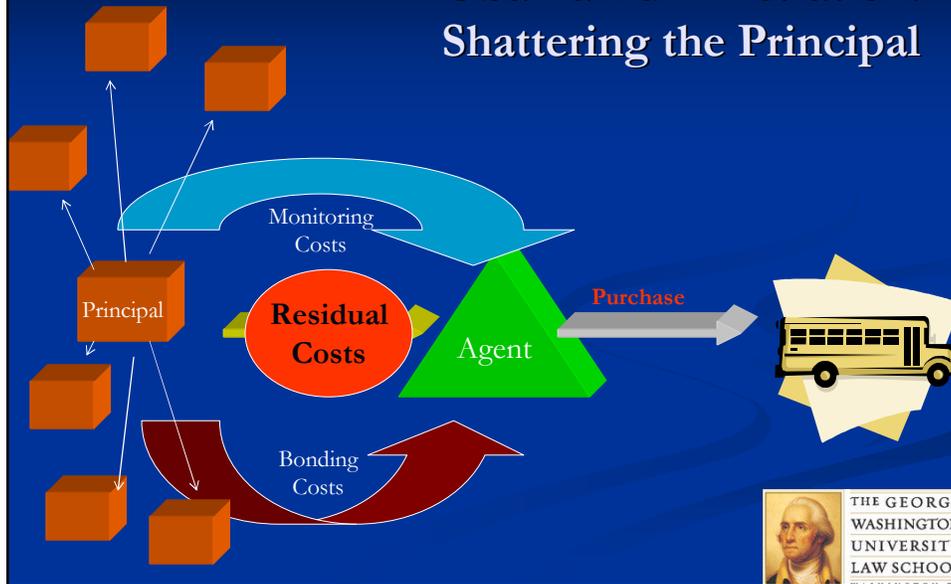
# Principal-Agent Relationship



## Assessing Procurement Under the Recovery Act



## Obama Administration: Shattering the Principal



## Conclusion

Professor Christopher Yukins

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