

INDEX

5R Tool 202–3

A

- Abbas, Mahmoud 69
absent speech 136
accommodation 55
accusatory reflex 125, 126,
128–9
accuser's bias 24, 125–6
active listening 129–34
 engagement in 169
 principles of 131–3
 salesperson example 145–9
active speaking 135–44
 salesperson example 145–9
 ten principles 138–44
Adair, Wendy 229, 230, 245
adaptability 60
adaptation 86–8
adjournment 80
 informal 217–18
 validating commitments before
 80–2
agenda 51, 70
agenda preparation 82
agenda setting 82
agent 33, 178
 employing 180–1
 expertise 180
 keeping in check 185–6
 motivations of 184
 network 180
 process-oriented skills 180
 reputation 185–6
 tactical and strategic advantages
 180–1
aggressive negotiator
 alternative behavioural responses
 169–74
 effects of typical behaviours 168
 instinctive behavioural responses
 166–8
 provocative behavior 160, 161–3
 thoughts and feelings of 163–6
aggressive speech 138
agreement
 to continue 216
 on process 216
 reason for accepting 210–12
 sequence leading to 208
 timing 208–10
 type 212–17
Air France 76
Airbus 76
Allen, Woody 22
alliance management 189–92
Allred, Keith 24, 126, 229–30, 241,
243
alternative behaviours 169–74, 174–5
ambiguity 140
anchoring 105–6, 116
anger 37, 69, 153
 dealing with 171–2
antagonistic relationship 34
anxiety 69
apology 68
appeal
 to external authority 46
 to law 46
Arafat, Yasser 54, 69
Aragon, Louis 22
arbitrary solutions 23

Arc de Triomphe roundabout 92–3
 Aristotle 143, 233
 Rhetoric 135, 158
 arrogance 137–8, 224
 Arrow, Kenneth 230
 Arusha Agreements 136, 215
 aspiration 112
 assertiveness 42
 asymmetry, types of 220–5
 attacks ad personam 162
 attribution phenomenon 124–5
 Axelrod, Robert 140, 230, 244

B

backup solution 46
 Bacow, Laurence 244
 bad faith, acting in 161
 Barnier, Michel 62
 Bazerman, Max 232
 Beaufort, Viviane de 230, 242
 Belmont, Charles 242
 Bely, Lucien 233
 benchmarks 49
 benevolent listening 131
 Berman, Maureen 78, 233, 242
 Best Alternative to a Negotiated Agreement (BATNA) 47
 betting against oneself 106
 bid escalation 110
 blockage 46
 bluffing 107, 144
 body language 199
 Boileau, Nicolas: *Art poétique* 137, 243
 Boltanski, Luc 233, 245
 Bonaparte, Napoleon 127
 bond 32
 Bonnot de Mably, Gabriel 229
 bonus 184–5
 Bordone, Robert 241
 Boulware, Lemuel 110
 Boulwarism 110
 brainstorming 44
 Braudel, Fernand 194
 breaking off 79
 Brett, Jeanne 229, 230, 245

brevity 139, 140, 141
 Burundi 136, 202
 business relationship 65

C

calculations 49
 Callières, François de 22, 34, 37, 66, 130, 138, 157, 210, 229, 241–4
 Camp David Accords 19, 79
 cancellation clause 214
 Carlo, Laurence de 242
 ceiling 112
 change clause 213
 change management 64
 changing negotiators 68–9
 cherry on the cake tactic 111–12
chleusme 137
 Churchill, Winston 27
 civic realm 198
 clarity 140, 141
 subjective 121
 clichés 123, 193
 closed questions 132–3
 coaching 98
 coalition before participation 63–5
 coalition building 189–92
 cocktail diplomacy 67
 Cogan, Charles 230
 cognitive bias 37, 122
 commitment, validation before
 adjourning 80–2
 communication 52–3, 119–20, 211
 multicultural negotiations 199–201
 in multilateral negotiations 187–8
 obstacles in 123–9
 sequence 120–2
 compensation 184
 competition 90, 117, 178
 competitive approach 16–17
 complexity 30
 compromise 178
 conceding 67, 168
 concessions 106

concessive approach 18–19
 conciliation 168
 conclusion
 away from the table 79–80
 of listening phase 133
 of session 85–6
 conditioning 127–8
 confidence 66
 confidential information 53
 confidentiality 82–3
 conflict negotiation 3
 conflict of interests 185
 conflict prevention system 100
 conflict resolution 3, 20–1, 95, 100
 conflicts, passionate 154–5
 consolidation plan 142
 constructive ambivalence 140
 contact, establishing 65
 context of negotiation
 contingent agreement 212–14
 cancellation clause 214
 change clause 213
 preliminary conditions 212–13
 suspension clause 213
 contracts
 negotiation 179, 181
 standard 49
 contractual negotiation 3
 convergence 193
 conversation, creation and
 maintenance of 144–51
 cooperation 90, 91, 92, 116
 cooperative approach 17
 corporate diplomacy 204
 counterproductive reflexes 128–9
 country risk 213
 creativity 41, 43–4
 crescendo approach 51
 crime, fight against 100
 crisis negotiation 3
 cultural circles 193
 cultural harmonization 193
 cultural identities, multiple 193–5
 cultural mediator 203
 cultural variables 196–7
 customs 50, 200–1

D

deadline 51
 deal-making 3
 debriefing 13
 decision, making
 inventing solutions before
 77–8
 mechanisms 187
 decrees 49
 decrescendo approach 51
 deferring to third party 104
 delegate 182
 deliberative rhetoric 143
 Delta Airlines 76
 denial reflex 158
 Descartes, René
 Discourse on Method 12, 191, 233,
 241, 245
 rules 191–2
 details 78–9
 differential relationship 34
 diplomatic negotiations 179
 directive listening 131
 directives 49
 discretion 52
 distracted listening 130
 distribution solution 42
 divergence 193
 divide and conquer 116–17
 domestic realm 198
 dominant parties 191
 downstream participation 64
 Dupont, Christophe 230, 241

E

EADS 76, 200
 economic indicators 49
 economic realm 198
 economic sanctions 46
 economies of scale 97–8, 101
 economies of scope 98–9, 101
 efficiency 30
 emotions 37–8
 broadened rationale and 155–7
 continuum of 163–4
 involuntary 158–9

positive or negative effects 157–8
 timeline of 164
 empathy 42, 135, 150–1
 vs agreement 134
 Epictetus 66, 242
 equipment 56
 Ertel, Danny 231, 241
 escalation of bids 110
 ESSEC IRENE 72, 235
 ethical considerations 27, 37
 European Question 62
 European Union directive 63–4
 evidence 49
 exasperation 153
 excusatory reflex 125, 126, 128–9
 excuser's bias 24, 125–6

F

fair values 115
 faire-savoir 227
 fallow, negotiation 67
 Faure, Guy-Olivier 230, 245
 favours, for sake of relationship
 108
 feedback phase 181, 183
 fees 183–5
 Felice, Fortuné de 157, 229, 244
 feminine societies 197
 fertile spirit 41
 Field, Patrick 171, 172, 233, 242, 244,
 245
 fight 167–8
 financial compensation 214
 financial value of solution 50
 Fisher, Roger 17–19, 29, 89, 230,
 231, 241–4
 fleeing 167, 168
 flexibility 87
 floor price 50
 force, transition to 46
 forced occupation of space 162
 formal negotiation 1, 2
 formalisation
 of agreement 80–2
 of disagreement 217
 formula 78–9

Foster, Dean Allen 231, 245
 foul language 162
 framing, positive 142
 France 62, 73, 76, 78, 194, 200, 204
 frustration 69, 153
 fundamental singularity 195
 future orientation 143

G

gas pump experiment 142
 GATT Uruguay Round 187
 Geertz, Clifford 195, 233, 245
 Gérin, Rémy 72
 Germany 76, 200, 204
 Ghauri, Pervez 242
 Ghosn, Carlos 204
 Giddens, Antony 233
 Girard, René 154, 174, 234, 244
 Giscard d'Estaing, Valéry 204
 give and take, logic of 117
 Goldberg, Stephen 231
 good cop/bad cop 108–9
 Groom, A.J.R. 234

H

habits 200–1
 Hagège, Claude 200
 Hall, Edward T. 234, 245
 halo effect 123
 Hampton-Turner, Charles 234,
 245
 hands are tied tactic 109–10
 Heen, Sheila 233, 244
 Hitler, Adolf 27
 Hofstede, Geert 196–7, 234, 245
 Holbrooke, Richard 234, 241
 holism 196
 honour, misplaced 162
 hostage-taking 27, 74
 hostile takeover 75
 Hotman de Villiers, Jean 229
 hourly rate 184

I

I-message 170
 implementation phase 181, 182–3

improvisation 178
 independent parties 191
 indices 49
 individualism 196
 industrial realm 198
 inflexibility 87
 influential relationship 34
 information 105
 accuracy 53
 gathering 52, 83
 exchange 101–4
 informed practices 224
 inspiration, realm of 198
 instinct 225
 instinctive negotiation 20–1
 instruction phase 181
 integrative solution 42
 integrative style 141
 interest 37
 internal clock 165
 internal signals 165
 internal voice, suspension of
 132
 International Monetary Fund
 194–5
 interpersonal skills 32
 interpreter 203, 204
 intrapersonal negotiations 2
 invention phase 78
 irresolution 210
 Israeli—Palestinian negotiations 19,
 79, 124–5, 128

J

jargon 136, 137, 199
 Japan 201, 204
 jealousy 37
 jiu-jitsu technique 169
 job interview 83–4
 joint recommendations 214
 joint venture 38, 39, 43
 Joseph, father 210
 joy 157
 jurisprudence 49
 justification criteria 48–50, 85, 112,
 211

K

Kahneman, Daniel 231, 233, 244
 Klerck, Frederik de 79
 Kornhauser, Lewis 245
 Kundera, Milan: *The Book on Laughter
 and Forgetfulness* 143, 244

L

La Fontaine, Jean 246
 Crow and the Fox, The 74
 Hare and the Tortoise, The 209
 labour negotiations 180
 language obstacles 199–200
 last impressions 217–18
 law 49
 lawyer 4, 180
 Lax, David 231, 243, 246
 leading questions 133
 learning curve 226
 learning cycle, absence of 12–14
 learning process 225–7
 lease, ending 214
 legal negotiations 180
 lethargy 139
 leverage 222–3
 Levinson, Barry 244
 Lewicki, Roy 232, 243
 Light, Margot 234
 linkage 106–7
 listening 52
 active listening 131–4
 before speaking 73–4, 119–51
 incapacity 161
 providing 52–3
 styles to avoid 130–1
 litigation 46
 loaded questions 133
 loan, obtaining 213
 location 82, 98
 logistical resources 55
 logistics 53–8, 212
 logorrhoea 140
 looping 133–4
 lose-lose equilibrium 91
 Louis XIV, King of France 22,
 116

lying 107, 144

Lytle, Anne 229, 230, 245

M

Maastricht treaty 62

MAC (Material Adverse Changes)

 Clauses 213

malleability 87

managers 4

mandate 33, 211

 negotiation phases under 181–3

 respect for 44

 unrealistic 222

Mandela, Nelson 79

Marie-Louise, Empress 127

marital dispute 124

market prices 49

masculine societies 197

Mazarin, Cardinal Jules 68

measurements 49

meeting 50–8

 structure 50–1

memory enhancement 128

merger 97

Meyer, Michel 232, 234

Minton, John 232, 243

mirroring effect 174

misunderstanding 122

Mitterrand, François 204

mixed payment structure 184–5

mixing people and problem 20–1

Mnookin, Robert 133, 230, 232,
241–6

Moffett, Michael 241

Monde, Le 98

monochromic cultures 197

mono-variable negotiation 94

Montesquieu 70, 198

motivation analysis 83–4

motivations 211

 deep 35–49

 prioritizing 39–40

multicultural negotiations 177–9,
192–205

 communication challenges
 199–201

 cultures and borders 192–5

 interpretation 195–9

 methodology and 201–5

multilateral negotiations 34, 177–9,
186–92

 coalition building and alliance

 management 189–92

 communication difficulties

 187–8

 prevention of bottlenecks 186–7

 strategic complexity 188

multilevel negotiations 177–9,
179–86

 definition 179–80

 fees 183–5

 keeping agents in check 185–6

 management 180–1

 negotiating phases under a

 mandate 181–3

 multiparty negotiation 64

 mutual unfamiliarity, situation of
 34

N

Nash, John 232, 243

National Dialogue for Europe 62

Neale, Margaret 232

needs 95–6

negomania 26–7, 45, 207, 209

negotiation contract 179, 181

negotiation sequence 59–60, 82–6

negotiation situations 1–2

negotiation table 41

 shape of 55–6

 solutions at the table (SAT) 40–5,
 84–5, 211

 solutions away from the table

 (SAFT) 45–8, 79–80, 85, 211

negotiator's dilemma 90–1

Nissan 204

non-reciprocity, principle of 224–5

non-verbal communication 199

O

object of negotiation 30

obstructive listening 130

Ockham's razor 140
 OECD 186
 Okumura, Tetsushi 229, 230, 245
 Olbrechts-Tyteca, Lucie 231
 one foot out the door tactic 109
 one-text procedure 215
 open-ended questions 132
 opinions, realm of 198
 opportunities 142
 Optimal Aspiration Value (OAV)
 112, 113, 117
 organizational cultures 194–5
 organizational negotiations 179
 Oslo Process 54, 79
 overconfidence 24–6, 128–9, 137
 overoptimism 116
 overpessimism 116

P

package deal 99
 participants, choice of 187
 passion 135, 158–9
 patience 67, 88, 159, 224
 Patton, Bruce 230, 233, 244
 Pecquet, Antoine: *Discourse on the Art
 of Negotiating* 67, 229, 242
 people
 dimension 30, 32–5, 57
 putting first 65–70
 Peppet, Scott 232, 241–3
 perception, problems of 37
 Perelman, Chaïm 115, 234, 243
 perpetual negation 67
 personal negotiation method
 226
 personal relationships 32–3, 210
 personalisation 65–6
 'phew' agreements 77–8
 physical agitation 162
 place of negation 55
 'Plan B' 46
 Plantey, Alain 232, 234
 pleasure 157
 political leader 4
 political negotiations 2–3, 179
 polychromic cultures 197

position of power 75
 positional reflexes 129
 positionalism 14–16, 29, 128, 178,
 182, 187
 positions 38
 positive framing 142
 post-settlement settlement 99
 power 37
 distribution 196
 negotiation 47, 56–7
 Pratt, John 232, 244
 precedents 50
 precision 140, 141
 prejudice 69
 premature closure 77–8, 99, 209
 preparation 29–58, 61–3
 price floor 112
 price and volume 213
 prices, market 49
 pride 37
 principal 33, 178, 223
 motivations of 183
 principal/agent relationship 179,
 183, 222
 principled negotiation 17, 89
 principles 49, 82–3
 probability of future event 97
 problem dimension 30, 35–50, 57
 problem-solving, process before
 70–3
 procedural response 153
 process 211
 process before problem principle
 87
 process dimension 30, 50–8
 process negotiation 105
 professional culture 194
 professional standards 49
 project management 204
 projection 125
 pseudo-negotiations 154

Q

quality of solutions 209
 quantity of solutions 209
 questions 52, 102–3, 132–3

R

Rabin, Yitzhak 54
 Raiffa, Howard 232
Rain Man 165
 rational intelligence 156
 rationality 37, 153, 155–7
 reactive devaluation 126–7
 reactive listening 130–1
 real estate negotiations 180
 realistic solutions 44
 reasoning 49, 135
 reciprocity, principle of 133
 red herring 107–8
 reference point 47
 reformulation of statements 132
 reframing 169–70
 regional cultural belonging 193
 regulations 49
 rejoicing 77
 relational intelligence 156
 relational response 153
 relationship
 building 65–6, 82, 105
 cultivating 67–70
 favours for sake of 108
 restoring 68–9
 to uncertainty 196–7
 relief 77
 Renault 204
 repetition, continual 161
 Reservation Value (RV) 112, 113
 resource differences 95
 restructuring plan 142
 retailer/supplier negotiations, France
 71–3
 retrospective analysis 13
 rhetoric, classical 135
 rhetorical questions 133
 Richelieu, Cardinal 62, 67, 210, 229
 ringleader 129
 risk, differences towards 96
 Rocard, Michel 55, 64, 139, 188, 234
 Rogers, Carl 233, 243
 Rogers, Nancy 231
 Roosevelt, Theodore 143
 Ross, Lee 126, 233, 243

Rousseau de Chamoy, Louis 229
 Rubin, Jeffrey 230

S

Sadat, Anouar 139
 Saint-Simon, Henri de 198
 salary
 fixed 184
 negotiations 221
 Sander, Frank 231
 Sartre, Jean-Paul 24
 Saunders, David 243
 Sauzay, Brigitte 204
 Savir, Uri 54, 234
 savoir 225, 226
 savoir-être 4, 226–7
 savoir-faire 4, 225, 226
 Sebenius, James 231, 233, 243, 246
 Schroeder, Gerhard 204
 Scodellaro, Mathieu 232
 seating arrangement 56
 secrecy 54, 55
 Security Council Resolution 242
 140
 selective perception 124
 self-awareness 12
 self-complacency 129
 self-fulfilling prophecies 125, 193
 self-importance 129
 Sharon, Ariel 69
 Sharp, Alan 231
 shift towards the process 170
 Shikhirev, Peter 229, 230, 245
 short-term preference 21–2
 Sinaceur, Marwan 233, 244
 sincerity 134
 sit-ins 75
 Slovic, Paul 231
 Smith, Adam 198
 Socrates 2
 soft language 138
 solutions at the table (SAT) 40–5,
 84–5, 211
 solutions away from the table (SAFT)
 45–8, 85, 211
 before concluding 79–80

speaking, active 138–44
 speaking, listening before 73–4
 speech for oneself 136
 Spinoza 24
 spokesperson, changing 171
 stakeholders' map 34, 36, 211
 standard contracts 49
 statutes 49
 stereotypes 123
 Stone, Douglas 233, 244
 strategic information 53
 strikes, pre-emptive 75
 structuring principles 60–82
 style 135
 subjugated parties 191
 submission 167
 substantial response 153
 success fees 184
 suggestive speech 141
 supplier's contract 81
 suspension clause 213
 suspensions 80
 Susskind, Larry 171, 172, 232, 233,
 242, 244–5
 sustainability 212
 synergies 97–8

T

Taba accords 70
 Talleyrand, Charles-Maurice de 68,
 73, 74, 123, 217
 target value (TV) 112–13
 technical speech 136–7
 tension 117
 within relationships 69
 rational 154–5
 territorial annexation 75
 Thevenot, Laurent 233, 245
 thick interpretation 195–6
 thin interpretation 195
 threats 162
 time 68
 availability 30
 cultural, relation to 197
 'for oneself' 68
 management 86–8

preferences 96
 setting 82
 timeline
 of emotions 164
 preparation 82
 Tinsley, Catherine 229, 230
 trade-offs 43
 transition to force 46
 transparency in communication 122
 Trompenaars, Fons 234, 245
 trustee 182
 trying 166–7
 Tulumello, Andrew 232, 241
 Tversky, Amos 230, 231, 233, 244

U

ultimatum 110–11
 'unique solution' trap 22–3
 United Nations 186
 unsaid 132
 upstream participation 64
 Ury, William 17–19, 89, 171, 230,
 233, 241–4
 Usunier, Jean-Claude 242

V

validation 133
 value creation 76, 77, 89–90, 92,
 93–104, 116, 157
 information exchange 101–4
 by leveraging differences 94–7
 post-settlement settlement and
 99
 by preventing recurring conflict
 100–1
 by realizing economic gain
 together 97–9
 sources of 93–4
 through process 101
 when all else fails 104
 value distribution 104–17
 bargaining tactics 104–12
 methodological approach 112–16
 vanity 74
 vengeance, desire for 37
 vertical relationship 33

254 INDEX

Vienna Congress (1814) 73
virtuous learning circle 14, 135, 226
voice
 raising 162
 tone of 132

W

Walder, Francis 234
war 46
Wheeler, Michael 244
Wicquefort, Abraham de 229
win/lose approach 18

win/win approach 17, 104, 117, 221
working relationship 32

Z

Zartman, William 78, 233, 242, 243
Zeckhauser, Richard 232
Zen technique 171
zone of partial agreement 215
zone of possible agreements (ZOPA)
 42, 112–15

Index compiled by Annette Musker