



The American Law Institute

DEDICATED TO CLARIFYING AND IMPROVING THE LAW

Annual Report 2010 – 2011



The particular business and objects of the society are educational, and are to promote the clarification and simplification of the law and its better adaptation to social needs, to secure the better administration of justice, and to encourage and carry on scholarly and scientific legal work.

FROM THE
CERTIFICATE OF INCORPORATION OF THE AMERICAN LAW INSTITUTE



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THE AMERICAN LAW INSTITUTE



Introduction to The American Law Institute

The American Law Institute is the leading independent organization in the United States producing scholarly work to clarify, modernize, and otherwise improve the law. ALI was created in 1923 to promote the clarification and simplification of the law and its better adaptation to social needs, to secure the better administration of justice, and to encourage and carry on scholarly and scientific legal work.

Publications and Projects

ALI drafts, discusses, revises, and publishes Restatements of the Law, Principles of the Law, and model statutes that are enormously influential in the courts and legislatures, as well as in legal scholarship and education. ALI has long been influential internationally and, in recent years, more of its work has become international in scope.

The Institute addresses uncertainty in the law by developing restatements of legal subjects for use by courts and lawyers applying existing law. Restatements of the Law contain clear formulations of common law and its statutory elements or variations and reflect the law as it presently stands or might plausibly be stated by a court.

Completed Restatements include:

- Agency
- Conflict of Laws
- Contracts
- Foreign Relations Law of the United States
- Judgments
- The Law Governing Lawyers
- Property
- Restitution and Unjust Enrichment
- Suretyship and Guaranty
- Torts
- Trusts
- Unfair Competition

The Institute also examines and analyzes legal areas in need of reform. Principles of the Law express the law as it should be, which may or may not reflect the law as it is.

These projects include:

- Aggregate Litigation
- Corporate Governance
- Family Dissolution
- Software Contracts
- Transnational Civil Procedure
- Transnational Insolvency
- Transnational Intellectual Property

The Institute's statutory projects include the Uniform Commercial Code (in conjunction with the Uniform Law Commission), Model Code of Evidence, and Model Penal Code.

ALI is currently developing Restatement or Principles projects on Election Law, Employment Law, Government Ethics, U.S. Law of International Commercial Arbitration, Liability Insurance, Nonprofit Organizations, Torts: Liability for Economic Harm, and World Trade Law, among others.

Membership

ALI is made up of over 4300 lawyers, judges, and law professors of the highest qualifications. By participating in the Institute's work, its distinguished members have the opportunity to influence the development of the law in both existing and emerging areas, to work with other eminent lawyers, judges, and academics, to give back to a profession to which they are deeply dedicated, and to contribute to the public good.

Funding

ALI's primary sources of operating revenue are from publishing, membership dues and contributions, and rental income from its headquarters building in Philadelphia. The financial support of the Institute's members and partners is vital to its long-term financial stability. As a public charity under section 501(c)(3) of the Internal Revenue Code, all donations to ALI are tax-deductible to the full extent of the law.



The American Law Institute is the leading independent organization in the United States producing scholarly work to clarify, modernize, and otherwise improve the law.



President's Message



This is the first official Annual Report to the distinguished women and men from the bench, the bar, and the academy who are members of The American Law Institute.

As the year progresses, our work is discussed and reported on in our meetings and in our newsletters, both “e” and in print. However, this report provides an overview of the accomplishments of the last year as well as an indication of our carefully husbanded financial situation, which, in these turbulent economic times, it is so essential to understand. Importantly, this report also lists our leadership and the members who have contributed to our work and our coffers during the past year.

Your membership and your financial and intellectual support have contributed to major advances in the law-reform work that is our hallmark. Our projects have been cited by thoughtful writers in major editorial pages, by judges rendering important decisions, and by law-reform advocates the world over who are interested in emulating our process. The willingness of the most distinguished American lawyers, judges, and law professors to donate their time and creative thinking for the good of our justice system is an iconic mark of the ALI.

Watching our members parse difficult legal problems to come to an expression of consensus is nothing short of thrilling to me. In these days, when both our political system and our economic system seem too often road-blocked by bad behavior, incorrect information, and extremist views, as well as the lack of participation by the vast majority of Americans with moderate views and inclusive impulses, the ALI's emphasis on independence, balance, and practical solutions is more important than ever.

It is a great honor to serve this historic and contemporarily important Institute. It has made me a better lawyer and, I think, a better American, and I hope you feel the same.

Roberta Cooper Ramo



Director's Message



The last year has been both routine and extraordinary for the ALI.

It is routine because the ALI has been on the same path since 1923. Our founders, especially the first President/Director team of George Wickersham and William Draper Lewis, had the innovative idea that judges, practicing lawyers, and professors could work together to improve American law. They early selected the complicated and flexible word “Restatement” to describe a subtle merger of civil law principles with balanced generalizations drawn from convincing appellate opinions. Today we do similar work on 15 diverse legal subjects. Our leadership team of President Roberta Ramo, Treasurer Carolyn King, Deputy Director Stephanie Middleton (leading the Philadelphia office), and me works together through emails and telephone calls. (What would those 1920s founders have said about three women leading the most important private law-reform organization in the world?) And our core mission and procedures have been endorsed as the model for the new European Law Institute, which celebrated its creation at a June event in Paris and is now opening its permanent offices in Vienna.

But this has also been an extraordinary year. We finished four sterling Restatement Third projects: Trusts, Donative Transfers, Restitution, and Torts: Liability for Physical and Emotional Harm. All of us owe praise and thanks to Ed Halbach, Larry Waggoner, Andrew Kull, Mike Green, and Bill Powers. They had help from Associate Reporters and from Advisers and ALI members whose attendance at meetings and emailed suggestions improved the drafts. We advanced our work on Sentencing, Employment, Nonprofits, World Trade, and International Arbitration. We took our first steps on liability insurance law, economic torts, election law, and government ethics. Some of these subjects would have surprised the Institute’s founders, but each is today important to the American system of law and government.

My main job is finding new subjects that need ALI work and persuading busy professors to become Reporters. Under intense investigation and recruiting now are criminal fraud, Indian law, foreign relations law, sex crimes, consumer protection law, corporate law, mortgage law, transmission of wealth, family law, intellectual property law (including patent law), and additional topics in torts. We will not work in all these fields, certainly not within a year or two, but from this list we will get important projects and continue to contribute to American and foreign law.

Building on Mike Traynor’s achievements (and guided by the recommendations of Bob Mundheim’s Special Committee on Governance), Roberta Ramo has spearheaded vital updates of the ALI’s procedures. These steps include advances in selection of new ALI members, term limits for Council and officer service, livelier Annual Meetings, and participation in Members Consultative Group meetings by telephone and video. Technology gives us new options but requires careful analysis so as not to stifle the candor we need among experts and generalists, judges and practitioners, and people of diverse views to reach consensus on the best legal doctrine. So far we are doing this well, but more technological evolution is on tap.

Our biggest strength is our membership—4000 elite American and foreign lawyers. Our work needs your attendance; your participation; your advice to our Reporters, our Program Committee, and me; and—when appropriate for you—your financial help. Our contributions to law reform are as important to the United States today as they were in 1923.

Lance Liebman

Council and Officers

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The governing body of the Institute, the Council consists of 57 lawyers, judges, and academics with a broad range of specialties and experiences.

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***President Emeritus and Chair of the Council Emeritus*

****Treasurer Emeritus*



Highlights



The Institute began experimenting with technology to allow members to participate remotely in MCG meetings.

The first ALI Young Scholars Medals were presented in May to Oren Bar-Gill of New York University School of Law and Jeanne C. Fromer of Fordham University School of Law.

Annual Meeting

At the 2011 Annual Meeting in May in San Francisco, attendees heard thought-provoking addresses from Lord Phillips of Worth Matravers, President of the Supreme Court of the United Kingdom; Stephen N. Zack, President of the American Bar Association; Tani Cantil-Sakauye, Chief Justice of the Supreme Court of California; Mark G. Yudof, President of the University of California; and constitutional law scholar Kathleen M. Sullivan, a partner at Quinn Emanuel Urquhart & Sullivan and a professor and former dean of Stanford Law School.

Publications

Also at the Annual Meeting, ALI members approved Tentative Drafts of the Restatement Third, Trusts, and the Restatement Third, Torts: Liability for Physical and Emotional Harm, clearing the way for the publication of the final volumes of these Restatements in 2012.

ALI cosponsored symposia on the Restatement Third of Restitution and Unjust Enrichment at Washington and Lee University School of Law and Boston University School of Law. The Restatement received final approval at the 2010 Annual Meeting and was published in summer 2011. The Institute also published a new edition of the Concise Restatement of Torts and the latest volume in its series of analyses of the case law of the World Trade Organization.

During fiscal year 2010-11, the U.S. Supreme Court cited ALI's model codes, Principles, and Restatements 35 times. The Court took notice of the Principles of the Law of Aggregate Litigation for the first time in *Smith v. Bayer Corp.*, ___ U.S. ___, 131 S. Ct. 2368, 180 L.Ed.2d 341 (June 16, 2011) citing § 2.11 with approval. In *CSX Transp., Inc. v. McBride*, ___ U.S. ___, 131 S. Ct. 2630, 180 L.Ed.2d 637 (June 23, 2011), the Court referenced § 29 of the Restatement Third, Torts: Liability for Physical and Emotional Harm, in holding that, in a case brought under the Federal Employers' Liability Act, the trial court's refusal to give an instruction using common-law "proximate cause" terminology was not error.

Projects

Work continued on the Institute's ongoing projects. Tentative Drafts for the Model Penal Code: Sentencing and the Restatement Third of Employment Law, as well as sections of the Principles of the Law of Nonprofit Organizations, were approved at this year's Annual Meeting. Advisers and Members Consultative Group (MCG) meetings were held to discuss the latest drafts of projects, including the Restatement Third of The U.S. Law of International Commercial Arbitration. Participants in two of ALI's newest projects, Principles of the Law of Liability Insurance and Principles of Government Ethics, met for the first time.



The Institute began experimenting with technology to allow members to participate remotely in MCG meetings. After several successful tests of the web-conference technology in 2011, participation via web conference is expected to become a regular option for members in 2012.

The Council approved initiation of a new project on Principles of Election Law, and members were offered a preview of this work at the Annual Meeting by the lead Reporter and three practitioners who helped to formulate the project.

ALI continued to explore issues in the areas of international financial regulation and insolvency, cosponsoring a conference in May with the U.S. Securities and Exchange Commission on the extraterritorial application of federal securities law, and a meeting in June with the Bingham Centre for the Rule of Law, a London-based law-reform organization, on the insolvencies of cross-border financial institutions.

Awards

The first ALI Young Scholars Medals were presented in May to Oren Bar-Gill of New York University School of Law and Jeanne C. Fromer of Fordham University School of Law. ALI created this new award to call attention to academic work that is practical, focused on the real world, and can influence law for the better. Deans from law schools nominated more than 70 candidates, all professors in their first decade of teaching.

The selection committee was chaired by William A. Fletcher, Professor Emeritus at the University of California-Berkeley School of Law and a judge on the U.S. Court of Appeals for the Ninth Circuit. In May, Professors Bar-Gill and Fromer each were presented with a plaque and a \$5000 prize. Both scholars will plan a conference devoted to identifying legal subjects that would benefit from law reform.

Also in May, the John Minor Wisdom Award was presented to Guy Miller Struve, a partner with Davis Polk & Wardwell LLP in New York, for his outstanding contributions to ALI's work. Michael Traynor, Chair of the Council and President Emeritus, received ALI's Distinguished Service Award, given from time to

time to a member who over many years has played a major role in the Institute and accepted significant burdens as an officer or committee chair.

Membership

152 distinguished practitioners, judges, and law professors were elected to membership in ALI in fiscal year 2010-11. A Public Lawyer Outreach Initiative was created to provide financial assistance to members working in the public sector (state and federal prosecutors, public defenders, civil legal-aid lawyers, attorneys with defense and public-policy nonprofits, state and federal government attorneys, and those working in the armed forces) to help defray travel and lodging expenses to attend the 2011 Annual Meeting.

Five local receptions, organized by members, were held to provide an opportunity for regional networking with ALI colleagues in an informal setting.

Leadership

Three new members of the Council were elected by the membership: Wallace B. Jefferson, Chief Justice of the Supreme Court of Texas, Austin, Texas; Gary L. Sasso, President and CEO of Carlton Fields, Tampa, Florida; and Anthony J. Scirica, a judge on the U.S. Court of Appeals for the Third Circuit, Philadelphia, Pennsylvania.

Former President Michael Traynor retired as Chair of the Council after serving his three-year term in that office. Three Council members were transferred to emeritus status after many years of service to ALI: Conrad K. Harper, Myles V. Lynk, and Ellen Ash Peters.

"I found it useful to meet and speak with lawyers and judges who come from such a completely different world from mine. That alone was educational."

Peter Y. Solmssen, Siemens, Munich, Germany

Publications



“I have found considerable use for the Restatements. Just as I anticipated, they save a great deal of labor, especially on questions which are not controversial but which take a long time to look up.”

Judge Learned Hand

“To have a bible to which you can cling, a sort of life belt, for lawyers and appellate judges must be marvelous. Oh, that I was a judge of your Supreme Court and only needed to look at the Restatements!”

The Right Honourable Lord Woolf of Barnes, *Master of the Rolls, later Lord Chief Justice of England and Wales, addressing the Annual Meeting in May 2000*

The Institute’s electronic and print publications serve two very important purposes: they are a principal source of the funds that make possible ALI’s vital work of law reform, and they are the means by which that work is disseminated to legal practitioners, judges, academics, and students throughout the world. Since the Restatement of Contracts was published in 1932, the Institute’s Restatements of the Law, model codes, and Principles of the Law have been synonymous with excellence for almost 80 years. As evidence of the esteem and respect that courts have traditionally accorded ALI publications, the Restatements and Principles of the Law have been cited by United States courts some 185,000 times.

Recent Publications

Restatement Third, Restitution and Unjust Enrichment, Volumes 1 and 2

Restatement Third, Torts: Liability for Physical and Emotional Harm, Volume 1

Principles of the Law of Software Contracts

Principles of the Law of Aggregate Litigation

A Concise Restatement of Torts (second edition)

The WTO Case Law of 2009

Coming Soon (late 2011– early 2012)

Restatement Third, Property (Wills and Other Donative Transfers), Volume 3

Restatement Third, Trusts, Volume 4

Restatement Third, Torts: Liability for Physical and Emotional Harm, Volume 2



The ALI Drafting Process

ALI publications are accorded such great respect because of the Institute's unique process of drafting, discussion, and revision, in which members from all facets of the legal profession—the bench, the bar, and the academic world—participate. After the Council approves the Director's recommendations of a project and a Reporter, project Advisers and Liaisons are appointed and ALI members may join the project's Members Consultative Group. The Reporter prepares a *Preliminary Draft* of a segment of the project for review by the Advisers, the Liaisons, and the MCG. After revising the material in light of comments received from these groups, the Reporter submits a *Council Draft* for review and approval by the Council. If the draft is approved by the Council, the Reporter prepares a *Tentative Draft*, incorporating any revisions directed by the Council, to be submitted for membership approval at an Annual Meeting. The drafting cycle continues until the entire work has been approved by the Council and the membership. Then the Reporter, subject to the Director's oversight, readies the final text for publication.



Current Projects

The nature, content, and scope of each ALI project are initially developed by its Reporter in consultation with the Institute's Director. The Director's recommendations that particular projects be undertaken and designations of specific Reporters are subject to the approval of the Council or Executive Committee. A project is created in a series of drafts prepared by the Reporter and reviewed by the project's Advisers and Members Consultative Group, the Council, and the ALI membership.

Legal and Economic Principles of World Trade Law

This project began by analyzing case law from the adjudicating bodies of the WTO; each case was jointly evaluated by an expert in trade law and an expert in international economics. Case studies covering nine years of WTO Panel and Appellate Body decisions have been produced. A study of trade law, titled *The Genesis of the GATT* (General Agreement on Tariffs and Trade), also has been published. The project continues with studies on National Treatment and Border Instruments.

Chief Reporters:

Henrik Horn, Research Institute of Industrial Economics, Stockholm, Sweden

Petros C. Mavroidis, Université de Neuchâtel, Neuchâtel, Switzerland

Model Penal Code: Sentencing

This project is revisiting the Code's sentencing provisions in light of the many changes in sentencing philosophy and practice that have taken place in the almost 50 years since the Code was first published. Tentative Drafts approved by the ALI membership include material on the following topics: the authority of sentencing commissions, sentencing guidelines, the authority of courts in sentencing, and prison release and postrelease supervision. The project continues with work on additional sections of the Code.

Reporter: *Kevin R. Reitz, University of Minnesota Law School, Minneapolis, MN*

Principles of Election Law: Resolution of Election Disputes

This new project is expected to have two components. The first component will address the principles, rules, and procedures applicable to recounts and the resolutions of disputes over the counting of ballots after they have been cast. The second component will concern the rules for "non-precinct voting"—the casting of ballots by means other than the traditional polling place on election day. Initial meetings of the project's Advisers and MCG were held in fall 2011.

Reporter: *Edward B. Foley, Ohio State University, Michael E. Moritz College of Law, Columbus, OH*

Associate Reporter: *Steven F. Huefner, Ohio State University, Michael E. Moritz College of Law, Columbus, OH*

Principles of Government Ethics

Just beginning, this project seeks to enunciate a set of principles or best practices that will both reflect the emerging law of government ethics and provide guidelines to shape its future development. The project will focus on standards applicable to the operations of the legislative and executive branches. Initial meetings of the project's Advisers and MCG were held in 2011.

Reporter: *Richard Briffault, Columbia University School of Law, New York, NY*

Associate Reporter: *Kathleen Clark, Washington University School of Law, St. Louis, MO*

Principles of the Law of Liability Insurance

This new project will develop principles of contract law in the liability insurance context, principles of liability insurance coverage, and principles of the management of insured liabilities. Work is beginning with material on basic liability insurance contract principles.

Reporter: *Tom Baker, University of Pennsylvania Law School, Philadelphia, PA*

Associate Reporter: *Kyle D. Logue, University of Michigan Law School, Ann Arbor, MI*

Principles of the Law of Nonprofit Organizations

The goal of this project is to draft legal principles for the nonprofit sector, including principles relating to governance and to the duties of governing boards and individual fiduciaries. Material concerning charitable gifts, the duties and responsibilities of governing boards, and enforcement has been approved by the ALI membership. The project continues with work on additional topics.

Reporter: *Evelyn Brody, Illinois Institute of Technology, Chicago-Kent College of Law, Chicago, IL*

Restatement Third, Employment Law

This project aims to clarify the common law of employment. Although federal and state statutes regulate the employment relationship, major aspects continue to be governed by law developed by state appellate courts, and doctrine has changed significantly in recent decades. Tentative Drafts approved by the ALI membership include material on the following topics: the existence of an employment relationship, contractual law dealing with termination of employment, the tort of wrongful discipline in violation of public policy, other torts affecting the employment relationship, employee obligations, and restrictive covenants. The project continues with work on compensation and benefits and protections for employee privacy and autonomy.

Chief Reporter: *Samuel Estreicher, New York University School of Law, New York, NY*

Reporters: *Matthew T. Bodie, Saint Louis University School of Law, St. Louis, MO*

Michael C. Harper, Boston University School of Law, Boston, MA
Stewart J. Schwab, Cornell Law School, Ithaca, NY

Restatement Third, The U.S. Law of International Commercial Arbitration

The goal of this project is to restate the American law of international commercial arbitration. The first Tentative Draft, containing material on recognition and enforcement of awards, was approved at the 2010 Annual Meeting. The project continues with work on material on the confirmation and vacatur of international arbitral awards made in the United States.

Reporter: *George A. Bermann, Columbia University School of Law, New York, NY*

Associate Reporters: *Jack J. Coe, Jr., Pepperdine University School of Law, Malibu, CA*

Christopher R. Drahozal, University of Kansas School of Law, Lawrence, KS

Catherine A. Rogers, The Pennsylvania State University, Dickinson School of Law, University Park, PA

Restatement Third, Liability for Economic Harm

This newly resumed project focuses on torts that involve economic loss, or pecuniary harm not resulting from physical harm or physical contact to a person or property. The project will update coverage of economic torts in the Restatement Second and address some topics not covered in prior Restatements. Work is beginning on liability for negligence that causes pure financial loss, such as negligent misrepresentation, professional negligence (malpractice), and limits on liability in tort for losses resulting from a breach of contract.

Reporter: *Ward Farnsworth, Boston University School of Law, Boston, MA*

Transnational Insolvency: Principles of Cooperation

A joint effort with the International Insolvency Institute, this project aims to extend and disseminate the work from ALI's Transnational Insolvency: Principles of Cooperation Among the NAFTA Countries (published in 2003), which has influenced bankruptcy cooperation among the United States, Canada, and Mexico. The objective of the current project is to encourage consideration of the Principles in jurisdictions across the world, and to obtain the endorsement of influential domestic associations, courts, and other groups in those jurisdictions.

Reporters: *Ian F. Fletcher, University College London, Faculty of Laws, London, England*

Bob Wessels, Leiden University, Leiden, Netherlands



Membership



ALI membership is a distinct professional honor, and the number that can be admitted is limited to 3000.

“I was curious to know where they [the Restatements] came from. So I looked at the front of the book, and what I found was that they were the result of the voluntary self-sacrificing labor of judges, of scholars, of practitioners, all of whom were contributing this labor for the good of the law and for no other reason. I thought to myself, that’s really cool; I would like to be part of that someday.”

Guy Miller Struve,
Davis Polk & Wardwell, New York, NY

To further its law-reform work, the Institute elects individuals who reflect the excellence and diversity of today’s legal profession. ALI membership is a distinct professional honor, and the number that can be admitted is limited to 3000 (not including life, honorary, and ex-officio members). Our elected membership consists of eminent judges, lawyers, and law professors from all areas of the United States and from many foreign countries. The election of candidates is not guaranteed; therefore, current members are encouraged to propose for membership only those who combine high character, ability, and professional standing, together with a serious interest in the work of the Institute.

By participating in the Institute’s work, its distinguished members have the opportunity to influence the development of the law in both existing and emerging areas, to work with other eminent lawyers, judges, and academics, to give back to a profession to which they are deeply dedicated, and to contribute to the public good.

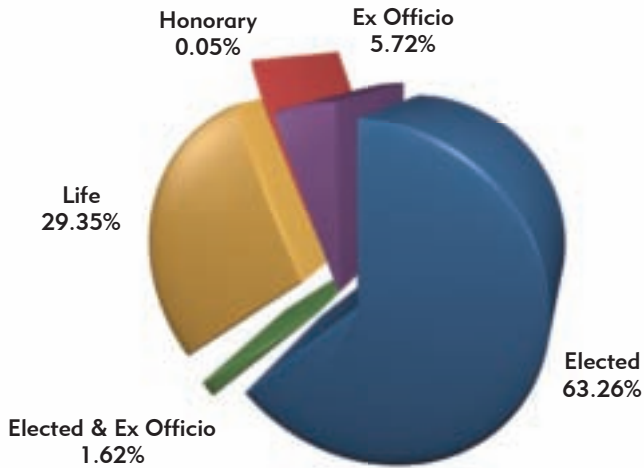
Members are expected to take an active part in the Institute’s activities, and such involvement is highly esteemed in the legal profession. Ways that members can participate include attending Annual Meetings and participating in Members Consultative Groups for Institute projects. The Institute encourages members

to write, speak, and vote based on their own personal and professional convictions, without regard to client interests, so as to maintain ALI’s respected reputation for thoughtful and impartial analysis.

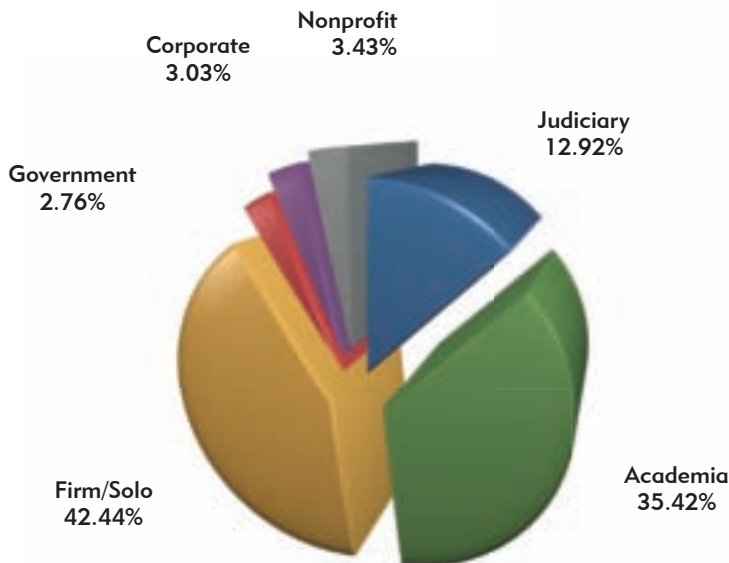
152 new members were elected in fiscal year 2010-11. Newly elected members were welcomed at the 2011 Annual Meeting, where they attended two special events that provided an opportunity for them to get to know one another, meet with seasoned members, and learn more about how to become involved in the Institute’s work.

In addition to 2700-plus elected members, the Institute has roughly 1250 life members, 245 ex officio members, and 2 honorary members. Life members are those who have been elected members for at least 25 years. Ex officio members are considered members while they hold a specific office or position, with the exception of the Chief Justice of the United States and Associate Justices of the Supreme Court of the United States who are ex officio members for life.

**Membership by Type
June 30, 2011**



**Membership by Category
June 30, 2011**



“The new member events were one of the highlights of the ALI Annual Meeting. Not only did I feel welcomed into the ALI family by experienced members, but I made new friends and learned about the ALI’s history, traditions, and ongoing activities.”

Michael R. Dreeben, U.S. Department of Justice, Washington DC

“The broad definition of legal professionalism that is reflected in the membership is striking. I could be speaking to a fellow academic, or to a senior partner in a law firm, or to a state or federal judge. To see this level of diversity of experience working together so effectively is a terrific example of intellectual and professional curiosity and efficiency.”

Pedro A. Malavet,
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The American Law Institute Funds of The Treasurer*

Condensed Consolidated Statements of Financial Position

June 30, 2011 and 2010

	2011	2010
ASSETS		
Cash and cash equivalents	\$1,327,222	\$1,426,743
Receivables and other assets	1,376,443	1,398,740
Marketable securities	44,861,673	39,963,250
Land, buildings, and equipment, net	989,917	992,534
Total assets	\$48,555,255	\$43,781,267
LIABILITIES AND NET ASSETS		
Accounts payable and accrued expenses	555,876	281,061
Deferred revenue	2,625	21,001
Postretirement health benefit obligation	550,766	468,524
Total liabilities	1,109,267	770,586
Minority interest	-	336,752
NET ASSETS		
Unrestricted		
ALI Funds of the Treasurer	31,691,531	28,608,241
Noncontrolling interest	436,154	-
Total unrestricted	32,127,685	28,608,241
Temporarily restricted	14,878,932	13,626,317
Permanently restricted	439,371	439,371
Total net assets	47,445,988	42,673,929
Total liabilities and net assets	\$48,555,255	\$43,444,515

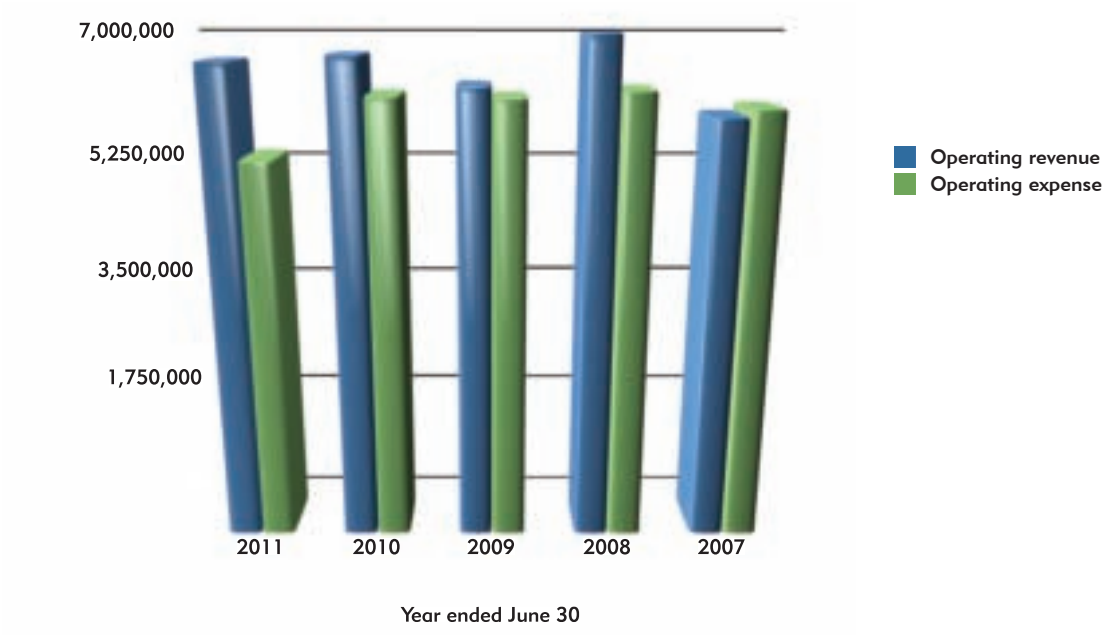
* The condensed consolidated financial statements for The American Law Institute Funds of the Treasurer include all of the accounts and activities of The American Law Institute except ALI-ABA Continuing Professional Education. In addition, they reflect the accounts and activities of The American Law Institute Publishers.

Condensed Consolidated Statements of Activities

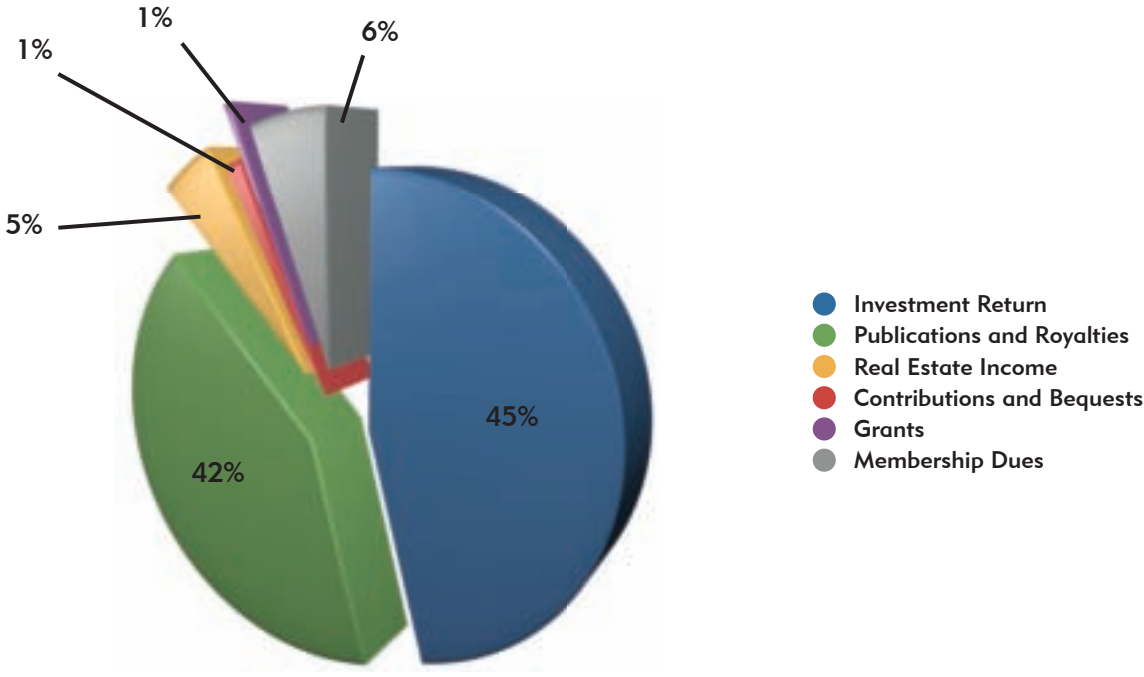
Years ended June 30, 2011 and 2010

	2011	2010
UNRESTRICTED		
Publications and royalties	\$4,262,592	\$4,154,929
Dues (including sustaining dues)	583,126	601,812
Net assets released from restrictions used for operations	1,159,858	1,105,552
Other Income	639,839	862,341
Total unrestricted revenue and other support	6,645,415	6,724,634
Total operating expenses	5,384,839	6,210,267
Increase in unrestricted net assets from operations	1,260,576	514,367
Investment return	3,063,484	1,348,110
Bequests	10,084	2,197,174
Non-operating (expense) income, net	(814,700)	263,817
Increase in unrestricted net assets	3,519,444	4,323,468
TEMPORARILY RESTRICTED		
Investment return	\$1,603,449	\$988,403
Net assets released from restrictions used for operations	(1,159,858)	(1,105,552)
Other Income	809,024	849,849
Increase in temporarily restricted net assets	1,252,615	732,700
INCREASE IN NET ASSETS	\$4,772,059	\$5,056,168
Net assets, at beginning of year	42,673,929	37,617,761
Net assets, at end of year	\$47,445,988	\$42,673,929

Operating Revenue and Expense Since 2007



2011 Operating and Non-operating Revenue by Activity



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We thank the following donors for their generous contributions to the Erwin Nathaniel Griswold Fund, which facilitates international aspects of the Institute's work:

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