

Michael Vick

O Direito Brasileiro e o Pre-Trial Discovery do Common Law PEDRO DEMORI

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em 2017 o brasil aderiu à convenção da haia sobre a obtenção de provas no estrangeiro com o objetivo de aprimorar a cooperação jurídica internacional no entanto o país declarou que não cumprirá cartas rogatórias relacionadas ao pre trial discovery of documents conforme o artigo 23 da convenção este livro analisa as interações entre o direito brasileiro e o discovery do sistema anglo saxão explorando suas diferenças e compatibilidade o autor aborda a evolução histórica da cooperação jurídica internacional os aspectos do common law e do civil law e os limites e mecanismos do discovery além disso a obra critica a declaração do artigo 23 da convenção da haia e propõe uma revisão comparando o discovery com o direito brasileiro de produção antecipada de provas ao final conclui se que o brasil embora inicialmente resistente ao discovery tem adotado uma postura mais liberal na produção de provas no processo civil especialmente após recentes reformas legais

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