

## **BRAD R. ROTH**

Department of Political Science, Wayne State University  
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### CURRENT APPOINTMENT

#### ***Professor of Political Science and Law, WAYNE STATE UNIVERSITY***

(Full Professor as of August 2011; Associate Professor, 2001-11; Assistant Professor, 1997-2001).

#### *Courses Taught:*

International Law; Human Rights; Foreign Relations Law; International Prosecution of State Actors; Political Theory of Public Law; American Legal Systems and Processes; Law, Authority, and Resistance; Justice; Law and State Security.

#### *Awards for Excellence in Scholarship:*

WSU Academy of Scholars, Induction 2018.

WSU Board of Governors, 2013 and 2000 Faculty Recognition Awards.

American Society of International Law, 1999 Certificate of Merit for “Best Work in a Specialized Area”

### PREVIOUS PROFESSIONAL EMPLOYMENT

Visiting Professor of Law, Fall 1996, and Lecturer in Law, Spring 1996,  
UNIVERSITY OF CALIFORNIA, BERKELEY, School of Law (Boalt Hall)

*Courses Taught:* International Law; Law and Armed Conflict

Litigation Attorney, Hanoach Weisman, P.C., Roseland, New Jersey, 1988-91.

Judicial Clerk, Supreme Court of New Jersey, Chief Justice Robert N. Wilentz, 1987-88.

### EDUCATION

Ph.D., Jurisprudence and Social Policy Program

UNIVERSITY OF CALIFORNIA, BERKELEY, December 1996

LL.M., COLUMBIA LAW SCHOOL, 1992

Ford Foundation Fellow in Public International Law

Parker Program Recognition with Honors in International and Foreign Law

J.D., HARVARD LAW SCHOOL, *cum laude*, 1987

Editorial Board, *Harvard Civil Rights-Civil Liberties Law Review*

B.A., SWARTHMORE COLLEGE, High Honors, 1984

Major: Political Science Minor: Economics

Ivy Award (awarded by the faculty to “the Senior man outstanding in leadership, scholarship and contributions to the College community”)

SCHOLARSHIP (as of July 2019)

**Publications**

**Books:**

*Sovereign Equality and Moral Disagreement: Premises of a Pluralist International Legal Order* (Oxford University Press, 2011).

*Governmental Illegitimacy in International Law* (Oxford University Press, 1999).

**Winner, 1999 American Society of International Law Certificate of Merit**  
("Best Work in a Specialized Area")

**Co-edited Volumes:**

Gregory H. Fox, Paul R. Dubinsky & Brad R. Roth, eds., *Supreme Law of the Land? Debating the Contemporary Effects of Treaties within the United States Legal System* (Cambridge University Press, 2017).

Gregory H. Fox & Brad R. Roth, eds., *Democratic Governance and International Law* (Cambridge University Press, 2000).

**Co-Edited Journal Symposium::**

Chandra Lekha Sriram & Brad R. Roth, eds., "Symposium: Justice without Borders? Externalizing Criminal Punishment for Past Atrocities," *Finnish Yearbook of International Law* 12 (2001), 3-189.

**Co-Edited Textbook:**

Valerie Epps, John Cerone & Brad R. Roth, eds., *International Law* (6th ed., Carolina Academic Press, 2019).

**Research Publications -- Journal Articles and Book Chapters:**

Brad R. Roth, "Advancing Peaceful Settlement and Democratization: The Doubtful Usefulness of International Electoral Norms," in Marc Weller, Mark Retter, Jake Rylatt & Andrea Varga, eds., *International Law and Peace Settlements* (Cambridge University Press, forthcoming 2020).

Brad R. Roth, "Bilateral Recognition of States" in in Gëzim Visoka, John Doyle & Edward Newman, eds., *The Routledge Handbook of State Recognition* (Routledge, 2019), pp. 191-205.

Brad R. Roth, "Human Rights and Transitional Justice: Taiwan's Adoption of the ICCPR and the Redress of 228 and Martial-Law-Era Injustices," in Jerome A. Cohen, William P. Alford & Chang-fa Lo, eds., *Taiwan and International Human Rights – A Story of Transformation* (Springer, 2019), pp. 51-66.

Brad R. Roth, "The Relevance of Democratic Principles to the Self-Determination Norm," in Peter Hilpold, ed., *Autonomy and Self-Determination in Europe and in Global Perspective* (Cheltenham, U.K.: Edward Elgar Publishing, 2018), pp. 56-76.

Brad R. Roth, "How International Criminal Law's Interaction with the Responsibility to Protect Jeopardizes Legal Strictures on the Use of Force," in Vasilka Sancin, ed., *Are We 'Manifestly Failing' R2P* (Ljubljana, Slovenia: University of Ljubljana Faculty of Law, 2017), pp. 133-52.

Brad R. Roth, "Democratic Political Obligation with Chinese Characteristics: Civic Defiance in Taiwan and Hong Kong," in Brian Christopher Jones, ed., *Critical Neighbours: The Legal and Political Significance of the Sunflower and Umbrella Movements* (Routledge, 2017), pp. 191-204.

Brad R. Roth, "The Virtues of Bright Lines: Self-Determination, Secession, and External Intervention," *German Law Journal* 16 (2015), 384-415 (Special Issue on the Crisis in Ukraine).

Brad R. Roth, "Ne-konsensualna disolucija država u međunarodnom pravu: Inovacija Badinterove komisije u retrospektivi" ("Non-Consensual State Dissolution in International Law: The Badinter Innovation in Retrospect"), *Politicka Misao (Croatian Political Science Review)* 52:1 (2015), 48-78.

Brad R. Roth & Sharon F. Lean, "A Bolivarian Alternative? The New Latin American Populism Confronts the Global Order," in Barbara J. Stark, ed., *International Law and Its Discontents* (New York: Cambridge Univ. Press, 2015), pp. 221-48.

Brad R. Roth, "Reconceptualizing Recognition of States and Governments," in Christopher Daase, Caroline Fehl, Anna Geis & Georgios Kolliarakis, eds., *Recognition in International Relations. Rethinking a Political Concept in a Global Context* (Basingstoke, NY: Palgrave Macmillan, 2015), pp. 141-61.

Brad R. Roth, "Parsing 'Mutual Non-Recognition and Mutual Non-Denial': An International Law Perspective on Taipei's Current Framework for Cross-Strait Relations." *Chinese (Taiwan) Yearbook of International Law and Affairs* 30 (2012), 15-30 (actual publication, 2014).

Brad R. Roth, "Just Outcomes, Overreaching Rationales: How International Criminal Law's Achievements Augur Flawed Responses to Political Violence," *Arizona Journal of International and Comparative Law* 31 (2014), 55-80.

Brad R. Roth, "Sovereign Equality and Non-Liberal Regimes," *Netherlands Yearbook of International Law* 43 (2012), 25-52.

Brad R. Roth, "Secessions, Coups, and the International Rule of Law: Assessing the Decline of the Effective Control Doctrine," *Melbourne Journal of International Law* 11 (2010), 393-440.

Brad R. Roth, "Coming to Terms with Ruthlessness: Sovereign Equality, Global Pluralism, and the Limits of International Criminal Justice," *Santa Clara Journal of International Law* 8 (2010), 231-88.

Brad R. Roth, "The Entity That Dare Not Speak Its Name: Unrecognized Taiwan as a Right-Bearer in the International Legal Order," *East Asia Law Review* (University of Pennsylvania Law School) 4 (2009), 91-124.

– Published in Chinese translation, *Taiwan Law Review* (Taipei: Angle Publishing), (No. 158) 2008.7 (2008), 84-103.

Brad R. Roth, "State Sovereignty, International Legality, and Moral Disagreement," in Tomer Broude & Yuval Shany, eds., *The Shifting Allocation of Authority in International Law* (Oxford: Hart Publishing Co., 2008), pp. 123-61.

Brad R. Roth, "Just Short of Torture: Abusive Treatment and the Limits of International Criminal Justice," *Journal of International Criminal Justice* (Oxford University Press) 6 (2008), 215-39.

Brad R. Roth, "Coercion and the Quest for Substantive Freedom," in Mary Garrett, Heidi Gottfried, & Sandra F. VanBurkleo, eds., *Remapping the Humanities: Identity, Community, Memory, (Post)Modernity* (Wayne State University Press, 2008), pp. 237-54.

Brad R. Roth, "Coalitions of the Willing and the International Rule of Law," in Christian Calliess, Georg Nolte & Peter-Tobias Stoll, *Coalitions of the Willing: Avantgarde or Threat?* (Munich: Carl Heymanns Verlag GmbH, 2007), pp. 33-42.

Brad R. Roth, "Taiwan's Nation-Building and Beijing's Anti-Secession Law: An International Law Perspective," in Chen Chi-sen *et al.*, ed., *Sovereignty, Constitution, and the Future of Taiwan* (Taiwan Law Society, 2006), pp. 1-59.

Brad R. Roth, "International Law," in Martin Griffiths, ed., *Encyclopedia of International Relations and Global Politics* (Routledge, 2005), pp. 425-35.

Brad R. Roth, "The Enduring Significance of State Sovereignty," *Florida Law Review* 56 (2004), 1017-50 (2004).

Brad R. Roth, "Retrospective Justice or Retroactive Standards? Human Rights as a Sword in the East German Leaders Case," *Wayne Law Review* 50 (2004), 37-68.

Brad R. Roth, "Retrieving Marx for the Human Rights Project," *Leiden Journal of International Law* (Cambridge University Press) 17 (2004) 31-66. Republications:

– Revised version: "Marxian Insights on the Human Rights Project," in Susan Marks, ed., *International Law on the Left: Revisiting Marxist Legacies* (Cambridge University Press, 2008), pp. 220-51.

– Original version, in Susan Easton, ed., *Marx and Law* (Philosophers and Law Series), (London: Ashgate Pub. Ltd., 2008), pp. 265-302.

Brad R. Roth, "What's Left? Socialist Political Thought After the Fall," in Thomas Newlin & Sibelan Forrester, eds., *Towards a Classless Society: Literature, History, and Politics: A Festschrift for Thompson Bradley* (Bloomington, Indiana: Slavica (Indiana University) Press, 2004), pp. 195-211.

Brad R. Roth, "Anti-Sovereignism, Liberal Messianism, and Excesses in the Drive against Impunity," *Finnish Yearbook of International Law* 12 (2001), 17-45 (actual publication, 2003).

Brad R. Roth, "Bending the Law, Breaking It, or Developing It? The United States and the Humanitarian Use of Force in the Post-Cold War Era," in Michael Byers & Georg Nolte, eds., *United States Hegemony and the Foundations of the International Law* (Cambridge University Press, 2003), pp. 232-63.

Brad R. Roth, "The CEDAW as a Collective Approach to Women's Rights," *Michigan Journal of International Law* 24 (2002), 187-225.

Brad R. Roth, "Understanding the 'Understanding': Federalism Constraints on Human Rights Implementation," *Wayne Law Review* 47 (2002), 891-907.

Gregory H. Fox & Brad R. Roth, "Democracy and International Law," *Review of International Studies* 27 (2001), 327-352. Modification of:

– Gregory H. Fox & Brad R. Roth, "Introduction: The Spread of Liberal Democracy and Its Implications for International Law," in Gregory H. Fox and Brad R. Roth, eds., *Democratic Governance and International Law* (Cambridge University Press, 2000), pp. 1-22.

Brad R. Roth, "The Illegality of 'Pro-Democratic' Invasion Pacts," in Gregory H. Fox and Brad R. Roth, eds., *Democratic Governance and International Law* (Cambridge University Press, 2000), pp. 328-42.

Brad R. Roth, "What Ever Happened to Sovereignty? Reflections on International Law Methodology," in Charlotte Ku & Thomas G. Weiss, eds., *Understanding Global Governance* (Academic Council on the United Nations System, 1998), pp. 69-100, available at <<http://acuns.org/wp-content/uploads/2012/06/TowardUnderstandingGlobalGovernance.pdf>>.

Brad R. Roth, "Evaluating Democratic Progress: A Normative Theoretical Perspective," *Ethics & International Affairs*, 9 (1995), 55-77, reprinted in Gregory H. Fox & Brad R. Roth, eds., *Democratic Governance and International Law*, (Cambridge University Press, 2000).

Brad R. Roth, "Governmental Illegitimacy Revisited: 'Pro-Democratic' Armed Intervention in the Post-Bipolar World," *Transnational Law & Contemporary Problems* (University of Iowa Law School), 3 (1993), 481-513.

Brad R. Roth, "Constitutionalism in Eastern Europe: Alternatives to the Liberal Social Contract," *Dickinson Journal of International Law*, 11 (1993), 283-324.

Brad R. Roth, "The First Amendment in the Foreign Affairs Realm: 'Domesticating' the Restrictions on Citizen Participation," *Temple Political & Civil Rights Law Review*, 2 (1993), 255-91.

### ***Journal Commentaries:***

Gregory H. Fox & Brad R. Roth, "The Dual Lives of 'The Emerging Right to Democratic Governance,'" *AJIL Unbound* (Supplement to the *American Journal of International Law*) 112 (2018), 67-72.

Brad R. Roth, "Unpacking the Relationship Between Sovereignty, Democracy, and Human Rights," (Commentary on Jamie Mayerfeld, *The Promise of Human Rights: Constitutional Government, Democratic Legitimacy, and International Law* (University of Pennsylvania Press, 2016)), *Human Rights Review* 19:3 (2018), 399-403, available at <https://rdcu.be/2890>.

Brad R. Roth, "Whither Democratic Legitimism? Contextualizing Recent Developments in the Recognition and Non-Recognition of Governments," *AJIL Unbound* (Supplement to the *American Journal of International Law*) 108 (2015), 213-18.

Brad R. Roth, "The Lawyerly Path to Degradation," in Special Issue on Guantanamo, *Politics and Culture* 2007:1, available at <http://politicsandculture.org/2009/10/02/brad-r-roth-on-legal-license/>.

Brad R. Roth, "International Decisions: *Sosa v. Alvarez-Machain*; *United States v. Alvarez-Machain*," *American Journal of International Law* 98 (2004), 798-804.

Brad R. Roth, "Peaceful Transition and Retrospective Justice: Some Reservations. A Response to Juan Mendez," *Ethics & International Affairs* 15 (2001), 45-50. Republished, Carnegie Council on Ethics & International Affairs, Teaching Ethics & International Affairs 2008, [http://www.carnegiecouncil.org/education/004/eia\\_supplement\\_2008/index.html](http://www.carnegiecouncil.org/education/004/eia_supplement_2008/index.html).

Brad R. Roth, "Governmental Illegitimacy and Neo-Colonialism: Response to Review by James Thuo Gathii," *Michigan Law Review* 98 (2000), 2056-65.

Brad R. Roth, "Democratic Intolerance: Observations on Fox and Nolte," *Harvard International Law Journal*, 37:235-38 (1996), reprinted in Gregory H. Fox & Brad R. Roth, eds., *Democratic Governance and International Law*, (Cambridge University Press, 2000).

### ***Scholarly Weblog Commentaries:***

Brad Roth, "International Law's Enemy Within: Buchan's 'International Community' as Rival to the Positive Legal Order," *EJIL:Talk!* (Blog of the *European Journal of International Law*): <http://www.ejiltalk.org/author/brad-roth/>, Nov. 17, 2014.

Brad Roth, "In Defense of a (Relatively) 'Empty' Conception of Self-Determination," *Opinio Juris Blog/Leiden Journal of International Law Symposium* <http://opiniojuris.org/2013/11/21/ljil-symposium-defense-relatively-empty-conception-self-determination/>, Nov. 21, 2013.

Brad Roth, "Vidmar's Democratic Statehood Thesis in Light of the Yugoslav Dissolution," *EJIL:Talk!* (Blog of the *European Journal of International Law*): <http://www.ejiltalk.org/author/brad-roth/>, Aug. 7, 2013.

Brad Roth, "A Commentary on Ozan Varol's 'The Democratic Coup d'Etat,'" *Opinio Juris Blog/Harvard International Law Journal Symposium* <http://opiniojuris.org/2012/09/27/a-commentary-on-ozan-varols-the-democratic-coup-detat/>, Sept. 27, 2012.

Brad Roth, "EJIL: Debate!" on Ken Anderson's "The Rise of International Criminal Law," *EJIL:Talk!* (Blog of the *European Journal of International Law*): <<http://www.ejiltalk.org/author/brad-roth/>>, May 3 & 27, 2010;

- "Les extrêmes se touchent: Anxieties about International Criminal Law from Poles Apart," and
- "The Place of International Criminal Justice within the International Legal Order: A Rejoinder."

Brad Roth, "The Honduran Crisis and the Turn to Constitutional Legitimism," *EJIL:Talk!*, (Blog of the *European Journal of International Law*): <<http://www.ejiltalk.org/author/brad-roth/>>, Sept. 23 & Oct. 5, 2009:

- "Part I: The Place of Domestic Constitutional Orders in the International Legal Framework,"
- "Part II: The Pitfalls of Constitutional Legitimism."

Brad Roth, "Sorting Out the Torture Memo Issues," *EJIL:Talk!*, (Blog of the *European Journal of International Law*): <<http://www.ejiltalk.org/author/brad-roth/>>, Sept. 15 & 19, 2009:

- "Part I: The Devaluation of Non-Penal International Norms."
- "Part II: Deriving Appropriate Frameworks for Establishing Legal Culpability."

#### ***Published Conference Proceedings:***

Brad R. Roth, "The Neglected Virtues of Bright Lines: International Law in the 2014 Ukraine Crises," *ILSA Journal of International & Comparative Law* (Nova Southeastern University Law School), 21(2) (2015).

Brad R. Roth, "New Developments in Public International Law: Statehood, Self-Determination and Secession," *National Taiwan University Law Review* 6 (2011), 639-71 (Lecture moderated by Prof. Wen-Chen Chang, with commentary by Prof. Szu-Chu Hung).

Brad R. Roth, "Moral Disagreement, Sovereign Authority, and the Limits to Retrospective and Extraterritorial Prosecution," *Proceedings of the American Society of International Law* 103 (2009), 109-12.

Brad R. Roth, "Sovereign Equality and 'Bounded Pluralism' in the International Legal Order," *Proceedings of the American Society of International Law* 99 (2005), 392-95..

Brad R. Roth, "Recognition of States and Acknowledgment of International Legal Status: The Case of Taiwan," *Taiwan International Law Quarterly* 1 (2004) 201-04 (2004).

Brad R. Roth, Transcript of Symposium Participation in "Dueling Fates: Should the International Legal Regime Accept a Collective or an Individual Paradigm to Protect Women's Rights?" (April 2002), *Michigan Journal of International Law* 24 (2002), 347, 439-48, 455-56, 459-60.

Brad R. Roth, "Terrorism and the Inherent Right to Self-Defense" (January 2002 Symposium Transcript, "War on Terrorism: Legality of the American Response at Home and Abroad"), *MSU-DCL Journal of International Law* 10 (2002), 542-51.

Brad R. Roth, “‘Peoples’ as Political Communities,” *Proceedings of the American Society of International Law*, 93 (1999), 55-56.

Brad R. Roth, “Popular Sovereignty: The Elusive Norm,” *Proceedings of the American Society of International Law*, 91 (1997), 363-70.

### ***Book Reviews:***

Brad R. Roth, review of Michael Byers, *War Law: Understanding International Law and Armed Conflict* (New York: Grove Press, 2005), *American Journal of Legal History* 49 (2007), 347-48.

Brad R. Roth, review of Anthony Clark Arend, *Legal Rules and International Society* (Oxford University Press, 1999), *American Political Science Review* 95 (2001), 1029-30.

Brad R. Roth, review of Susan Marks, *The Riddle of All Constitutions* (Oxford University Press, 2000), *International Affairs* 77 (2001), 411-12.

### ***Invited International Scholarly Presentations***

Forum on the Future of Taiwan (an association of senior advisers to the President of Taiwan), conference on the fortieth anniversary of the Taiwan Relations Act, Taipei, Taiwan, May 18, 2019 (“The Taiwan Relations Act in United States Foreign Relations Law”).

International Law Association, Asia-Pacific Regional Research Forum, Taipei, Taiwan, May 17, 2019 (“International Legal Personality without Recognition of Statehood: Establishing Taiwan’s Status in the Face of China’s Continuing Rise”).

University of Nottingham, Nottingham International Law and Security Centre, March 14, 2019 (“Governmental Illegitimacy Revisited: Crises of Political Authority in the Post-Post-Cold War Era”).

University of Edinburgh, Edinburgh Centre for Legal Theory, International Legitimacy Seminar, March 13, 2019 (featured seminar speaker on “Sovereign States and International Legitimacy”).

Hebrew University of Jerusalem, Workshop on “Recognition in the Context of the Israeli-Palestinian Conflict,” November 5, 2018 (“Non-Recognition of the Fruits of Peremptory Norm Violations”).

International Law Association, Biennial Meeting, Sydney, Australia, August 22, 2018 (“General Principles of Law in International Criminal Law”).

International Law Association, Biennial Meeting, Sydney, Australia, Open Session of Committee on Recognition/Non-Recognition, August 21, 2018 (presentation of the Committee's Final Report).

University of Cambridge (UK), Lauterpacht Centre for International Law, Conference on International Law and Peace Settlements, April 12-14, 2018 (“Advancing Peaceful Settlement and Democratization: The Doubtful Usefulness of International Electoral Norms”).



University of Manchester (UK), Manchester International Law Center, Public Debate on “Can International Law Safeguard Democracy?” November 4, 2017 (Featured Presenter).

University of Manchester (UK), Manchester International Law Center, Conference on “Democratic Governance and International Law: 25 Years Later,” November 3, 2017 (Invited Keynote Address).

University of Dundee (UK), Dundee Law School Research Seminar Series, November 1, 2017 (“What Ever Happened to 'The Emerging Right to Democratic Governance' in International Law?”).

University of Copenhagen Faculty of Law, Centre of Excellence for International Courts (iCourts), May 24, 2017 (“Just Outcomes, Overreaching Rationales: How International Criminal Law's Achievements Augur Flawed Responses to Political Violence”).

University of Ljubljana (Slovenia) Faculty of Law, Conference on “Responsibility to Protect in Theory and Practice,” May 11-12, 2017 (“How International Criminal Law’s Interaction with the Responsibility to Protect Jeopardizes Legal Strictures on the Use of Force,”).

University College Cork (Ireland), Conference on “International Law and the State of Israel: Legitimacy, Exceptionalism, and Responsibility,” March 31-April 2, 2017 (“Two Peoples, One Future?: Mutual Self-Determination After the Defeat of Actually Existing Zionism”).

International Law Association, Biennial Meeting, Johannesburg, South Africa, Open Session of Committee on Recognition/Non-Recognition, August 9, 2016 (commentary on the Committee's report on Recognition of Governments).

National Taiwan University, Taipei, Taiwan, May 26, 2016, panel on “The U.S.-Taiwan-China Relationship in International Law and Policy” (discussant for event honoring Prof. Lung-chu Chen).

Law & Politics Forum, Taipei, Taiwan, May 26, 2016 (update on legal aspects of current developments in cross-Strait relations).

University of Copenhagen Faculty of Law, Center of Excellence for International Courts (iCourts) conference on “Ascribing ‘Evil’: The Missing Criminology of International Criminal Law,” December 4, 2015 (“The Overreach of International Criminal Justice”).

United Nations Headquarters, panel sponsored by the Ministry of Foreign Affairs of Poland on “The Duty of Non-Recognition of Illegal Situations in International Law,” November 5, 2015 (“The source and nature of a principle of non-recognition in international law”).

International Law Association, Asia-Pacific Regional Research Forum, Taipei, Taiwan, May 26, 2015 (“Russia’s Near-Abroad ... and China’s: Implications of the Ukraine Crises for the Future of Taiwan’s International Legal Status”).

Taiwan ThinkTank, Taipei, Taiwan, May 27, 2015 (“Russia’s Near-Abroad ... and China’s: Implications of the Ukraine Crises for the Future of Taiwan’s International Legal Status”).

National Taiwan University, Taipei, Taiwan, May 28, 2015 ("Sovereignty Equality and Non-Liberal States").

University of Sheffield (U.K.), School of Law and Department of Politics, April 20, 2015 ("Sovereign Equality and Moral Disagreement: Premises of a Pluralist International Legal Order").

University of Amsterdam, Amsterdam Center for International Law, May 29, 2014 ("Secessions, Coups, and the International Rule of Law: Assessing the Decline of the Effective Control Doctrine").

Leiden University (Netherlands), Faculty of Law, May 28, 2014 ("Regime Implosion, Secession, and International Legality: The Ukrainian Crisis in Comparative Perspective").

University of Zagreb (Croatia), Faculty of Political Science, "Conference on Self-Determination and the Dissolution of Yugoslavia," May 23-24, 2014 ("Non-Consensual State Dissolution in International Law: The Badinter Innovation in Retrospect").

University of Zadar (Croatia), May 21, 2014 ("Sovereign Equality and Moral Disagreement").

International Law Association, Biennial Meeting, Washington, DC, Open Session of Committee on Recognition/Non-Recognition, April 8, 2014 ("Recognition of Governments and the Yanukovych 'Invitation' of Russian Intervention in Crimea").

University of Windsor Faculty of Law, Conference on "Justice Beyond the State: Transnationalism and Law," September 20-21, 2013 ("Just Outcomes, Overreaching Rationales: How International Criminal Law's Achievements Augur Flawed Responses to Political Violence").

International Law Association, Asia-Pacific Regional Research Forum, Taipei, Taiwan, May 16, 2013 ("Parsing 'Mutual Non-Recognition and Mutual Non-Denial': An International Law Perspective on Taipei's Current Framework for Cross-Strait Relations").

National Taiwan University, Taipei, Taiwan, May 15, 2013 (Lecture on *Sovereign Equality and Moral Disagreement* with response by Prof. Timothy Webster of Case Western Reserve Univ. Law School).

Taiwan ThinkTank, Taipei, Taiwan, May 14, 2013 ("In-house Discussion with Professor Brad Roth: Would Professor Roth Have Advised President Chen Shui-bian Differently, in 2006, to Take Actions for Establishing Taiwan's Sovereignty?").

Goethe University Frankfurt, Authors' Workshop for proposed edited volume, *The Problem of Recognition in Global Politics*, June 22, 2012 ("Reconceptualizing Recognition of States and Governments").

University of Goettingen, Address to Faculty with Prof. Gregory H. Fox, June 18, 2012 ("Human Rights Litigation in American Courts: The Case of *Kiobel v. Royal Dutch Shell*").

Mackinder Programme at the London School of Economics and the McDonald Centre for Theology, Ethics, and Public Life at the University of Oxford, Aylesbury, England, UK, February 2-4, 2012 ("The Persistence of Sovereignty")

University of Amsterdam Faculty of Law, Authors' Workshop for Edited Volume, *International Legal Positivism in a Post-Modern World*, November 2-4, 2011 ("Can International Legal Positivism Make a Place for the New Legal Realism?").

McGill University Faculty of Law, Address to Faculty, October 17, 2011 ("International Legal Positivism") (Also: taught an International Law class session to students on *Sovereign Equality and Moral Disagreement*).

Carleton University Department of Law, Jurisprudence Centre Book Discussion on *Sovereign Equality and Moral Disagreement* with readers Patrick Macklem, University of Toronto, and Zoran Oklopčić, Carleton University, October 14, 2011.

International Law Association, Asia-Pacific Regional Conference, Taipei, Taiwan, May 29, 2011 ("Secessions, Coups, and the International Rule of Law: Assessing the Decline of the Effective Control Doctrine").

National Taiwan University, Taipei, Taiwan, May 28, 2011 ("New Developments in Public International Law: Statehood, Self-Determination and Secession").

University of Nottingham, School of Law, May 18, 2011 ("Sovereign Equality and Moral Disagreement").

University of Oxford, Oxford Institute for Ethics, Law and Armed Conflict, May 17, 2011 ("Sovereign Equality and Moral Disagreement"). Podcast: <<http://www.elac.ox.ac.uk/podcasts/>>.

Sarajevo School of Science and Technology, April 26, 2011 ((1) "Yugoslav Dissolution and Kosovo Secession in International Law"; (2) "Sovereign Equality and Moral Disagreement").

University of Amsterdam, Amsterdam Center for International Law, August 23, 2010 ("Coming to Terms with Ruthlessness: Sovereign Equality, Global Pluralism, and the Limits of International Criminal Justice").

International Law Association, Biennial Meeting, The Hague, Open Session of Committee on Recognition/Non-Recognition, August 16, 2010 ("Secessions, Coups, and the International Rule of Law: Assessing the Decline of the Effective Control Doctrine").

National Taiwan University, "International Conference on Constitutional Change and Constitutional Reform" (keynote speaker: President Chen Shui-bian), Taipei, March 17, 2007 ("The Entity That Dare Not Speak Its Name: Unrecognized Taiwan as Right-Bearer in the International Legal Order").

Hebrew University of Jerusalem, "Sovereignty, Supremacy, Subsidiarity: The Shifting Allocation of Authority in International Law," book conference, June 18-20, 2006 ("State Sovereignty, International Legality, and Moral Disagreement").

National Taiwan University, "Sovereignty, Constitution, and the Future of Taiwan" conference (keynote speaker: President Chen Shui-bian), Taipei, June 25, 2005 ("Taiwan's Nation-Building and Beijing's Anti-Secession Law: An International Law Perspective").

Institute for International Law, University of Goettingen, June 10, 2005 (invited commentator on “Coalitions of the Willing”).

Faculty of Law, University of Munich, Germany, May 4, 2005 (“The Enduring Significance of State Sovereignty”).

Erasmus University School of Law, Rotterdam, the Netherlands, May 6, 2004 (“International Criminal Justice and Excesses in the Drive Against Impunity”).

Taiwan Advocates, Taipei, Taiwan, Seminar on National Security and Cross-Strait Relations, November 2, 2003 (lecturer on “The Recognition of States in International Law: The Status of Taiwan”).

Taiwan International Law Association and Taiwan Law Society, Taipei, Taiwan, November 1, 2003 (“The Recognition of States in International Law: The Status of Taiwan”).

University of Helsinki, Eric Castren Institute of International Law and Human Rights, September 23, 2003 (“Governmental Illegitimacy in International Law”).

University of Helsinki, Eric Castren Institute of International Law and Human Rights, joint presentation on “Marxism and International Law” with Professor Martti Koskenniemi, September 19, 2003 (“Retrieving Marx for the Human Rights Project”).

Leiden Journal of International Law, Den Haag campus of Leiden University, the Netherlands, Symposium on “Marxism and International Law,” September 12, 2003 (“Retrieving Marx for the Human Rights Project”).

Asociacion por la Unidad de Nuestra America, Regional Conference on “Inter-American Relations after September 11, 2001,” Havana, Cuba, November 2002 (“The ‘Emerging Right to Democratic Governance’ and the Inter-American System”).

International Centre for Human Rights and Democratic Development, Seminar on the Inter-American Democratic Charter, Montreal, Quebec, March 2002 (“Is There a Right to Democracy in International Law?”).

University of Goettingen, Germany, Conference of Book Contributors on *The United States and International Law*, October 2001 (“Bending the Law, Breaking It, or Developing It? The United States and the ‘Humanitarian’ Use of Force in the Post-Cold War Era”).

### ***Invited National Scholarly Presentations***

Gerald R. Ford School of Public Policy, University of Michigan, Workshop on The Politics of International Criminal Justice, January 19, 2018 (paper discussant and roundtable participant).

St. John’s University Law School, New York, Panel Discussion, “Global Issues: Treaties as Supreme Law of the Law?” November 21, 2017 (panelist).

Western Political Science Association annual meeting, Vancouver, BC, April 15, 2017 (Participant in “Author Meets Critics” Roundtable on *The Promise of Human Rights: Constitutional Government, Democratic Legitimacy, and International Law* by Jamie Mayerfeld).

International Law Association, American Branch Annual Meeting, New York, October 28, 2016 (“International Law and the Recognition of Governments”)

University of Iowa, Provost’s Global Forum on The Nation, the State, and the Global Redefinition of Self-Determination, October 14, 2016 (“The Independence of Kosovo and Self-Determination in International Law”).

University of Pennsylvania, Center for the Study of Contemporary China 2016 Annual Conference: The U.S., China, and International Law, October 6, 2016 (“Comparing U.S. and PRC Approaches to Self-Determination Questions”).

New York Law School, Symposium on “The U.S.-Taiwan-China Relationship in International Law and Policy,” April 15, 2016 (discussant on “The Evolution of Taiwan Statehood and Probable Future Developments for Taiwan” at event honoring Prof. Lung-chu Chen).

Berkeley Law-German Law Journal Colloquium on the Crisis in Ukraine, University of California, Berkeley School of Law, February 13, 2015 (“Self-Determination, Secession, and External Intervention”).

International Law Association, American Branch Annual Meeting, New York, October 24, 2014 (“The Neglected Virtues of Bright Lines: International Law in the 2014 Ukraine Crises,”).

Arizona State University, Sandra Day O’Connor College of Law, Center for Law and Global Affairs, February 17, 2014 (“Sovereign Equality and Moral Disagreement”).

University of Houston-Victoria, Provost’s Lecture Series, February 13, 2014 (“Torture, Indefinite Detention and Targeted Killings: How the War on Terrorism Violates International Law”).

Swarthmore College, Department of Political Science, April 18, 2013 (“Coming to Terms with Ruthlessness: Human Rights Violations, Moral Outrage, and the Role of International Law”).

Arizona State University, Workshop on Professor Steven Ratner’s book manuscript, “The Thin Justice of International Law, March 8-9, 2013 (Invited Commentator).

University of Michigan, Ford School of Public Policy, Ford Policy Union Debate: “The Responsibility to Protect” (versus former United Nations Assistant Secretary General Edward Luck), November 12, 2012.

International Law Association, American Branch Annual Meeting, New York, October 26, 2012 (“Immunity Ratione Materiae of State Agents for Human Rights Violations”).

Stanford Journal of International Law, Symposium: “The Right to Democracy in the Context of the Arab Spring,” Stanford Law School, January 27, 2012 (“Is There a Right to Democracy in International Law?”).

University of Chicago Law School, Symposium on China and International Law, April 6, 2011 (Chair/Discussant on panel on “International Human Rights: Does China Change Human Rights Law or Does Human Rights Law Change China?”).

Department of Political Science, University of California at Santa Cruz, November 10, 2010 (“Sovereign Equality and Moral Disagreement”).

International Law Association, American Branch Annual Meeting, New York, October 22, 2010 (Roundtable on the Kosovo Advisory Opinion of the International Court of Justice).

University of Michigan Law School, Roundtable on Interdisciplinary Research on International Justice, April 8-10, 2010 (“Methodologies of Law and Ethics Regarding Global Justice”).

International Law Association, American Branch Annual Meeting, New York, October 24, 2009 (“Kosovo’s Secession and the International Legal Order”).

University of Washington, Simpson Center for the Humanities, Symposium on “Global Justice in the 21st Century,” April 17-18, 2009 (“Sovereign Equality and Moral Disagreement”).

American Society of International Law, Annual Meeting, Washington, D.C., March 26, 2009 (Panelist on “The Principle of Legality in International Criminal Law”).

Santa Clara University School of Law, Symposium on “The Future of International Criminal Justice,” March 13-14, 2009 (paper on “Coming to Terms with Ruthlessness: Sovereign Equality, Global Pluralism, and the Limits of International Criminal Justice”).

Washington University (St. Louis), Whitney R. Harris Institute for Global Legal Studies, Roundtable in Public International Criminal Law & Human Rights and Legal Theory, January 18, 2008 (invited commentator on Larry May paper, “Genocide, Reconciliation, and Criminal Trials”).

University of Georgia School of Law, International Law Colloquium Series, March 3, 2006 (“State Sovereignty, International Legality, and Moral Disagreement”).

University of Illinois at Urbana-Champaign, Center for East Asian and Pacific Studies, “Roundtable Discussion: Democracy, Sovereignty, and Taiwan,” November 5, 2005 (“Taiwan’s Status in the International Legal Order”).

American Political Science Association, Annual Meeting, Washington, D.C., September 2, 2005 (“Sovereignty and Space for Moral Disagreement in a Pluralistic Global Order”).

American Society of International Law, Annual Meeting, Washington, D.C., April 2, 2005 (“Sovereign Equality and ‘Bounded Pluralism’ in the International Legal Order”).

Association for Political Theory, Inaugural Meeting, Calvin College, Grand Rapids, Michigan, October 17, 2003 (“Rethinking the ‘Rights vs. Sovereignty’ Opposition: The Moral Significance of Collective Decisions”).

Academic Council on the United Nations System, Annual Meeting, New York, NY, June 14, 2003 (“Anti-Sovereignism, Liberal Messianism, and Excesses in the Drive against Impunity”).

University of California, Berkeley, Center for the Study of Law and Society, Conference to Honor the Work of Martin Shapiro, March 6, 2003 (invited commentator on “Comparative Law and Courts” panel).

International Law Association, Annual Meeting for the Western United States, Los Angeles, CA, February 2003 (“Positivism, Natural Law, and the Nulla Poena Principle: The ECHR Decision in the Krenz Case”).

International Law Association, Annual Meeting for the Western United States, Los Angeles, CA, February 2003 (“Sovereign Equality, Self-Defense, and Preventive War”).

Permanent Mission of Canada to the United Nations, Norm Development Seminar, The Responsibility to Protect, City University of New York Graduate Center, February 5, 2003 (“General Assembly Activism”).

University of Michigan Law School, Law Review Symposium, Dueling Fates: Should the International Legal Regime Accept a Collective or an Individual Paradigm to Protect Women's Rights?, April 2002 (“The CEDAW as a Collective Approach to Women’s Rights”).

Michigan State University, Detroit College of Law Symposium, War on Terrorism: Legality of the American Response at Home and Abroad, January 2002 (“Terrorism and the Inherent Right to Self-Defense”).

University of California, Berkeley, Center for the Study of Law and Society, Address to Faculty and Students, February 2001 (“Liberalism, Anti-Sovereignism, and Excesses in the Drive Against Impunity”).

Duke University School of Law, Conference of Book Contributors on The Effects of U.S. Predominance on the Foundations of the International Legal Order, February 2001 (“Bending the Law, Breaking It, or Developing It? The United States and the ‘Humanitarian’ Use of Force in the Post-Cold War Era”).

American Political Science Association Meeting, Washington, DC, September 2000 (“Coercion and the Quest for Substantive Freedom”).

Western Political Science Association Meeting, San Jose, CA, March 2000 (“Anti-Sovereignism and Political Messianism”).

Duke University Law School, Durham, NC, Address to Faculty and Students, February 2000 (“Democracy, Intervention, and International Law: Haiti, Sierra Leone, and Beyond”).

American Society of International Law, Annual Meeting, Washington, D.C., April 1999. (“Peoples’ as Political Communities”).

Fletcher School of Law and Diplomacy, Tufts University, Medford, MA, Address to Faculty, February 1999 (“Governmental Illegitimacy in International Law”).

Academic Council on the United Nations System, Summer Workshop, Brown University, July 1997 (“What Ever Happened to Sovereignty? Reflections on Methodology”).

American Society of International Law, Annual Meeting, Washington, D.C., April 1997 (“Popular Sovereignty: The Elusive Norm”).

### **International Teaching**

National Taiwan University, short course (18 hours of lectures) on Selected Topics in International Law, May 23 to June 3, 2016.

University of Goettingen, Germany, with Prof. Gregory H. Fox, short course (twenty hours of lectures) on Selected Topics in United States Foreign Relations Law, June 11-21, 2012.

Inter-University Centre, Dubrovnik, Croatia, “Divided Societies” two-week interdisciplinary course, lecturer and co-director of Wayne State participation, last two weeks of April, 2001-07, -09, -11, and May 6-13, 2018.

Mari State University, Yoshkar-Ola, Russian Federation, Council for the International Exchange of Scholars (Fulbright)-funded intensive short course (twenty hours of lectures) on International Human Rights Law, March 13-24, 2006.

University of Helsinki, Helsinki Summer Seminar on International Law, August 2002 (eight hours of teaching on the theme, “Obligatory, but Not Compulsory? Legal Constraints on Human Rights Enforcement”).

### **Visiting Scholar Status Abroad**

Center of Excellence for International Courts (iCourts), University of Copenhagen, May-July 2017.

### **International Service**

American Branch Representative (alternate to the three appointed regular members), International Law Association Committee on Military Assistance on Request (successor to the Committee on the Use of Force). 2019-, charged with reporting the current state of international law on the validity of putative governments’ invitations to the intervention of foreign forces in internal conflicts.

American Branch Representative (one of three), International Law Association Committee on Recognition/Non-Recognition, 2010-18, charged with reporting the current state of international law on the granting or withholding of international recognition to new states and governments.

Human Rights Accompaniment, Honduras, June 2011, as member of Alliance for Global Justice delegation accompanying demonstrators in Tegucigalpa and at Palmerola Air Force Base on the second anniversary of the Honduran military coup.

Election Observer, El Salvador, March 1994 and March 2004 Presidential Elections, as member of National Lawyers Guild delegations.