

Paul R. Dubinsky

Current Position

Wayne State University Law School (Detroit, MI)

Professor of Law (2017 --)

Previous Positions

Hebrew University of Jerusalem, Israel, visiting scholar (2016)

Wayne State University Law School

Associate Professor with tenure (2008-2017)

Director of Graduate Studies (2010-2015)

Associate Professor (2005-2008)

Bar Ilan University, Israel, visiting professor (2009-10)

Benjamin Cardozo School of Law, Yeshiva University, NY

Adjunct Professor (2005)

New York Law School, Associate Professor (1998-2005)

Council on Foreign Relations Fellow, U.S. Department of State (1997-98)

Yale Law School, visiting lecturer and Associate Director of the Orville H.

Schell, Jr. Center for International Human Rights (1996-1997)

Georgetown University Law Center, Adjunct Professor (1993-1995)

Education

Universiteit Katholieke, Leuven, Belgium

Master of Laws, *magna cum laude* in EU law (1991)

Harvard Law School, Cambridge, MA

J.D. *magna cum laude* (1989)

Member of the Editorial Board of the

Harvard Law Review

Yale College, New Haven, CT

B.A. in religious studies, *summa cum laude* (1985)

Wayne State University Administrative Experience

Director of Graduate Studies, Wayne State University Law School (2010 – 2015)

Wayne State University Graduate Council (2010-2015, 2017 --)

Wayne State University Centers & Institutes Advisory Committee (2011-2013)

Wayne State University, Educational Grant Committee (2008-2009)

Law-Practice Experience

Yale Law School, New Haven, CT (1996-1998)

Associate Director, Allard Lowenstein International Human Rights Law Clinic

Wilmer Cutler & Pickering (now “Wilmer Hale”) (Wash. D.C., 1991-1996)

Associate

Law Clerk to the Honorable Jon O. Newman

U.S. Court of Appeals for the Second Circuit (1989-1990)

Published Work

Books and Book Chapters

Supreme Law of the Land? Debating the Contemporary Effects of Treaties within the Legal System of the United States (Cambridge University Press 2017) (with Greg Fox and Brad Roth)

“Harmonization and Voluntarism: The Role of Elites in Creating an Influential National Model, the Federal Rules of Civil Procedure” in *Civil Litigation in a Globalizing World* (Xandra Kramer and Remco van Rhee, eds.) (Asser Press 2012)

“International Law in the United States,” in *International Law in Domestic Legal Systems* (Dinah Shelton, ed.) (Oxford University Press 2011)

Journal Articles

Federalism and other Obstacles to U.S. Ratification of Private International Law Treaties, TEXAS JOURNAL of INTERNATIONAL LAW (forthcoming 2018)

International Law in the Legal System of the United States, 58 AMERICAN JOURNAL OF COMPARATIVE LAW 455 (2010)

Is Transnational Litigation a Distinct Field? The Persistence of American Exceptionalism in Procedural Law, 44 STANFORD JOURNAL of INTERNATIONAL LAW 298 (2008)

Human Rights Law Meets Private Law Harmonization: The Coming Conflict, 30 YALE JOURNAL of INTERNATIONAL LAW 212 (2005)

The Essential Function of Federal Courts: The European Union and the United States Compared, 42 AMERICAN JOURNAL OF COMPARATIVE LAW 295 (1994)

Disparate Impact Challenges to Subjective Employment Decisions, 102 HARVARD LAW REVIEW 308 (1988)

Book Reviews & Essays

Adventures in Treaty Interpretation, 57 AMERICAN JOURNAL OF COMPARATIVE LAW (2009)

International Law v. United States, COMMENTARY (June 1, 2006)

Justice for the Collective: The Limits of the Human Rights Class Action, 102 MICHIGAN LAW REVIEW 1152 (2004)

Symposia and Conference-Related Writing

The Future of Transnational Litigation in U.S. Courts: Distinct Field or Footnote? PROCEEDINGS, 101ST ANNUAL MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW 365 (2007)

Challenging the Assumption of Equality: The Due Process Rights of Foreign Litigants in U.S. Courts, 5 SANTA CLARA J. INT'L L. 410 (2007)

States' Rights v. International Trade: The Massachusetts Burma Law, 19 NEW YORK LAW SCHOOL J. INT'L AND COMP. L. 347 (2000)

The International Criminal Court: Contemporary Perspectives and Prospects for Ratification, 16 NEW YORK LAW SCHOOL J. HUM. RTS. 505 (2000)

Proposals of the Hague Conference and their Effect on Efforts to Enforce International Human Rights Through Adjudication, Doc. No. 117, Special Comm'n on the Question of Jurisdiction, Recognition and Enforcement of Foreign Judgments, Hague Conf. on Priv. Int'l Law (1998)

The Reach of Doing Business Jurisdiction and Transacting Business Jurisdiction Over Non-U.S. Individuals and Entities, Doc. No. 67, Special Comm'n on the Question of Jurisdiction, Recognition and Enforcement of Foreign Judgments, Hague Conf. on Priv. Int'l Law (1998)

Service in Scholarly Organizations

American Journal of Comparative Law

Member of Executive Editorial Board (2006-2014)

Book Review Editor (2006 – present)

American Society of Comparative Law

Director (2014-present)

International Law Association -- American Branch

Vice President (2012- present)

Chair, Committee on Membership, Growth & Diversity (2015 – present)

Member, Board of Directors (2006- present)

Co-Chair, 2005 & 2013 Annual Meetings

Public Service

Member of U.S. Delegation to the Hague Conference on Private International Law, Special Commission on the Question of Jurisdiction, Recognition and Enforcement of Foreign Judgments (1997-98)

Courses Taught

Civil Procedure, Conflict of Laws, European Union Law, International Law, International Litigation, Introduction to the Legal System of the United States, National Security Law, Survey of American Law

Fellowships & Grants

- * Finalist, 2015-16 U.S. Supreme Court Fellows Program
- * Fellowship, University of Virginia National Security Law Institute (2009)
- * Wayne State University Educational Development Grant (2010)
- * Council on Foreign Relations, International Affairs Fellowship (1998)
- * Belgian-American Education Foundation Fellowship (1990-1991)

Bar Memberships

Connecticut, District of Columbia, New York, Eastern District of New York, Southern District of New York

Conferences and Workshops

Conference Organizer

“International Law Weekend” (2005 & 2013) (annual meeting of the U.S. branch of the International Law Association)

“The Honorable Jon O. Newman: Celebrating Thirty Years on the Federal Bench” (Jan. 2002). Symposium papers published at 46 N.Y.L.S. LAW REV. 1 (2002)

“The Dayton Accords: A Year Later,” Yale Law School (Oct 1996), papers published in *After Dayton: Lessons of the Bosnian Peace Process* (Council on Foreign Relations Press 1999)

Conference and Workshop Presentations

Presenter, “Debating the Contemporary Effects of Treaties within the U.S.: Implications for Human Rights and for the Global Harmonization of Private International Law,” Orville H. Schell, Jr. Center for Human Rights at Yale Law School (2017)

Presenter, “Treaties in the Third and Fourth Restatements,” Georgetown University Law Center (2017)

Moderator, “Sanctuary Cities: Immigration Law Meets Federalism,” Levin Center at Wayne State University Law School (2017)

Moderator, “The Alien Tort Statute and Corporate Liability: Take Two,” International Law Weekend, the Annual Meeting of the American Branch of the International Law Association (2017)

Presenter, “Treaties as Supreme Law of the Land?” Association of the Bar of the City of New York (2017)

“Competing Models of Treaty Interpretation: Treaty as Contract, Treaty as Statute, Treaty as Delegation,” Wilmer, Cutler, Pickering, Hale & Dorr (London 2017)

“Competing Models of Treaty Interpretation: Treaty as Contract, Treaty as Statute, Treaty as Delegation,” University College Dublin, International Law Seminar Series (Ireland 2017)

“International Law in Domestic Courts,” American Society of International Law Workshop (New York University 2016)

“Federalism and Private International Law Treaties: Can the United States Lead?” Faculty Workshop, Windsor University Law School, Windsor, Ontario (2016)

“Federalism and Private International Law Treaties: Can the United States Lead?” Wilmer Cutler Pickering Hale & Dorr, Visiting Scholar Lecture (London 2016)

“Treaty Interpretation and *Chevron*,” Hebrew University of Jerusalem Faculty Workshop (Israel 2016)

“Current Events as Seen Through the Lens of International Law,” Annual Meeting of the International Law Association – U.S. Branch (2015)

“Treaties and State Procedural Law,” Wayne State University Humanities Center (2015)

“Supreme Law of the Land or Something Less? The Changing Status of Treaties in United States Law,” Annual Meeting of the International Law Association – U.S. Branch (2014)

“Treaties and the U.S. Constitution: A Complicated Relationship,” a Faculty Symposium on the Occasion of the Presidential Inauguration of Roy M. Wilson, Wayne State University (2014)

“The Impact of Terrorism on the U.S. Legal System,” Shandong University (Shandong, China 2013)

Panelist, “The Role of Institutions in Developing and Enforcing International Human Rights Law,” Washington University – St. Louis School of Law (2013)

Commentator, “Transnationalism and Law: Justice Beyond the State,” Windsor University Law School, Windsor, Ontario (2013)

“Non-Self-Executing Treaties,” Wayne State University Humanities Center (2013)

Moderator, “Recent Developments in International Arbitration,” Annual Meeting of the International Law Association– U.S. Branch (2012)

Panelist: “Treaties as Law of the Land?” Wayne State University Program on International Legal Studies (2012)

“National Security Legal Issues in the Struggle Against Terror” Wayne State Federalist Society (2012)

Panelist, “Keeping Foreign Law Out of U.S. Courts: The Movement to Ban Sharia Law and other Foreign Laws,” Wayne State University Program on International Legal Studies (2012)

Discussant, “Trends in Transnational Litigation,” 2012 Annual Conference of Southeast Law Schools (2012)

Presenter, Symposium on Transnational Litigation and Procedure, Southwestern Law School, Los Angeles, CA (February 2012)

Presenter, Faculty Colloquium in International Law and Theory, Whitney R. Harris World Law Institute, Washington University -- St. Louis School of Law (2011)

Presenter, "Litigating Terrorism," Wayne State University Law Review Symposium (2011)

Moderator, "The U.S. Supreme Court and the New York Convention on International Arbitration," Annual Meeting of the International Law Association – U.S. Branch (2010)

Presenter, "National Approaches to the Globalization and Harmonization of Civil Procedure," Erasmus University, Rotterdam (Netherlands 2010)

The Justice K.T. Desai Memorial Lecture, Bombay High Court, Mumbai, India (2010)

Respondent, Junior International Law Scholars Association Annual Meeting, University of California Hastings College of the Law, San Francisco, CA (2010)

Panelist, "Declining Jurisdiction in International Law," International Law Association West Coast Conference (2009)

Panelist, "Globalization and Clinical Education," Arthur Liman Colloquium, Yale Law School (2009)

Panelist, "Mass Claims and Domestic Court Procedures," Amsterdam Center for International Law (Netherlands 2008)

Panelist, "Transnational Litigation as a Response to Global Challenges: Promises and Perils," Law & Society Annual Conference (2008)

Panelist, "Treaties in U.S. Courts: Old Assumptions, New Developments," Annual Meeting of the International Law Association (2007)

Discussant, "The 'New' New Haven School: International Law – Past, Present and Future," Yale Law School (2007)

Moderator, "The Future of Transnational Litigation in U.S. Courts: Distinct Field or Footnote?" Annual Meeting, American Society of International Law (2007)

Moderator, "Challenging the Assumption of Equality: The Due Process Rights of Foreign Litigants in Civil Proceedings in U.S. Courts," International Law Association West Coast Conference, Santa Clara University Law School (2007)

Presenter, "Using Comparative Law to Interpret the U.S. Constitution: Lessons from the Full Faith and Credit Clause," University of Iowa College of Law Faculty Workshop (2006)

Moderator, "What Did the Framers Know and When Did They Know It? What the Founding Generation Understood and Misunderstood About International Law," Annual Meeting of the International Law Association – U.S. Branch (2006)

Commentator, University of Michigan/University of Illinois Annual Workshop in Comparative Law: Works in Progress (2006)

Presenter, "Two Views of the Border," UCLA School of Law and Program on Global Studies, Conference on Territoriality (2006)

Presenter, "Using Comparative Law to Interpret the U.S. Constitution: Lessons from the Full Faith and Credit Clause," Sandra Day O'Connor College of Law, Arizona State University Faculty Workshop (2006)

Panelist, "Extraterritorial Jurisdiction: Friend or Foe?" Annual Meeting, International Law Association – U.S. Branch (2005)

Presenter, "Remanufacturing International Law," Michigan State University College of Law (2005)

Presenter, "The Age of Treaties," Association of the Bar of the City of New York, Section on International and Comparative Law (2005)

Presenter, "Remanufacturing International Law," Legal Scholarship Workshop, University of Chicago Law School (2004)

Panelist, "Using Comparative Law to Understand Human Rights Remedies," American Society of Comparative Law Annual Meeting (2004)

Moderator, "The Global Homogenization of the Legal Profession?" Annual Meeting of the International Law Association (2004)

Presenter, "Harmonization of Procedural Law: What is the End Game?" Annual Meeting of the American Society of Comparative Law (2003)

Panelist, "Civil Lawsuits Arising out of Acts of Terrorism," N.Y. State Bar Association Annual Meeting, Section on Commercial and Federal Litigation (2003)

Panelist, "Perspectives on U.S. Unilateralism," International Law Association, West Coast Conference (2003)

Presenter, "Prospects for a Worldwide Regime for Enforcing Civil Judgments," Federal Judicial Center Workshop for Appellate Judges (2002)

Presenter, "The Conflict Between Private Law Harmonization and Effective Human Rights Remedies," Brooklyn Law School Faculty Workshop (2002)

Presenter, "The Conflict Between Private Law Harmonization and Effective Human Rights Remedies," Yale Law School Human Rights Workshop (2002)

Presenter, "Bridging Theory and Practice," Columbia University School of Law International Law Workshop (2002)

Panelist, "From Treaty to EU Regulation: The New Look of Enforcing Civil Judgments in Europe," American Society of International Law Annual Meeting (2002)

Panelist, "Extraterritorial Application of U.S. Employment Laws," New York University School of Law, Annual Conference on Labor Law (2001)

Presenter, "Interstate Transference and the Enforcement of Civil Judgments Worldwide," Fordham Law School Faculty Workshop (2001)

Panelist, "Worldwide Protection of Human Rights: The New Role of National Courts," International Law Association West Coast Conference (2001)

Panelist, "International Litigation and Arbitration: New Developments & Strategies," American Society of International Law Annual Meeting (2000)

Presenter, "Enforcing Civil Judgments Worldwide," Council on Foreign Relations (1999)

Panelist, "The Role of Domestic Institutions in International Regulation: The Case of Antitrust and Securities," Wolfgang Friedmann Conference, Columbia University Law School (1999)

Moderator, "What is a Human Right? Universals and the Challenge of Cultural Relativism," Fordham Law School (1998)

Presenter, "Recent Developments in Private International Law," Association of the Bar of the City of New York, Section on International and Comparative Law (1998)