

## References

- Acconcia A and others, 'Accomplice Witnesses and Organized Crime: Theory and Evidence from Italy' (2014) 116 *Scandinavian Journal of Economics* 1116
- Agator M, 'Iraq: Overview of Corruption and Anti-Corruption' (2013) 374 *U4 Expert Answer*
- Alonso G de O, 'A Colaboração Premiada e o Princípio "Nulla Poena Sine Judio" (2018) XIV *Revista Magister de Direito Penal e Processual Penal* 71
- Alschuler AW, 'Plea Bargaining and Its History' (1979) 13 *Law & Society Review* 211
- Altenhain K, Dietmeier F and May M, *Die Praxis Der Absprachen in Strafverfahren* (Nomos 2013)
- , *Die Praxis Der Absprachen in Strafverfahren* (Nomos 2013)
- Altenhain K and Haimerl M, 'Die Gesetzliche Regelung Der Verständigung Im Strafverfahren – Eine Verweigerte Reform' (2010) *JZ* 327
- Alves JC, 'Justiça Consensual e "Plea Bargaining"' in Rodrigo Leite Ferreira et al Cabral (ed), *Acordo de não persecução penal - Resolução 181/2017 do CNMP com as alterações feitas pela Res. 183/2018* (Juspodivm 2019)
- Anderson PL, Bolema TR and Geckil IK, 'Damages in Antitrust Cases' (2007) 2 *Antitrust Damages - Anderson Economic Group*
- Anselmo MA, 'Colaboração Premiada Como Novo Paradigma Do Processo Penal Brasileiro', *Estudos em homenagem ao professor Sérgio Moro* (Instituto Memória Editora 2017)
- Aras V, 'Acordos Penais No Brasil: Uma Análise à Luz Do Direito Comparado' in Rodrigo Leite Ferreira et al Cabral (ed), *Acordo de não persecução penal - Resolução 181/2017 do CNMP com as alterações feitas pela Res. 183/2018* (Juspodivm 2019)
- Aubert C, Rey P and Kovacic WE, 'The Impact of Leniency and Whistle-Blowing Programs on Cartels' (2006) 24 *International Journal of Industrial Organization* 1241
- Badaró GH, 'A Colaboração Premiada: Meio de Prova, Meio de Obtenção de Prova Ou Um Novo Modelo de Justiça Penal Não Epistêmica?' in Maria Thereza de Assis Moura and Pierpaolo Cruz Bottini (eds), *Colaboração premiada* (Revista dos Tribunais 2017)
- Bannenberg B, *Korruption in Deutschland Und Ihre Strafrechtliche Kontrolle* (Hermann Luchterhand 2002)
- Bar-Gill O and Gazal Ayal O, 'Plea Bargains Only for the Guilty' (2006) *XLIX Journal of Law and Economics* 353
- Barbosa Bittar W, *Delação Premiada: Direito Estrangeiro, Doutrina e Jurisprudência* (Lumen Juris 2011)

## References

- Barbot L, 'Money Laundering: An International Challenge' (1995) 3 Tul. J. Int'l & Comp. L.
- Barkow RE, 'Institutional Design and the Policing of Prosecutors: Lessons from Administrative Law' (2009) 61 Stanford Law Review 869
- Barroso LR, 'Thirty Years of the Brazilian Constitution: The Republic That Is Yet to Be' (2018) SSRN Electronic Journal 1
- Beaton-Wells C, 'Leniency Policies: Revolution or Religion?' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-cartel enforcement in a contemporary age: leniency policies* (Hart Publishing 2015)
- Beaton-Wells CY, 'Immunity for Cartel Conduct: Revolution or Religion? An Australian Case Study' (2014) 2 Journal of Antitrust Enforcement 126
- Berman DA, 'Foreword: Beyond Blakely and Booker: Pondering Modern Sentencing Process' (2005) 95 The Journal of Criminal Law and Criminology 653
- Bersch K, Praça S and Taylor MM, 'State Capacity, Bureaucratic Politicization, and Corruption in the Brazilian State' (2017) 30 Governance 105
- Bibas S, 'Judicial Fact-Finding and Sentence Enhancements in a World of Guilty Pleas' (2001) 110 The Yale Law Journal 1097
- , 'Harmonizing Substantive-Criminal-Law Values and Criminal Procedure: The Case of Alford and Nolo Contendere Pleas' (2003) 88 Cornell Law Review 1361
- Bigoni M and others, 'Fines, Leniency, and Rewards in Antitrust' (2012) 43 RAND Journal of Economics 368
- , 'Trust, Leniency, and Deterrence' (2015) 31 Journal of Law, Economics, and Organization 663
- Borrell J-R, Jiménez JL and Garcia C, 'Evaluating Antitrust Leniency Programs' (2014) 10 Journal of Competition Law and Economics 107
- Bos I and Wandschneider F, 'A Note on Cartel Ringleaders and the Corporate Leniency Programme' (2013) 20 Applied Economics Letters 1100
- Bottini PC, 'A Homologação e a Sentença Na Colaboração Premiada Na Ótica Do STF' in Maria Thereza de Assis Moura and Pierpaolo Cruz Bottini (eds), *Colaboração premiada* (Revista dos Tribunais 2017)
- Bottino T, 'Colaboração Premiada E Incentivos À Cooperação No Processo Penal: Uma Análise Crítica Dos Acordos Firmados Na " Operação Lava Jato "' (2016) 122 Revista Brasileira de Ciências Criminais 359
- Breucker M and Engberding ROM, *Die Kronzeugenregelung - Erfahrungen, Anwendungsfälle, Entwicklungen* (Richard Boorberg Verlag 1999)
- Brodowski D, 'Die Verfassungsrechtliche Legitimation Des US-Amerikanischen „plea Bargaining“ – Lehren Für Verfahrensabsprachen Nach § 257 c StPO?' (2013) 124 Zeitschrift für die gesamte Strafrechtswissenschaft 733
- Brüning J, 'Die Einstellung Nach § 153a StPO – Moderner Ablasshandel Oder Rettungsanker Der Justiz?' (2015) 12 Strafrecht - Jugendstrafrecht – Kriminalprävention in Wissenschaft und Praxis 125

- Buccirossi P and Spagnolo G, 'Leniency Policies and Illegal Transactions' (2006) 90 Journal of Public Economics 1281
- Buell SW, 'Is the White Collar Offender Privileged?' (2014) 63 Duke Law Journal 823
- Burnier P and Fernandes VO, 'The "Car Wash Operation" in Brazil and Its Challenges for Antitrust Bid Rigging Enforcement' in Paulo Burner da Silveira and William Evan Kovacic (eds), *Global Competition Enforcement: New Players, New Challenges* (Kluwer 2019)
- Buzari A, *Kronzeugenregelungen in Straf- Und Kartellrecht Unter Besonderer Berücksichtigung Des § 46b StGB (Strafrecht in Forschung Und Praxis)* (Verlag Dr Kovac 2015)
- Cairns JW, 'Watson, Walton, and the History of Legal Transplants' (2013) 41 The Georgia Journal of International and Comparative Law 637
- Callegari A and Linhares R, *Colaboração premiada: lições práticas e teóricas de acordo com a jurisprudência do Supremo Tribunal Federal* (Livraria do Advogado 2019)
- Calliari M and Guimarães DA, 'Brazilian Cartel Enforcement: From Revolution to The Challenges of Consolidation' (2011) 25 Antitrust Magazine 67
- Canotilho JJG and Brandão N, 'Colaboração Premiada e Auxílio Judiciário Em Matéria Penal: A Ordem Pública Como Obstáculo à Cooperação Com a Operação Lava Jato' (2016) 146 Revista de Legislação e Jurisprudência 16
- Carduck VJ, 'Quo Vadis, German Criminal Justice System? The Future of Plea Bargaining in Germany' The Future of Plea Bargaining in Germany' (2013) Warwick School of Law Research Paper 2013-17, 1 <[https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2316828](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2316828)> accessed 20 September 2019
- Caruso A, 'Leniency Programmes and Protection of Confidentiality: The Experience of the European Commission' (2010) 1 Journal of European Competition Law & Practice 453
- Carvalho NO, *A Delação Premiada No Brasil* (Lumen Juris 2009)
- Carvalho S de, 'Colaboração Premiada e Aplicação Da Pena: Garantias e Incertezas Dos Acordos Realizados Na Operação Lava Jato' in Américo Bedê Júnior and Gabriel Silveira de Queirós Campos (eds), *Sentença criminal e aplicação da pena: ensaios sobre discricionariedade, individualização e proporcionalidade* (Juspodivm 2017)
- Castro A and Ansari S, 'Contextual "Readiness" for Institutional Work. A Study of the Fight Against Corruption in Brazil' (2017) 26 Journal of Management Inquiry 351
- Castro MF de, 'Abrenuntio Satanae! A Colaboração Premiada Na Lei Nº 12.850/2013: Um Novo Paradigma de Sistema Penal Contratual?' (2018) Revista de Estudos Criminais 171
- Cavali MC, 'Duas Faces Da Colaboração Premiada: Visões "Conservadora" e "Arrojada" Do Instituto Na Lei 12.850/2013' in Maria Thereza de Assis Moura and Pierpaolo Cruz Bottini (eds), *Colaboração premiada* (Revista dos Tribunais 2017)

## References

- Cavazotte F, Cohen M and Brunelli M, 'Business Ethics in Brazil: Analyzing Discourse and Practice of the Brazilian Contractors Involved in Operation Lava Jato' in Christopher Stehr, Nina Dziatzko and Franziska Struve (eds), *Corporate Social Responsibility in Brazil* (Springer, Cham 2019)
- Centonze F, 'Public-Private Partnerships and Agency Problems: The Use of Incentives in Strategies to Combat Corruption' in Springer International (ed), *Preventing Corporate Corruption* (Springer International Publishing 2014)
- Cheesman SJ, 'Comparative Perspectives on Plea Bargaining in Germany and the U.S.A.' (2014) <[https://publishup.uni-potsdam.de/opus4-ubp/frontdoor/deliver/index/docId/7457/file/S113-151\\_aiup02.pdf](https://publishup.uni-potsdam.de/opus4-ubp/frontdoor/deliver/index/docId/7457/file/S113-151_aiup02.pdf)> accessed 18 July 2019
- Choi JP and Gerlach H, 'Global Cartels, Leniency Programs and International Antitrust Cooperation' (2012) 30 *International Journal of Industrial Organization* 528
- Christoph S, *Der Kronzeuge Im Strafgesetzbuch: Die Ermittlungshilfe Gemäß § 46b StGB Aus Dogmatischer Und Empirischer Perspektive* (Nomos 2019)
- Colombo G, 'Investigating and Prosecuting Large-Scale Corruption: The Italian Experience' (2006) 4 *Journal of International Criminal Justice* 510
- Cooter R and Freedman BJ, 'The Fiduciary Relationship: Its Economic Character and Legal Consequences' (1991) 66 *New York University Law Review* 1045
- Crijns JH, Dubelaar MJ and Pitcher KM, *Collaboration with Justice in the Netherlands, Germany, Italy and Canada* (Universiteit Leiden 2017)
- Dallagnol D and Pozzobon R, 'Ações e Reações No Esforço Contra a Corrupção No Brasil' in Maria Cristina Pinotti (ed), *Corrupção: Lava Jato e Mãos Limpas* (Portfolio-Penguin 2019)
- Damaska M, 'Structures of Authority and Comparative Criminal Procedure' (1975) 84 *The Yale Law Journal* 480
- Damaska M, 'Negotiated Justice in International Criminal Courts' (2004) 2 *Journal of International Criminal Justice* 1018
- Damaška M, 'The Uncertain Fate of Evidentiary Transplants: Anglo-American and Continental Experiments' (1997) 45 *American Journal of Comparative Law* 839
- , 'Symposium on Guilty Plea Part I: The Theoretical Background Negotiated Justice in International Criminal Courts' (2004) 2 *Journal of International Criminal Justice* 1018
- Davies S and De O, 'Ringleaders in Larger Number Asymmetric Cartels' (2013) 123 *Economic Journal* 524
- Davis E. K, *Between Impunity and Imperialism: The Regulation of Transnational Bribery* (Oxford 2019)
- De Almeida MA and Zagaris B, 'Political Capture in the Petrobras Corruption Scandal: The Sad Tale of an Oil Giant' (2015) 39 *The Fletcher Forum of World Affairs* 87
- Deal D, 'Aus Der Praxis. Der Strafprozessuale Vergleich' (1982) *Strafverteidiger* 545

- Dell'Osso V, 'Empirical Features of International Bribery Practice: Evidence from Foreign Corrupt Practices Act Enforcement Actions' in Stefano Manacorda, Francesco Centonze and Gabrio Forti (eds), *Preventing corporate corruption: the anti-bribery compliance model* (Springer International Publishing 2014)
- DeMarzo PM and Duffie D, 'Corporate Incentives for Hedging and Hedge Accounting' (1995) 8 *The Review of Financial Studies* 743
- Didier Jr. F and Bomfim D, 'Colaboração Premiada (Lei n.12850/13): natureza jurídica e controle da validade por demanda autônoma – um diálogo com o Direito Processual Civil' (2016) 7 *Civil Procedure Review* 135
- Dino N, 'A Colaboração Premiada Na Improbidade Administrativa: Possibilidade e Repercussão Probatória' in Daniel de Resende Salgado and Ronaldo Pinheiro de Queiroz (eds), *A prova no enfrentamento à macrocriminalidade* (Juspodivm 2016)
- Dixon M and Kate E, 'Too Much of a Good Thing? Is Heavy Reliance on Leniency Eroding Cartel Enforcement in the United States?' (2014) 12 *CPI Antitrust Chronicle* 2
- Dorfman A, 'Property and Collective Undertaking: The Principle of Numerus Clausus' (2011) 61 *University of Toronto Law Journal* 467
- Dubber MD, 'American Plea Bargains, German Lay Judges, and the Crisis of Criminal Procedure' (1997) 49 *Stanford Law Review* 547
- Dubber MD and Hörnle T, *Criminal Law: A Comparative Approach* (Oxford University Press 2014)
- Ellis CJ and Wilson WW, 'What Doesn't Kill Us Makes Us Stronger: An Analysis of Corporate Leniency Policy' 1
- Engelhart M, 'Development and Status of Economic Criminal Law in Germany' (2014) 15 *German Law Journal* 693
- Estellita H, 'A Delação Premiada Para a Identificação Dos Demais Coautores Ou Partícipes: Algumas Reflexões à Luz Do Devido Processo Legal' (2009) 17 *Boletim IBCCRIM* 2
- Ewald W, 'Comparative Jurisprudence (II): The Logic of Legal Transplants' (1995) 43 *The American Journal of Comparative Law* 489
- Fauvarque-Cosson B and others, *European Contract Law: Materials for a Common Frame of Reference: Terminology, Guiding Principles, Model Rules* (Sellier European Law Publishers 2009)
- Federal MP, '10 Medidas Contra Corrupção' (*Apoiadores*, 2016) <<http://www.dezmedidas.mpf.mp.br/campanha/apoiadores>> accessed 17 July 2019
- Feess E and Walzl M, 'Quid-pro-Quo or Winner-Takes-It-All? An Analysis of Corporate Leniency Programs and Lessons to Learn for US and EU Policies' (2005) METEOR Research Memorandum 059, Maastricht University School of Business and Economics <<https://cris.maastrichtuniversity.nl/portal/files/1144059/guid-89205720-706f-4ddb-89a8-3aa1e71508f8-ASSET1.0>> accessed 18 June 2019
- Fernandes AS, 'O Equilíbrio Entre a Eficiência E O Garantismo E O Crime Organizado' in Denise Provasi Vaz and others (eds), *Eficiência e garantismo no processo penal*, vol 70 (LiberArs 2008)

## References

- Fernandes MCP, *Contratos: Eficácia e Relatividade Nas Coligações Contratuais* (Sarai-va 2014)
- Findlay M, *Governing through Globalised Crime: Futures for International Criminal Justice* (Routledge 2013)
- First H, 'Branch Office of the Prosecutor: The New Role of the Corporation in Business Crime Prosecutions' (2010) 89 North Carolina Law Review 23
- Fischer D, 'Em Busca Da Aplicação Correta e Justa Das Penas Perdidas: O Caos Decorrentes de Um Sistema Anacrônico e Repetitivo de "Precedentes-Ementas"' in Américo Bedê Júnior and Gabriel Silveira de Queirós Campos (eds), *Sentença criminal e aplicação da pena: ensaios sobre discricionariedade, individualização e proporcionalidade* (Juspodivm 2017)
- Fissé B, 'Reconditioning Corporate Leniency: The Possibility of Making Compliance Programmes a Condition of Immunity' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-Cartel Enforcement in a Contemporary Age: Leniency Religion* (Hart Publishing 2015)
- Fleischer D, 'Political Corruption in Brazil: The Delicate Connection with Campaign Finance' (1996) 25 Crime, Law and Social Change 297
- Fogelklou A, "'The Regional Ombudsman as a Western (Swedish) Legal Transplant: ", : Experiences from the Legislative Process in St. Petersburg' (2003) 13, Transnational Law and Contemporary Problems 537
- Fonseca CBG da, *Colaboração Premiada* (Del Rey 2017)
- Forrester IS and Berghe P, 'Leniency: The Poisoned Chalice or the Pot at the End of the Rainbow?' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-Cartel Enforcement in a Contemporary Age: Leniency Policies* (Hart Publishing 2015)
- Frahm LN, *Die Allgemeine Kronzeugenregelung: Dogmatische Probleme Und Rechtspraxis Des § 46b StGB* (Duncker & Humblot 2014)
- Friederiszick HW and Maier-Rigaud FP, 'Triggering Inspections Ex Officio: Moving beyond a Passive EU Cartel Policy' (2008) 4 Journal of Competition Law and Economics 89
- Fudenberg D and Maskin E, 'The Folk Theorem in Repeated Games with Discounting or with Incomplete Information' (1986) 54 Econometrica 533
- Fundenberg D and Maskin E, 'American Economic Association Evolution and Cooperation in Noisy Repeated Games' (1990) 80 The American Economic Review 274
- Fyfe N and Sheptycki J, 'International Trends in the Facilitation of Witness Co-Operation in Organized Crime Cases' (2006) 3 European Journal of Criminology 319
- Gambaro A, 'Abuse of Rights in Civil Law Tradition' (1995) 3 European Review of Private Law 561
- Gambetta D and Reuter P, 'Conspiracy among the Many: The Mafia in Legitimate Industries' in Gianluca Fiorentini and Sam Peltzman (eds), *The Economics of Organised Crime* (Cambridge University Press 1995)
- Garoupa N and Ogus A, 'A Strategic Interpretation of Legal Transplants' (2006) 35 Journal of Legal Studies 339

- Geller PE, 'Legal Transplants in International Copyright: Some Problems of Method' (1994) 13 UCLA Pacific Basin Law Journal 199
- Gifford DG, 'Meaningful Reform of a Plea Bargaining: The Control of Prosecutorial Discretion' (1983) University of Illinois Law Review 37
- Goddin G, 'The Pfeleiderer Judgment on Transparency: The National Sequel of the Access to Document Saga' (2012) 3 Journal of European Competition Law & Practice 40
- Gomes LF and Cervini R, *Crime Organizado - Enfoques Criminológicos, Jurídicos (Lei 9.034/95) e Político-Criminal* (Revista dos Tribunais 1997)
- Goodrich HF, 'Privity of Contract and Tort Liability' (1922) 21 Michigan Law Review 200
- Greco L, '„Fortgeleiteter Schmerz“ – Überlegungen Zum Verhältnis von Prozessab-sprache, Wahrheitsermittlung Und Prozessstruktur' (2016) 1 Goldammer's Arch-iv für Strafrecht 1
- Greco L, 'Annäherungen an Eine Theorie Der Korruption' (2016) 163 Golt-dammer's Archiv für Strafrecht 249
- Greco L and Caracas C, 'Internal Investigations Und Selbstbelastungsfreiheit' (2015) 7 NStZ 7
- Greco L and Leite A, 'Die „Rezeption“ Der Tat- Und Organisationsherrschaft Im Brasilianischen Wirtschaftsstrafrecht' (2014) 6 ZIS - Zeitschrift für Interna-tionale Strafrechtdogmatik 285
- Greco L, *Strafprozesstheorie Und Materielle Rechtskraft* (Duncker & Humblot 2015)
- , 'Reflexões Provisórias Sobre o Crime de Enriquecimento Ilícito' in Alaor Leite and Adriano Teixeira (eds), *Crime e política: corrupção, financiamento irregu-lar de partidos políticos, caixa dois eleitoral e enriquecimento ilícito*. (FGV Editora 2017)
- Greenblum BM, 'What Happens to a Prosecution Deferred? Judicial Oversight of Corporate Deferred Prosecution Agreements' (2005) 105 Columbia Law Review 1863
- Hagopian F, 'Delegative Democracy Revisited Brazil' s Accountability Paradox' (2016) 27 Journal of Democracy 119
- Halberstam M, 'Towards Neutral Principles in the Administration of Criminal Jus-tice: A Critique of Supreme Court Decisions Sanctioning the Plea Bargaining Process' (1982) 73 Journal of Criminal Law and Criminology 1
- Hammond SD, 'Detecting and Deterring Cartel Activity through an Effective Leniency Program', *International Workshop on Cartels* (DOJ 2000)
- , 'Cornerstones of an Effective Cartel Leniency Programme' (2008) 4 Competi-tion Law International 4
- Harding C, Beaton-Wells C and Edwards J, 'Leniency and Criminal Sanctions in Anti-Cartel Enforcement: Happily Married or Uneasy Bedfellows?' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-cartel enforcement in a contempo-rary age: leniency policies* (Hart Publishing 2015)

## References

- Harrington JE and Chang MH, 'When Can We Expect a Corporate Leniency Program to Result in Fewer Cartels?' (2015) 58 *Journal of Law and Economics* 417
- Harrington Jr. JE, 'Optimal Corporate Leniency Programs' (2008) 56 *The Journal of Industrial Economics* 215
- Hart O, Shleifer A and Vishny RW, 'The Proper Scope of Government: Theory and an Application to Prisons' (1997) *The Quarterly Journal of Economics* 1127
- Hassemer W, 'Kronzeugenregelung Bei Terroristischen Straftaten Thesen Zu Art. 3 Des Entwurfs Eines Gesetzes Zur Bekämpfung Des Terrorismus' (1986) 550 *StrafVert*
- , 'Pacta Sunt Servanda - Auch Im Strafprozess?' (1989) 11 *Juristische Schulung* 890
- , 'Kennzeichen Und Krisen Des Modernen Strafrechts' (1992) 25 *Zeitschrift für Rechtspolitik* 378
- , 'Konsens Im Strafprozeß' in Regina Michalke and others (eds), *Festschrift für Rainer Hamm zum 65. Geburtstag am 24. Februar 2008* (De Gruyter 2009)
- , 'Human Dignity in the Criminal Process: The Example of Truth-Finding' (2011) 44 *Israel Law Review* 185
- Hefendehl R, *Kollektive Rechtsgüter Im Strafrecht* (Carl Heymanns Verlag KG 2002)
- , 'Das Rechtsgut Als Materialer Angelpunkt Einer Strafnorm', *Die Rechtsgutstheorie: Legitimationsbasis des Strafrechts oder dogmatisches Glasperlenspiel?* (Nomos 2003)
- , 'Enron, WorldCom, and the Consequences: Business Criminal Law Between Doctrinal Requirements and the Hopes of Crime Policy' (2004) 8 *Buffalo Criminal Law Review* 51
- , 'Enron, Worldcom Und Die Folgen: Das Wirtschaftsstrafrecht Zwischen Erfordernissen Kriminalpolitischen Erwartungen Und Dogmatischen Erfordernissen' (2004) 59 *JuristenZeitung* 18
- , 'Außerstrafrechtliche Und Strafrechtliche Instrumentarien Zur Eindämmung Der Wirtschaftskriminalität' (2007) 119 *Zeitschrift für die gesamte Strafrechtswissenschaft* 816
- , 'Addressing White Collar Crime on a Domestic Level' (2010) 8 *Journal of International Criminal Justice* 769
- , 'Corporate Governance Und Business Ethics: Scheinberuhigung Oder Alternativen Bei Der Bekämpfung Der Wirtschaftskriminalität?' (2016) 61 *Juristen-Zeitung* 119
- Heger M, 'Adversarial and Inquisitorial Elements in the Criminal Justice Systems of European Countries as a Challenge for the Europeanization of the Criminal Procedure', in: BSU Law Faculty (ed.), *Criminal proceeding based on the rule of law as the means to ensure human rights* (Publishing Centre of BSU Minsk 2017)
- Heger M and Pest R, 'Verständigungen Im Strafverfahren Nach Dem Urteil Des Bundesverfassungsgerichts' (2014) 126 *Zeitschrift für die gesamte Strafrechtswissenschaft* 446

- Heger M and Kutter-Lang H, *Strafprozessrecht* (Verlag W. Kohlhammer 2013)
- Henderson J V., 'Externalities in a Spatial Context. The Case of Air Pollution' (1977) 7 *Journal of Public Economics* 89
- Herre J and Rasch A, *The Deterrence Effect of Excluding Ringleaders from Leniency Programs* (University of Cologne 2009)
- Herrman J, 'Bargaining Justice - A Bargain for German Criminal Justice?' (1991) 53 *University of Pittsburgh Law Review* 755
- Hesch M, 'The Effects of Ringleader Discrimination on Cartel Stability and Deterrence - Experimental Insights' (2012) 3 *Journal of Advanced Research in Law and Economics* 9
- Hessick III FA and Saujani RM, 'Plea Bargaining and Convicting the Innocent: The Role of the Prosecutor, the Defense Counsel, and the Judge' (2002) 16 *Brigham Young University Journal of Public Law* 189
- Hornle T, 'Unterschiede Zwischen Strafverfahrensordnungen Und Ihre Kulturellen Hintergründe' (2006) 117 *Zeitschrift für die Gesamte Strafrechtswissenschaft* 801
- Hornle T, 'Die Vermögensstrafe: Ein Beispiel Für Die Unorganisierten Konsequenzen von Gesetz- Geberischen Anstrengungen Zur Bekämpfung Organisierter Kriminalität' (1996) 108 *Zeitschrift für die gesamte Strafrechtswissenschaft* 333
- , "Justice and Fairness": Ein Modell Auch Für Das Strafverfahren? (2004) 35 *Rechtstheorie* 175
- Hovenkamp H, *The Antitrust Enterprise* (Harvard University Press 2015)
- Hoyer A, 'Die Figur Des Kronzeugen: Dogmatische, Verfahrensrechtliche Und Kriminalpolitische Aspekte' (1994) 49 *JuristenZeitung* 233
- Hughes G, 'Agreements for Cooperation in Criminal Cases' (1992) 45 *Vanderbilt Law Review* 1
- ICN, 'Anti-Cartel Enforcement Manual' (2014)
- Issacharoff S and Karlan PS, 'The Hydraulics of Campaign Finance Reform' (2009) 77 *Texas Law Review* 1705
- Jaeger M, 'Der Kronzeuge Unter Besonderer Berücksichtigung von § 31 BtMG' (Peter Lang 1986)
- Jahn M and Müller M, 'Das Gesetz Zur Regelung Der Verständigung Im Strafverfahren – Legitimation Und Reglementierung Der Absprachenpraxis' (2009) 62 *Neue juristische Wochenschrift* 1
- Janot R, 'The Lessons of Car Wash' (2018) *Americas Quarterly* <<https://www.americasquarterly.org/content/lessons-car-wash>> accessed 23 July 2019
- Jaspers JD, 'Managing Cartels: How Cartel Participants Create Stability in the Absence of Law' (2017) 23 *European Journal on Criminal Policy and Research* 319
- Jeßberger F, *Kooperation Und Strafzumessung: Der Kronzeuge Im Deutschen Und Amerikanischen Strafrecht* (Duncker & Humblot GmbH 1999)
- , 'Nulla Poena Quamvis in Culpa: Ammerkungen Zur Kronzeugenregelung in § 46StGB' in Christian Fahl and others (eds), *Festschrift für Werner Beulke* (C F Müller 2015)

## References

- Jessel-Holst C, Kulms R and Trunk A, *Private Law in Eastern Europe Autonomous Developments or Legal Transplants?* (Mohr Siebeck 2010)
- Jul M and Pdf H, 'PART I: THE THEORETICAL BACKGROUND Negotiated Justice in International Criminal Courts' (2015) 1 *Journal of International Criminal Justice* 1018
- Jung H, 'Der Kronzeuge – Garant Der Wahrheitsfindung Oder Instrument Der Überführung?' (1986) 19 *Zeitschrift für Rechtspolitik* 38
- Justice D of, 'Odebrecht and Braskem Plead Guilty and Agree to Pay at Least \$3.5 Billion in Global Penalties to Resolve Largest Foreign Bribery Case in History' (*Department of Justice*, 21 December 2016) <<https://www.justice.gov/opa/pr/odebrecht-and-braskem-plead-guilty-and-agree-pay-least-35-billion-global-penalties-resolve>> accessed 1 October 2019
- Kaspar J, 'Stellungnahme Zum „Entwurf Eines...Strafrechtsänderungsgesetzes – Beschränkung Der Möglichkeit Zur Strafmilderung Bei Aufklärungs- Und Präventionshilfe“ (BT-Drucks. 17/9695)' (2012) 86135 *Augsburg* 1
- Katz J, 'Legality and Equality: Plea Bargaining in the Prosecution of White-Collar and Common Crimes' (1979) 13 *Law & Society Review* 431
- Kempf E, 'Gesetzliche Regelung von Absprachen Im Strafverfahren? Oder: Soll Informelles Formalisiert Werden?' (2009) *StV* 269
- Klijn EH and Teisman GR, 'Institutional and Strategic Barriers to Public-Private Partnership: An Analysis of Dutch Cases' (2003) 23 *Public Money and Management* 137
- Kloub J, 'Leniency as the Most Effective Tool in Combating Cartels' (*Latin American Competition Forum* 2009)
- Kneba N, *Die Kronzeugenregelung Des § 46 b StGB* (Duncker 2011)
- Knizhnik S, 'Failed Snitches and Sentencing Stitches: Substantial Assistance and the Cooperator's Dilemma' (2015) 90 *New York University Law Review* 1722
- Kobayashi BH, 'Antitrust, Agency, and Amnesty: An Economic Analysis of the Criminal Enforcement of the Antitrust Laws against Corporations' (2001) 69 *The George Washington Law Review* 715
- König S and Fassung G, 'Kronzeuge – Abschaffen Oder Regulieren?' (2012) *Strafverteidiger* 113
- Körner HH, 'Der Aufklärungsgehilfe Nach § 31 BtMG' (1984) *Strafverteidiger* 217
- Kovacic WE, 'A Case for Capping the Dosage: Leniency and Competition Authority Governance' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-cartel enforcement in a contemporary age: leniency policies* (Hart Publishing 2015)
- Kulms R, 'Optimistic Normativism after Two Decades of Legal Transplants and Autonomous Developments', *Private Law in Eastern Europe: Autonomous Developments or Legal Transplants?* (Mohr Siebeck 2010)
- Kurtenbach S and Nolte D, 'Latin America's Fight against Corruption: The End of Impunity' (2017) 3 *GIGA Focus Latin America*
- Labs K, *Die Strafrechtliche Kronzeugenregelung - Legitimation Einer Rechtlichen Grauzone?* (Tectum Wissenschaftsverlag 2016)

- Lambsdorff JG, 'Causes and Consequences of Corruption: What Do We Know from a Cross-Section of Countries?' in Susan Rose-Ackerman (ed), *International Handbook on the Economics of Corruption* (Edward Elgar 2006)
- Lampe K von, 'Bekämpfung Der Organisierten Kriminalität' (2010) 3 SIAK-Journal – Zeitschrift für Polizeiwissenschaft und polizeiliche Praxis 50
- Langbein JH, 'Land without Plea Bargaining: How the Germans Do It' (1979) 78 Michigan Law Review 204
- Langer M, 'From Legal Transplants to Legal Translations: The Globalization of Plea Bargaining and the Americanization Thesis in Criminal Procedure' (2004) 45 Harvard International Law Journal 1
- Legrand P, 'The Impossibility of "Legal Transplants"' (1997) 4 Maastricht Journal of European and Comparative Law 111
- Leite A and Teixeira A, *Crime e Política* (FGV Editora 2017)
- Lejeune S, 'Brauchen Wir Eine Kronzeugenregelung Zur Verfolgung von Korruptionsfällen?' in Transparency International (ed), *Korruption in Deutschland: Strafverfolgung der Korruption Möglichkeiten und Grenzen* (2004)
- Lenza P, Reis ACA and Gonçalves VER, *Direito Processual Penal Esquematizado*, vol 2014 (Saraiva 2012)
- Leslie CR, 'Trust, Distrust and Antitrust' (2004) 82 Texas Law Review 515
- , 'Antitrust Amnesty, Game Theory, and Cartel Stability' (2006) 31 The Journal of Corporation Law 453
- Levenstein M and Suslow VY, 'Contemporary International Cartels and Developing Countries: Economic Effects and Implications for Competition Policy' (2004) 71 Antitrust Law Journal 801
- Lewin P, 'Pollution Externalities: Social Cost and Strict Liability' (1982) 2 Cato Journal 205
- Li Q and others, 'Buy Now and Price Later: Supply Contracts with Time-Consistent Mean-Variance Financial Hedging' (2018) 268 European Journal of Operational Research 582
- Lima RB de, *Legislação Criminal Especial Comentada* (Juspodivm 2016)
- Lima MB, 'A Colaboração Premiada Como Instrumento Constitucionalmente Legítimo de Auxílio à Atividade Estatal de Persecução Criminal' in Bruno Calabrich, Douglas Fischer and Eduardo Pelella (eds), *Garantismo penal integral: questões penais e processuais, criminalidade moderna e a aplicação do modelo garantista no Brasil* (Juspodivm 2013)
- Lindemann M, 'Staatlich Organisierte Anonymität Als Ermittlungsmethode Bei Korruptions- Und Wirtschaftsdelikten' (2006) 39 Zeitschrift für Rechtspolitik 127
- Lindner W, 'Korruptionsbekämpfung Im Anonymen Dialog. Ein Webbasiertes Hinweisgebersystem Im Einsatz Bei Der Zentralstelle Korruptionsbekämpfung Des LKA Niedersachsens' in Transparency International (ed), *Korruption in Deutschland: Strafverfolgung der Korruption Möglichkeiten und Grenzen* (allprint-media 2004)

## References

- Linhares AAM and Fidelis AL, 'Nearly 16 Years of the Leniency Program in Brazil: Breakthroughs and Challenges in Cartel Prosecution' (2016) 3 *Antitrust Chronicle* 39
- Luz RD and Spagnolo G, 'Leniency, Collusion, Corruption, and Whistleblowing' (2017) 13 *Journal of Competition Law & Economics* 729
- Maffei S, 'Negotiations "on Evidence" and Negotiations "on Sentence": Adversarial Experiments in Italian Criminal Procedure' (2004) 2 *Journal of International Criminal Justice* 1050
- Malek K, 'Die Neue Kronzeugenregelung Und Ihre Auswirkungen Auf Die Praxis Der Strafverteidigung' (2010) *StV* 200
- , 'Abschied von Der Wahrheitssuche' (2011) *StV* 559
- Markesinis BS, Unberath H and Johnston A, *The German Law of Contract: A Comparative Treatise* (Hart Publishing 2006)
- Marques ASP, 'A Colaboração Premiada: Um Braço Da Justiça Penal Negociada' (2014) 10 *Revista Magister de Direito Penal e Processual Penal* 32
- Martín AN, 'Internal Investigations, Whistle-Blowing, and Cooperation: The Struggle for Information in the Criminal Process' in Stefano Manacorda, Francesco Centonze and Gabrio Forti (eds), *Preventing Corporate Corruption* (Springer 2014)
- Martinez AP, 'Challenges Ahead of Leniency Programmes: The Brazilian Experience' (2015) 6 *Journal of European Competition Law & Practice* 260
- Marvão C, 'The EU Leniency Programme and Recidivism' (2016) 48 *Review of Industrial Organization* 1
- , 'The EU Leniency Programme and Recidivism' (2016) 48 *Review of Industrial Organization* 1
- Marvão C and Spagnolo G, 'What Do We Know about the Effectiveness of Leniency Policies? A Survey of the Empirical and Experimental Evidence' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-cartel enforcement in a contemporary age: leniency policies* (Hart Publishing 2015)
- Masson C and Marçal V, *Crime Organizado* (Método 2006)
- Medinger JD, 'Antitrust Leniency Programs: A Call for Increased Harmonization as Proliferating Programs Undermine Deterrence' (2003) 52 *Emory Law Journal* 1439
- Mehrens S, *Die Kronzeugenregelung Als Instrument Zur Bekämpfung Organisierter Kriminalität: Ein Beitrag Zur Deutsch-Italienischen Strafprozessrechtsvergleichung* (Max-Planck-Institut 2001)
- Mello E and Spektor M, 'Brazil: The Costs of Multiparty Presidentialism' (2018) 29 *Journal of Democracy* 113
- Melo MA, 'Crisis and Integrity in Brazil' (2016) 27 *Journal of Democracy* 50
- Mendonça AB de, 'Os Benefícios Possíveis Na Colaboração Premiada: Entre a Legalidade e a Autonomia Da Vontade' in Maria Thereza de Assis Moura and Pierpaolo Cruz Bottini (eds), *Colaboração premiada* (Revista dos Tribunais 2017)

- Merrill TW and Smith HE, 'Optimal Standardization in the Law of Property: The Numerus Clausus Principle' (2000) 110 *Yale Law Journal* 1
- Miller NH, 'Strategic Leniency and Cartel Enforcement' (2009) 99 *American Economic Association* 750
- Ministério Público Federal, 'Colaboração Premiada – Caso Lava Jato' <<http://www.mpf.mp.br/para-o-cidadao/caso-lava-jato/atuacao-na-1a-instancia/investigacao/colaboracao-premiada>> accessed 28 September 2019
- , 'Relatório de Resultados Do Procurador-Geral Da República: Diálogo, Unidade, Transparência, Profissionalismo, Efetividade: 2015-2017' (2017) <<http://www.mpf.mp.br/conheca-o-mpf/gestao-estrategica-e-modernizacao-do-mpf/sobre/publicacoes/pdf/relatorio-gestao-pgr-2015-2017.pdf>> accessed 28 September 2019
- , 'Orientação Conjunta Nº 1/2018: Acordos de Colaboração Premiada' (2018) <<http://www.mpf.mp.br/atuacao-tematica/ccr5/orientacoes/orientacao-conjunta-no-1-2018.pdf>> accessed 28 September 2019
- Miriam Prelle, 'Opportunität Und Konsens: Verfahrensförmige Normsuspendierung Als Hilfe Für Die Überlast Im Kriminaljustizsystem?' (2011) 94 *Kritische Vierteljahresschrift für Gesetzgebung und Rechtswissenschaft* 331
- Misner RL, 'Recasting Prosecutorial Discretion' (1996) 86 *Journal of Criminal Law and Criminology*
- Mistelis L, 'Regulatory Aspects: Globalization, Harmonization, Legal Transplants, and Law Reform - Some Fundamental Observations' (2000) 34 *International Lawyer* 1055
- Moro SF, 'Preventing Systemic Corruption in Brazil' (2018) 147 *Daedalus* 157
- Moss D, 'The Gift of Repentance: A Maussian Perspective on Twenty Years of Penitimento in Italy' (2001) 42 *Archives Europeennes de Sociologie* 297
- Motchenkova E, 'Effects of Leniency Programs on Cartel Stability' (2004) Discussion Paper 2004–98 Center for Economic Research Tilburg University
- Motta M and Polo M, 'Leniency Programs and Cartel Prosecution' (2003) 21 *International Journal of Industrial Organization* 347
- Mulligan C, 'A Numerus Clausus Principle for Intellectual Property' (2012) 80 *SSRN Electronic Journal* 235
- Musco E, 'Los Colaboradores de La Justicia Entre El Pentitismo y La Calumnia: Problemas y Perspectivas' (1998) 2 *Revista Penal* 35
- Mushoff T, 'Die Renaissance Der Kronzeugenregelung' (2007) 90 *Kritische Vierteljahresschrift für Gesetzgebung und Rechtswissenschaft* 366
- Nachbar JH, 'Prediction, Optimization, and Learning in Repeated Games' (1997) 65 *Econometrica* 275
- Nagel S, *Entwicklung Und Effektivität Internationaler Maßnahmen Zur Korruptionsbekämpfung* (Nomos 2007)

## References

- Naucke W, *Der Begriff Der Politischen Wirtschaftsstraftat* (LIT 2012)
- Neira Pena AM, 'Corporate Criminal Liability: Tool or Obstacle to Prosecution?' in Dominik Brodowski and others (eds), *Regulating corporate criminal liability* (Springer 2014)
- Nunes F and Melo CR, 'Impeachment, Political Crisis and Democracy in Brazil' (2017) 37 *Revista de ciencia política* 281
- O'Brien A, 'Leadership of Leniency' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-cartel enforcement in a contemporary age: leniency policies* (Hart Publishing 2015)
- OECD, *Brazil - Peer Review of Competition Law and Policy 2005* (OECD 2005)
- OECD, 'Fighting Hard-Core Cartels: Harm, Effective Sanctions and Leniency Programmes' (OECD 2002)
- , *Competition Law and Policy in Brazil - a Peer Review* (OECD IDB 2010)
- , 'Leniency for Subsequent Applicants' (OECD 2012)
- , 'Use of Markers in Leniency Programs' (*Working Party No. 3 on Co-operation and Enforcement*, 2014) <[http://www.oecd.org/officialdocuments/publicdisplaydocumentpdf/?cote=DAF/COMP/WP3\(2014\)9&doclanguage=en](http://www.oecd.org/officialdocuments/publicdisplaydocumentpdf/?cote=DAF/COMP/WP3(2014)9&doclanguage=en)> accessed 4 March 2019
- Pacelli E, *Curso de Processo Penal*, vol 53 (Atlas 2013)
- Paoli L, 'Mafia and Organised Crime in Italy: The Unacknowledged Successes of Law Enforcement' (2007) 30 *West European Politics* 854
- Peglau J, 'Überlegungen Zur Schaffung Neuer „Kronzeugenregelungen“' (2001) 34 *Zeitschrift für Rechtspolitik* 103
- Pereira FV, 'Compatibilização Constitucional Da Colaboração Premiada' (2013) *Revista CEJ* 84
- , *Delação Premiada: Legitimidade e Procedimento* (Juruá Editora 2016)
- Peters J, *Urteilsabsprachen Im Strafprozess: Die Deutsche Regelung Im Vergleich Mit Entwicklungen in England & Wales, Frankreich Und Polen* (Universitätsverlag 2011)
- Pieth M, 'The Harmonization of Law Against Economic Crime' (2013) 1 *European Journal of Law Reform* 527
- Pinotti MC, 'Corrupção, Instituições e Estagnação Econômica: Brasil e Itália' in Maria Cristina Pinotti (ed), *Corrupção: Lava Jato e Mãos Limpas* (Portfolio-Penguin 2019)
- Pizzi WT, 'Sentencing in the US: An Inquisitorial Soul in an Adversarial Body?' in John Jackson, Máximo Langer and Peter Tillers (eds), *Crime, procedure and evidence in a comparative and international context* (Hart Publishing 2008)
- Polo M, 'Internal Cohesion and Competition among Criminal Organisations' in Gianluca Fiorentini and Sam Peltzman (eds), *The Economics of Organised Crime* (Cambridge University Press 1995)
- Prado MM and Carson L, 'Corruption Scandals, the Evolution of Anti-Corruption Institutions, and Their Impact on Brazil's Economy' in Edmund Amann, Carlos R Azzoni and Werner Baer Print (eds), *The Oxford Handbook of the Brazilian Economy* (Oxford University Press 2018)

- Mosbacher A, 'Praktische Auswirkungen Der Entscheidung Des BVerfG Zur Verständigung' (2013) 2 BvR 201
- Rabe P, *Das Verständigungsurteil Des Bundesverfassungsgerichts Und Die Notwendigkeit von Reformen Im Strafprozess* (Mohr Siebeck 2017)
- Ribeiro DC, Cordeiro N and Guimarães DA, 'Interface between the Brazilian Antitrust, Anti-Corruption, and Criminal Organization Laws: The Leniency Agreements' (2016) 22 Law and Business Review of the Americas 195
- Richter H, 'Zur Wirtschaftskriminalität' in Christian Müller-Gugenberger and Klaus Bieneck (eds), *Wirtschaftsstrafrecht: Handbuch des Wirtschaftsstraf- und -ordnungswidrigkeitenrechts* (Verlag Dr Otto Schmidt Köln 2011)
- Rödl F, 'Contractual Freedom, Contractual Justice, and Contract Law (Theory)' (2013) 76 Law and contemporary problems 57
- Rodrigues Jr. OL, 'A doutrina do terceiro cúmplice: autonomia da vontade, o princípio res inter alios acta, função social do contrato e a interferência alheia na execução dos negócios jurídicos' (2004) 821 Revista dos Tribunais 80
- Rosa AM da, 'A Aplicação Da Pena Na Justiça Negocia: A Questão Da Vinculação Do Juiz Aos Temos Da Delação', *Sentença criminal e aplicação da pena: ensaios sobre discricionariedade, individualização e proporcionalidade* (Juspodivm 2017)
- Roxin C and Schünemann B, *Strafverfahrensrecht: Ein Studienbuch* (29th edn, CHBeck 2017)
- Salditt F, 'Allgemeine Honorierung Besonderer Aufklärungshilfe' (2009) Strafverteidiger 375
- Sarmiento D, 'Colaboração Premiada. Competência Do Relator Para Homologação e Limites à Sua Revisão Judicial Posterior. Proteção à Confiança, Princípio Acusatório e Proporcionalidade', *Direitos, democracia e República: escritos de direito constitucional* (Fórum 2018)
- Schemmel A, Corell C and Richter N, 'Plea Bargaining in Criminal Proceedings: Changes to Criminal Defense Counsel Practice as a Result of the German Constitutional Court Verdict of 19 March 2013?' (2014) 15 German Law Journal 43
- Schiefler GHC, *Diálogos Público-Privados: Da Opacidade à Visibilidade Na Administração Pública* (Universidade de São Paulo 2016)
- Schinkel MP, 'Forensic Economics in Competition Law Enforcement' (2008) 4 Journal of Competition Law and Economics 1
- Schluchter E, 'Erweiterte Kronzeugenregelung?' (1997) 30 Zeitschrift für Rechtspolitik 65
- Schünemann B, 'Die Verständigung Im Strafprozeß – Wunderwaffe Oder Bankrotterklärung Der Verteidigung?' (1989) Neue Juristische Wochenschrift 1895
- , 'Gutachten, Kongressvortrag, Aufsatz | Absprachen Im Strafverfahren – Grundlagen, Gegenstände Und Grenzen' (1990) Deutscher Juristentag 58 b12
- , 'Zur Kritik Des Amerikanischen Strafprozessmodells' in Edda Wesslau and Wolfgang Wohlers (eds), *Festschrift für Gerhard Fezer zum 70. Geburtstag am 29. Oktober 2008* (De Gruyter 2008)

## References

- , ‘Wohin Treibt Der Deutsche Strafprozess?’ (2009) 114 *Zeitschrift für die gesamte Strafrechtswissenschaft* 1
- , ‘Die Zukunft Des Strafverfahrens – Abschied Vom Rechtsstaat?’ (2007) 119 *ZStW* 945
- , ‘Vom Unterschichts- Zum Oberschichtsstrafrecht: Ein Paradigmawechsel Im Moralischen Anspruch?’ in Hans-Heiner Kühne and Koichi Miyazawa (eds), *Alte Strafrechtsstrukturen und neue gesellschaftliche Herausforderungen in Japan und Deutschland* (Duncker und Humblot 2000)
- Shapiro SP, ‘Thinking about White Collar Crime: Matters of Conceptualization and Research’ (1980) US Department of Justice, National Institute of Justice 1
- , ‘Collaring the Crime, Not the Criminal: Reconsidering the Concept of White-Collar Crime’ (1990) 55 *American Sociological Review* 346
- Shavell S, ‘Risk Sharing and Incentives in the Principal and Agent Relationship’ (1979) 10 *The Bell Journal of Economics* 55
- Silveira FAM, ‘O Papel Do Juiz Na Homologação Do Acordo de Colaboração Premiada’ (2018) 17 *Revistas de Estudos Criminais* 107
- Simon J, *Governing Through Crime: How the War on Crime Transformed American Democracy and Created a Culture of Fear*, vol 12 (Oxford University Press 2009)
- Simon J ‘Governing Through Crime Metaphors’, (2002) 67 *Brooklyn Law Review* 1035
- Smith CW and Stulz RM, ‘The Determinants of Firms’ Hedging Policies’ (1985) 20 *The Journal of Financial and Quantitative Analysis* 391
- Smith R, *Why Nations Fail: The Origins of Power, Prosperity, and Poverty*, vol 157 (Crown Business 2012)
- Souza AJG de, ‘Colaboração Premiada: A Necessidade de Controle Dos Atos de Negociação’ (2017) 25 *Boletim IBCCRIM* 12
- Spagnolo G, ‘Leniency and Whistleblowers in Antitrust’ in Paolo Buccirossi (ed), *Handbook of Antitrust Economics* (The MIT Press 2008)
- Spratling GR, ‘Detection and Deterrence: Rewarding Informants for Reporting Violations’ (2001) 69 *George Washington Law Review* 798
- Stephan A, ‘An Empirical Assessment of the European Leniency Notice’ (2008) 5 *Journal of Competition Law and Economics* 537
- Stephan A and Nikpay A, ‘Leniency Decision-Making from a Corporate Perspective: Complex Realities’ in Caron Beaton-Wells and Christopher Tran (eds), *Anti-Cartel Enforcement in a Contemporary Age: Leniency Policies* (Hart Publishing 2015)
- Stoffer H, *Wie Viel Privatisierung „verträgt“ Das Strafprozessuale Ermittlungsverfahren?* (Mohr Siebeck 2016)
- Strang RR, ‘Plea Bargaining, Cooperation Agreements and Immunity Orders.’ (2014) 155th International Training Course Visiting Experts’ Papers

- Stucke ME, 'Leniency, Whistle-Blowing and the Individual: Should We Create Another Race to the Competition Agency?' in Caron Beaton-Wells and Christopher Tran (eds), *Anti-Cartel Enforcement in a Contemporary Age : Leniency Religion* (Hart Publishing 2015)
- Swenson T, 'The German "Plea Bargaining" Debate' (1995) 7 *Pace International Law Review* 373
- Tak PJP, 'Deals with Criminals: Supergrasses, Crown Witnesses and Pentiti' (1997) 5 *European Journal of Crime, Criminal Law and Criminal Justice* 2
- Teubner G, 'Legal Irritants: Good Faith in British Law or How Unifying Law Ends Up in New Divergencies' (2003) 61 *The Modern Law Review* 11
- Thaman SC, 'Plea-Bargaining , Negotiating Confessions and Consensual Resolution of Criminal Cases' (2007) 113 *Electronic Journal of Comparative Law* 1
- Tiedemann K, 'Der Entwurf Eines Ersteu Gesetzes Zur Bekämpfung Der Wirtschaftskriminalität' (1975) 87 *Zeitschrift für die gesamte Strafrechtswissenschaft* 253
- Tourinho M, 'Brazil in the Global Anticorruption Regime' (2018) 61 *Revista Brasileira de Política Internacional* 1
- UNCTAD, 'The Use of Leniency Programmes as a Tool for the Enforcement of Competition Law against Hardcore Cartels in Developing Countries', *Sixth United Nations conference to review all aspects of the set of multilaterally agreed equitable principles and rules for the control of restrictive business practices* (UNCTAD 2010)
- Vasconcellos VG de, *Colaboração Premiada No Processo Penal* (Revista dos Tribunais 2018)
- , *Barganha e Justiça Criminal Negocial: Análise Das Tendências de Expansão Dos Espaços de Consenso No Processo Penal Brasileiro* (Editora IBCCRIM 2014)
- Vaughan D, 'The Dark Side of Organizations: Mistake, Misconduct, and Disaster' (1999) 25 *Annual Review of Sociology* 271
- Vogel J, 'How to Determine Individual Criminal Responsibility in Systemic Contexts: Twelve Models' (2002) *Cahiers de Défense Sociale* 151
- , 'Chancen Und Risiken Einer Reform Des Strafrechtlichen Ermittlungsverfahrens' (2004) 59 *JuristenZeitung* 827
- von Lampe K and Ole Johansen P, 'Organized Crime and Trust: On the Conceptualization and Empirical Relevance of Trust in the Context of Criminal Networks' (2004) 6 *Global Crime* 159
- Watson A, *Legal Transplants: An Approach to Comparative Law*, vol 27 (Univesity of Georgia Press 1975)
- , 'From Legal Transplants to Legal Formats' (1995) 43 *The American Journal of Comparative Law*
- Weigend T, 'Abgesprochene Gerechtigkeit — Effizienz Durch Kooperation Im Strafverfahren?' (1990) 45 *JuristenZeitung* 774

## References

- , *Absprachen in Ausländischen Strafverfahren: Eine Rechtsvergleichende Untersuchung Zu Konsensualen Elementen Im Strafprozess* (Eigenverl Max-Planck-Inst für ausländisches und internat Strafrecht 1990)
- , ‘Das „Opportunitätsprinzip“ Zwischen Einzelfallgerechtigkeit Und Systemeffizienz’ (1997) 109 *Zeitschrift für die gesamte Strafrechtswissenschaft* 103
- , ‘Unverzichtbares Im Strafverfahrensrecht’ (2001) 113 *Zeitschrift für die gesamte Strafrechtswissenschaft* 271
- , ‘Neues Zur Verständigung Im Deutschen Strafverfahren?’ in Leblois-Happe, Jocelyne/Stuckenberg and Carl-Friedrich (eds), *Was wird aus der Hauptverhandlung? Quel avenir pour l’audience de jugement?* (Boon University Press 2014)
- Weigend T, ‘The Decay of the Inquisitorial Ideal: Plea Bargaining Invades German Criminal Procedure’ in John Jackson and others (eds), *Crime, Procedure and Evidence in a Comparative and International Context* (Hart Publishing 2008)
- Weigend T and Turner JI, ‘The Constitutionality of Negotiated Criminal Judgments in Germany’ (2014) 15 *German Law Journal* 81
- Weinstein I, ‘Regulating the Market for Snitches’ (1999) 47 *Buffalo Law Review* 563
- Weir JA, ‘Contract - Rights of Third Persons under Contracts to Which They Are Not Parties’ (1943) 5 *Alberta Law Quarterly* 77
- Weßlau E, ‘Waffengleichheit Mit Dem »Organisierten Verbrechen«? Zu Den Rechtsstaatlichen Und Bürgerrechtlichen Kosten Eines Anti-OK-Sonderrechtssystems’ (1997) 80 *Kritische Vierteljahresschrift für Gesetzgebung und Rechtswissenschaft (KritV)* 238
- , ‘Wahrheit Und Legenden: Die Debatte Über Den Adversatorischen Strafprozess’ (2014) 191 *Zeitschrift für Internationale Strafrechtsdogmatik* 558
- Wheeler S and Rothman ML, ‘The Organization as Weapon in White-Collar Crime’ (1982) 80 *Michigan Law Review* 1403
- Whitman J, ‘No Right Answer’ in John Jackson, Máximo Langer and Peter Tillers (eds), *Crime, procedure and evidence in a comparative and international context: essays in honour of professor Mirjan Damaska* (Hart Publishing 2008)
- Wieling HJ, ‘Venire Contra Factum Proprium Und Verschulden Gegen Sich Selbst’ (1976) 176 *Archiv für die civilistische Praxis* 334
- Wiener JB, ‘Something Borrowed for Something Blue: Legal Transplants and the Evolution of Global Environmental Law’ (2001) 27 *Ecology Law Quarterly* 1295
- Wils WPJ, ‘Leniency in Antitrust Enforcement: Theory and Practice’ (2007) 24 *Conferences on New Political Economy* 203
- , ‘Recidivism in EU Antitrust Enforcement: A Legal and Economic Analysis’ (2012) 35 *World Competition* 5
- Wils WPJ, ‘The Use of Leniency in EU Cartel Enforcement: An Assessment after Twenty Years’ (2016) 39 *World Competition: Law and Economics Review* 327
- Winter B, ‘Brazil’s Never-Ending Corruption Crisis Why Radical Transparency Is the Only Fix’ (2017) 96 *Foreign Affairs* 87

- Wunderlich A, 'Colaboração Premiada: O Direito à Impugnação de Cláusulas e Decisões Judiciais Atinentes Aos Acordos' in Maria Thereza de Assis Moura and Pierpaolo Cruz Bottini (eds), *Colaboração premiada* (Revista dos Tribunais 2017)
- Zimmermann A, 'How Brazilian Judges Undermine the Rule of Law: A Critical Appraisal' (2008) 11 *International Trade and Business Law Review* 179

