

# AARON XAVIER FELLMETH

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DENNIS S. KARJALA PROFESSOR OF LAW, SCIENCE & TECHNOLOGY  
ARIZONA STATE UNIVERSITY – SANDRA DAY O’CONNOR COLLEGE OF LAW  
111 East Taylor Street ♦ Phoenix, AZ 85004 ♦ (480) 241-8414 ♦ [aaron.fellmeth@asu.edu](mailto:aaron.fellmeth@asu.edu)

## RESEARCH INTERESTS

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- ♦ Public International Law
- ♦ Law of Armed Conflict
- ♦ International Business Law
- ♦ Legal Theory
- ♦ International Human Rights Law
- ♦ International Trade Law
- ♦ International Intellectual Property Law

## EDUCATION

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YALE LAW SCHOOL J.D. 1997  
♦ Editor-in-Chief, *Yale Journal of International Law*  
♦ Senior Editor, *Yale Law Journal*  
♦ 1995-96 Ambrose Gherini Prize for Best International Law Paper  
♦ Research Assistant, Prof. W. Michael Reisman

YALE UNIVERSITY GRADUATE SCHOOL M.A. 1997  
*Department of International Relations*  
♦ Yale University Fellow, 1994-97

UNIVERSITY OF PARIS IV SORBONNE  
*Center for the Study of French Civilization, 1993*  
Graduate study in economics and history

UNIVERSITY OF CALIFORNIA, BERKELEY B.A. 1993  
Graduated *summa cum laude* in Honors Social Sciences  
Honors Thesis: *The Reciprocal Influence of Law & Social Psychology*  
♦ University Citation of Distinction (awarded to the top six students in the graduating class)  
♦ Phi Beta Kappa  
♦ President, Le Cercle Français, 1990-93

## PUBLICATIONS

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### BOOKS

INTRODUCTION TO INTERNATIONAL BUSINESS TRANSACTIONS (2d ed., Edward Elgar Publ’g, forthcoming 2024)  
GUIDE TO LATIN IN INTERNATIONAL LAW (2d ed., Oxford Univ. Press 2021) (with Maurice Horwitz)  
INTRODUCTION TO INTERNATIONAL BUSINESS TRANSACTIONS (Edward Elgar Publ’g, 2020) & Teacher’s Manual  
PARADIGMS OF INTERNATIONAL HUMAN RIGHTS LAW (Oxford Univ. Press, 2016)  
THE LAW OF INTERNATIONAL BUSINESS TRANSACTIONS (2d ed., West Academic Pub., 2011) & Teacher’s Manual  
THE LAW OF INTERNATIONAL BUSINESS TRANSACTIONS (West Academic Pub., 2009) & Teacher’s Manual  
GUIDE TO LATIN IN INTERNATIONAL LAW (Oxford Univ. Press, 2009) (with Maurice Horwitz)

### ARTICLES & BOOK CHAPTERS

*Personal Self-Defense Under International Law: A Case Study of an Inferred Human Right* (forthcoming)  
*Unilateral Sanctions Under International Human Rights Law: Correcting the Record*, YALE J. INT’L L. ONLINE, Sept. 6, 2023,  
<https://www.yjil.yale.edu/unilateral-sanctions-under-international-human-rights-law-correcting-the-record/>

- Human Rights Derogations in National Emergencies: Lessons from Africa*, 28 SW. J. INT'L L. 640 (2022) (*Festschrift* in honor of Prof. Robert Lutz's retirement)
- Command Responsibility in the Brereton Report: Fissures in the Understanding and Interpretation of the 'Knowledge' Element in Australian Law*, 23 MELBOURNE J. INT'L L. 164 (2022) (with Emily Crawford)
- "Reason to Know" in the International Law of Command Responsibility, 104 INT'L REV. OF THE RED CROSS 1223 (2022), doi:10.1017/S1816383122000236 (with Emily Crawford)
- International Human Rights Law, Normative Hierarchy, and Development Policy*, 54 N.Y.U. J. INT'L L. & POL. 311 (2022) (with Siobhán McInerney-Lankford)
- International Human Rights Law and the Concept of Good Governance*, 44 HUM. RTS. Q. 1 (2022) (with Siobhán McInerney-Lankford)
- The Human Right to Suicide under International Law*, 21 HUM. RTS. L. REV. 641 (2021) (with Nourin Abourahma)
- Uncreative Intellectual Property Law*, 27 TEX. INTELL. PROP. L.J. 51 (2019)
- Targeting Decisions and Consequences for Civilians in the Colombian Civil Strife*, 27 MINN. J. INT'L L. 501 (2017) (with Douglas Sylvester)
- The UN Protocol Against the Illicit Manufacturing and Trafficking in Firearms, Their Parts and Components, and Ammunition, in INTERNATIONAL LAW AND TRANSNATIONAL ORGANISED CRIME 197* (Pierre Hauck & Sven Peterke eds., Oxford Univ. Press, 2016)
- Leading from (a Bit) Behind: The United States and International Human Rights Law*, 40 N.C. J. INT'L L. & COMM. REG. 977 (2015)
- Conception and Misconception in Joint Inventorship*, 2 N.Y.U. J. INTELL. PROP. & ENT. L. 73 (2012)
- The Proportionality Principle in Operation: Methodological Limitations of Empirical Research and the Need for Transparency*, 45 ISRAEL L. REV. 125 (2012)
- U.S. State Legislation to Exclude International Law and Foreign Laws from the Courts*, 105 AM. J. INT'L L. 107 (2012)
- Choice of Gender Identity in International Human Rights Law*, in LOOKING TO THE FUTURE: ESSAYS ON INTERNATIONAL LAW IN HONOR OF W. MICHAEL REISMAN 499 (Mahnoush Arsanjani et al. eds., Martinus Nijhoff) (2011)
- Below-Market Interest in International Claims Against States*, 13 J. INT'L ECON. L. 423 (2010)
- State Regulation of Sexuality in International Human Rights Law and Theory*, 50 WM. & MARY L. REV. 797 (2008)
- Questioning Civilian Immunity*, 43 TEX. INT'L L.J. 453 (2008)
- Challenges and Implications of a Systemic Social Effect Theory*, 2006 U. ILL. L. REV. 691
- Cure without a Disease: The Emerging Doctrine of Successor Liability in International Trade Regulation*, 31 YALE J. INT'L L. 125 (2006)
- Civil and Criminal Sanctions in the Constitution and Courts*, 94 GEORGETOWN L.J. 1 (2005)
- Secrecy, Monopoly, and Access to Pharmaceuticals in International Trade Law: Protection of Marketing Approval Data under the TRIPS Agreement*, 45 HARVARD INT'L L.J. 443 (2004)
- Reinventing the Double Helix: A Novel and Nonobvious Reconceptualization of the Biotechnology Patent*, 55 STANFORD L. REV. 303 (2002) (with Linda Demaine)
- Control Without Interest: State Law of Assignment, Federal Preemption, and the Intellectual Property License*, 6 VIR. J.L. & TECH. 8 (2001)
- Don't Judge a Sale By Its License: New Approaches to Software Transfers Under the First Sale Doctrine in the United States and Europe*, 36 U.S.F. L. REV. 1 (2001) (with Lothar Determann)
- Feminism and International Law: Theory, Methodology, and Substantive Reform*, 22 HUM. RTS. Q. 658 (2000)

#### SHORTER WORKS, EDITORIALS & BOOK REVIEWS

- Countering the Global Rise of Individualism*, Jeff Bleich Centre Policy Perspectives Blog, Aug. 25, 2023, <https://blogs.flinders.edu.au/jeff-bleich-centre/2023/08/25/perspectives-3-countering-the-global-rise-of-individualism/> (with Stacey Henderson)
- "Reason to Know" in the Law of Command Responsibility, Articles of War Blog, July 25, 2022, <https://lieber.westpoint.edu/reason-know-law-command-responsibility/> (with Emily Crawford)
- Why NY State Pistol & Rifle Ass'n v. Bruen is a Human Rights Case, Not Just a Second Amendment Case*, OpinioJuris, Oct. 23, 2021, <http://opiniojuris.org/> (with Leila Sadat, Jonathan Hafetz & Jasmeet Sidhu)
- US Legal Frameworks: A Path to Product Longevity?*, J. SUSTAINABILITY RES. 2021;3(3):e210016. <https://doi.org/10.20900/jsr20210016> (with Philip White & Dallin Robinson)

*Imprisoning Children Isn't an "Immigration Policy,"* SAN FRANCISCO EXAMINER, Feb. 19, 2020, at <https://www.sfexaminer.com/opinion/imprisoning-children-isnt-an-immigration-policy/>

Book Review: *The End of Ownership* by Aaron Perzanowski & Jason Schultz, 59 JURIMETRICS 399 (2019) (with Amena Kheschtchin-Kamel)

*The Supreme Court got Trump's Muslim ban wrong*, AZCENTRAL.COM., July 7, 2018, at <https://www.azcentral.com>

*Why 'America First' is so dangerous*, AZCENTRAL.COM., Feb. 3, 2017, at <http://www.azcentral.com>

*You Bought It, but You Don't Own It: The uncertain future of copyright in the on-demand age*, SLATE, Oct. 7, 2016

*Overloading International Human Rights Law: Introductory Remarks*, ASIL PROC. 2015, at 245 (2016)

Book Review: "Partly Laws Common to All Mankind" by Jeremy Waldron, 107 AM. J. INT'L L. 963 (2013)

*Introductory Note to the Beijing Treaty on Audiovisual Performances*, 51 I.L.M. 1211 (2012)

*The U.N. Arms Trade Treaty: Temporarily Holstered*, ASIL INSIGHTS, Sept. 20, 2012

*Introductory Note to the Anti-Counterfeiting Trade Agreement*, 50 I.L.M. 239 (2011)

*International Law and Foreign Laws in the U.S. State Legislatures*, ASIL INSIGHTS, May 26, 2011

*The Anti-Counterfeiting Trade Agreement in the Public Eye*, ASIL INSIGHTS, June 24, 2010

Book Review: *When Cooperation Fails: The International Law and Politics of Genetically Modified Foods* by Mark A. Pollack & Gregory C. Shaffer, 21 EUR. J. INT'L L. 262 (2010)

Book Review: *Who Owns You? The Corporate Gold Rush to Patent Your Genes* by David Koepsell, 7 J. BIOETHICAL INQUIRY 129 (2010)

*White Paper on Major International Intellectual Property Law Developments, 2009-10* PROC. AM. BRANCH INT'L L. ASS'N 14

*Nondiscrimination as a Universal Human Right*, 34 YALE J. INT'L L. 588 (2009)

Book Review: *Interpretation and Revision of International Boundary Decisions* by Kaiyan Homi Kaikobad, 102 AM. J. INT'L L. 703 (2008)

*The Challenge to Patent Law of Pure Chemical Protein Synthesis*, 23 NATURE BIOTECHNOLOGY 547 (2005)

*Distinguishing Natural Substances from Patentable Inventions*, 300 SCIENCE 1375 (2003) (with Linda Demaine)

*Wiwa v. Royal Dutch Petroleum Co.: A New Standard for the Enforcement of International Law in U.S. Courts*, 5 YALE HUM. RTS. & DEV. L.J. 241 (2002)

#### AMICUS BRIEFS & INTERNATIONAL AGENCY PETITIONS

Brief of Amnesty International USA and the Gun Violence & Human Rights Initiative of the Whitney R. Harris World Law Institute as *Amici Curiae* in Support of Respondents, *New York State Rifle & Pistol Ass'n Inc. v. Bruen*, 597 U.S. \_\_\_, 142 S.Ct. 2111 (2022)

Brief of Legal Scholars and Nongovernmental Organizations as *Amici Curiae* in Support Appellees, *Flores v. Barr*, Case No. 19-56326, *decided sub nom.* *Flores v. Garland*, Case No. 20-55951, 3 F.4th 1145 (9th Cir. 2021)

Petition to the Inter-American Commission on Human Rights Seeking a Determination on the Discriminatory Policy of Suspending Immigration of Certain Muslims by the United States of America, Inter-Am. Comm'n on Hum. Rts., Dec. 3, 2018

Brief of International Law Scholars & Nongovernmental Organizations as *Amici Curiae* in Support of Respondents, *Trump v. Hawaii*, Case No. 17-965, 585 U.S. \_\_\_, 138 S.Ct. 2392 (2018) (also, *amicus* briefs in parallel cases before the D. Haw., W.D. Wash., 4th Cir. & 9th Cir.)

Brief of International Law Scholars & Nongovernmental Organizations as *Amici Curiae* in Support of Plaintiffs, *Darweesh v. Trump*, Case No. 1:17 Civ. 480, 2017 WL 388504 (E.D.N.Y. 2017) (unrep.)

Brief of GeneDX and Law Professors as *Amici Curiae* in Support of Petitioners, *Association for Molecular Pathology v. Myriad Genetics*, 569 U.S.576 (2013)

#### IN PROGRESS

*The International Law of Neutrality in the Spanish Civil War*

*The Stolen Kingdom: The Hawaiian Annexation and the Modernization of International Law*

INTRODUCTION TO PUBLIC INTERNATIONAL LAW (with Alison Dundes Renteln, Jonathan Liljeblad & Carolina Arlotto)

*Human Rights, Civil Rights, and Cash Bail Reform* (with Benjamin Rundall & Esther Hong)

*The Territorial Independence of Intellectual Property Laws*

*Firearms Regulation and International Human Rights Law*

## LECTURES & COLLOQUIA

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- Negotiating a Torture-Free Trade Treaty*, Panel Chair, International Law Weekend, New York, NY (forthcoming, Oct. 19-21, 2023)
- Preserving a Coherent World Public Order in the 21<sup>st</sup> Century*, Symposium Panelist, Scope of the Ukraine War: An Ontological Question of International Law, Gonzaga University School of Law, Spokane, WA (Apr. 14, 2023)
- The Pervasive Creativity Myth in Intellectual Property Law*, Panelist, Creativity and Innovation Is Local Conference, Center for Law & Intellectual Property, Texas A&M University, Forth Worth, TX (Mar. 31-Apr. 1, 2023)
- The Women's Rights Crisis in Iran*, Panelist, Middle Eastern Law Students Association, Arizona State University, Sandra Day O'Connor College of Law, Phoenix, AZ (Oct. 27, 2022)
- Foundational Principles and Legitimacy in International Human Rights Law*, Panelist, International Law Weekend, New York, NY (Oct. 21-22, 2022)
- African Practice in Emergency Derogations of Human Rights*, Speaker, International Law Association Biennial Meeting, Lisbon, Portugal (June 19-24, 2022)
- Afghanistan and Refugee Crisis*, Panelist, Middle Eastern Law Students Association, Arizona State University, Sandra Day O'Connor College of Law, Phoenix, AZ (Sept. 24, 2021)
- BLM and International Human Rights Law: The Challenge of Systemic Racism*, Panel Organizer, American Society of International Law Annual Meeting, Washington, DC (Mar. 24-26, 2021)
- Novel Human Rights Crises in a Global Pandemic*, Panel Chair, International Law Weekend Videoconference (Oct. 23, 2020)
- The Treatment of Unaccompanied Migrant Children by the USA*, Moderator and Panelist, The Experts Speak Series: Addressing Human Rights in Times of Crisis, Virtual Conference sponsored by Academy on Human Rights & Humanitarian Law, American University, Washington College of Law (July 9, 2020)
- African Practice in States of Emergency under International Human Rights Law*, Inter-Sessional Meeting of the Human Rights in Times of Emergency Committee, International Law Association, Scuola Superiore di Sant'Anna, Pisa, Italy (July 24-25, 2019)
- Pathways of Human Rights Advocacy in the United States*, Panelist, Human Rights Interest Group, American Society of International Law Annual Meeting, Washington, DC (Mar. 29, 2019)
- Structural Aspects of Human Rights Law and Global Development Finance*, Guest Talk, World Bank, Legal Vice Presidency, Washington, DC (Mar. 28, 2019)
- The Venezuela Crisis and International Law*, Panelist, International Law Week, Arizona State University College of Law, Phoenix, AZ (Mar. 19, 2019)
- Human Rights Treaties at the National Level*, Research Forum discussant/moderator, American Society of International Law Mid-Year Meeting, University of California at Los Angeles School of Law (Nov. 9-10, 2018)
- The Philippines and Human Rights Under Duterte*, ASU Law Society for Human Rights/Filipino American Law Student Association Panel Discussion, Arizona State University College of Law, Phoenix, AZ (Nov. 8, 2018)
- Gun Violence and Human Rights*, panelist, and *Gun Violence and the Right to Health: Psychological Harm as Cruel Treatment?*, panel moderator, Interdisciplinary and Human Rights Approaches to the Gun Violence Crisis in the United States, Whitney R. Harris World Law Institute, Washington University Law, St. Louis, MO (Nov. 2-3, 2018)
- Planting Grassroots Human Rights*, roundtable moderator, International Law Weekend, New York, NY (Oct. 19-21, 2018)
- Human Rights Law and Neoparochialism in the Contemporary United States*, lecture presented to the Law Futures Centre, Griffith University Law School, Brisbane, Queensland, Australia (Apr. 30, 2018)
- The Trump Muslim Ban: Litigating International Human Rights Before U.S. Courts*, lecture presented to the Sydney Center for International Law, University of Sydney Law School, Australia (Apr. 25, 2018)
- The Trump Muslim Ban: Litigating International Human Rights Before U.S. Courts*, lecture presented to the Australia National University Centre for International & Public Law, Canberra, Australia (Apr. 20, 2018)
- Using International Human Rights Law to Vindicate U.S. Voting Rights*, panelist, National Lawyers Guild International Committee Retreat, Phoenix, AZ (Feb. 24, 2018)
- Sanctuary Cities: Immigration Law Meets Federalism*, panelist, Symposium: Current Issues in Immigration Policy, Levin Center, Wayne University School of Law, Detroit, MI (Nov. 10, 2017)
- The Use of International Law to Confront the Trump Agenda*, panelist, National Lawyers Guild, Law4thePeople 80th Anniversary Convention, Washington, D.C. (Aug. 2-6, 2017)

*The Psychological Underpinnings of Intellectual Property Law*, panelist, Law & Society Association Annual Meeting, Mexico City (June 20-23, 2017)

*Should the U.S. Build Up or Dismantle its Nuclear Forces?*, Alexander Hamilton Society Debate with Dr. Matt Kroenig, Arizona State University (Mar. 27, 2017)

*Human Rights Under a Trump Presidency*, ThinkTech Hawaii, Global Connections, Interview with Dr. Grace Cheng, Dec. 8, 2016, available at <https://www.youtube.com/watch?v=-TBlgKGi3qg>

*Bringing International Human Rights Home*, panel moderator, International Law Weekend, New York, NY (Oct. 27-29, 2016)

*Think Globally, Act Globally: Beyond Municipal Regulation of the International Arms Trade*, Panel Presenter, Law & Society Association Annual Meeting, Seattle, WA (May 28-31, 2015)

*Overloading International Human Rights Law*, Roundtable Moderator, American Society of International Law Annual Meeting, Washington, DC (Apr. 8-11, 2015)

*International Law and Human Sexuality: An Impending Conflict of Moral Theories*, South Dakota Law Review Spring Symposium on LGBTQ Issues, University of South Dakota School of Law, Vermillion, SD (Mar. 27, 2015)

*Leading from Behind: U.S. Law and International Human Rights*, North Carolina Journal of International Law and Commercial Regulation Symposium on International Law and U.S. Courts: Changing Perspectives, Chapel Hill, NC (Jan. 30, 2015)

*"Hate Speech" and the Human Right to Freedom of Expression*, Panel Chair & Presenter, International Law Weekend, New York, NY (Oct. 23-25, 2014)

*The Globalization of Child Rights and Remedies*, Panel Chair, International Law Weekend, New York, NY (Oct. 24-26, 2013)

*The Association for Molecular Pathology v. Myriad Genetics: An Inside Look at the Oral Argument*, American Intellectual Property Law Association, Webinar (Apr. 22, 2013)

*The Possible Future of the United Nations Declaration on the Rights of Indigenous Peoples: Lessons Learned from Human Rights Treaties and Customary International Law*, Panel Moderator, Conference: Can International Law Support Changes to Federal Indian Policy?, Ariz. State U. Indian Legal Program, Tempe, AZ (Apr. 19, 2013)

*The New Assassination*, commenter on John Radsan's presentation *The CIA's Use of Drones* before the Ariz. State U. College of Law Federalist Society, Tempe, AZ (Feb. 28, 2013)

*ASU Conference on International Aspects of Intellectual Property Law*, Organizer & Panel Chair, Tempe, AZ (Nov. 30-Dec. 1, 2012)

*Metatheory of International Law*, Panel Chair, International Law Weekend, New York, NY (Oct. 25-27, 2012)

*General Principles Limiting Engagement Methods*, ICRC-U.S. JAG-ASU International Humanitarian Law Workshop, Tempe, AZ (Sept. 29, 2012)

*What Can Regime Theory Tell Us About International Business Regulation?*, Paper Panel on the Role of Institutions in Shaping International Law and Transnational Legal Ordering, Law & Society Association Annual Meeting, Honolulu, HI (June 5-8, 2012) (sponsored by the Transnational Legal Orders Committee)

*Intellectual Property Law in National Politics and International Relations*, Panel Chair, International Law Weekend, New York, NY (Oct. 20-22, 2011)

*Four Principles of Armed Engagement*, ICRC-U.S. JAG-ASU International Humanitarian Law Workshop, Tempe, AZ (Oct. 1, 2011)

*Negative and Positive Human Rights*, Athens Institute for Education and Research 8<sup>th</sup> Annual International Conference on Law, Athens, Greece (July 18-21, 2011)

*Negative and Positive Human Rights*, Law & Society Association Annual Meeting, San Francisco, CA (June 2-5, 2011)

*The Limits of State Jurisdiction over Cross-Border Intellectual Property Infringement*, International Law Weekend West, Los Angeles, CA (Feb. 26, 2011)

*Interpreting Proportionality Doctrine Through the Lens of International Custom*, Proportionality in Armed Conflicts Conference, Minerva Center for Human Rights, Hebrew University of Jerusalem, Israel (Nov. 21-23, 2010)

*Nondiscrimination as a Universal Human Right*, Realistic Idealism in International Law: A Conference in Honor of W. Michael Reisman, Yale Law School, New Haven, CT (Apr. 24, 2009)

*Civilian Protection Standards During and After War under International Humanitarian Law*, Civilian Devastation in War Conference, Institute for Conflict Analysis & Resolution, George Mason Univ., Arlington, VA (Mar. 27, 2009)

*Extraterritorial Enforcement of Intellectual Property Rights: What Role for Harmonization?*, International Law Weekend West, Willamette, OR (Mar. 6-7, 2009)

*Empirical Approaches to International Law of War*, Panel Chair, International Law Weekend West, Willamette, OR (Mar. 6-7, 2009), *transcript published in* 16 WILLAMETTE J. INT'L L. & DISPUTE RES. 386 (2009)

*The WTO and China*, Roundtable Chair, Kearny Alliance/Arizona State University, Forum on Trade, China, and the World Economic Order, Phoenix, AZ (Feb. 26-27, 2009)

*New Frontiers in International Human Rights Law: The Emerging Human Right to Sexual Freedom*, Roundtable Chair, International Law Weekend, New York, NY (Oct. 17, 2008)

*Custodianship, Ownership, and IP Issues in Biospecimen Research*, chair and panel presentation at the National Cancer Institute, National Institutes of Health, Symposium on Biospecimen Research, Rockville, MD (Oct. 4-5, 2007)

Vanderbilt International Law Roundtable, commentator, Vanderbilt U. Law School (Jan. 26-27, 2007)

*Global Patent Law Harmonization: Problems and Prospects*, Panel Chair, International Law Weekend, New York, NY (Oct. 27, 2006)

*The Distinction Between Foreign and International Law in Constitutional Jurisprudence*, commenter on John McGinnis's presentation *Foreign to Our Constitution?* before the Ariz. State U. College of Law Federalist Society, Tempe, AZ (Feb. 2, 2006)

*The Problem with Trade Secrets in International Trade Regulation of Pharmaceuticals*, award lecture presented to the Society for Policy Sciences, 2005 Policy Sciences Institute, New Haven, CT (Oct. 22, 2005)

*International and Foreign Law Considerations in Supreme Court Jurisprudence*, presented to the Thurgood Marshall Inn of Court, Phoenix, AZ (Mar. 23, 2005)

*International Negotiations for the Protection of Intellectual Property: The Past, Present and Future of the TRIPs Agreement Solution*, presented to the Japan Ctr. for Fair Trade & WTO Studies, Tokyo, Japan (Mar. 23, 2004)

*Reinventing the Double Helix*, presented at the Research Symposium with the Next Generation of Leaders in Science & Technology, Washington, D.C., jointly sponsored by the Colum. U. Ctr. for Sci., Pol'y & Outcomes; Am. Ass'n for the Advancement of Sci.; and Rutgers U., Washington, D.C. (Nov. 22, 2002) (with Dr. Linda Demaine)

## EXPERIENCE

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### ARIZONA STATE UNIVERSITY

*Faculty Senate, 2016–22*

*Curriculum & Programs Committee, 2020-21*

### SANDRA DAY O'CONNOR COLLEGE OF LAW, PHOENIX, AZ

*Dennis S. Karjala Professor of Law, Science & Technology, October 2018 to present*

*Chair, Curriculum Committee, 2023-24*

*Willard H. Pedrick Distinguished Research Scholar, May 2013 to October 2018*

*Professor of Law, May 2008 to present*

*Associate Professor of Law, August 2004 to May 2008*

### COURSES TAUGHT:

Public International Law

International Human Rights Law

International Business Transactions

International Law of Armed Conflict

International Law of Trade

U.S. Foreign Relations Law

Research Methods in International Law

International Legal Theory

Intellectual Property Law

Patent Law

Contracts

### UNIVERSITAT DE BARCELONA, FACULTY OF LAW, BARCELONA, SPAIN

### UNIVERSITAT AUTÓNOMA DE BARCELONA, FACULTY OF LAW, BELLATERRA, SPAIN

*Scholar in Residence, fall 2010*

### UNIVERSITY OF HAWAII, WILLIAM S. RICHARDSON SCHOOL OF LAW, HONOLULU, HI

*Visiting Scholar, summer 2008*

*Visiting Scholar, summer 2006*

MILLER & CHEVALIER, WASHINGTON, DC

*Senior Associate, International Department, December 2002 to May 2004*

BRYAN CAVE LLP, WASHINGTON, DC & LOS ANGELES, CA

*Senior Associate, International Group, April 2000 to November 2002*

BAKER & MCKENZIE, SAN FRANCISCO, CA

*Associate, Foreign Trade Group & Intellectual Property Group, September 1997 to March 2000*

*Summer Associate, Foreign Trade Group, May 1996 to July 1996*

International trade, commercial and corporate regulation and litigation, focusing on trade policy, export and customs compliance and litigation and international protection of intellectual property; advised the governments of Taiwan and Poland and the U.S. Senate on Uruguay Round treaties and bilateral trade negotiations; advised the government of Morocco during free trade agreement negotiations with the United States; domestic and international registration and protection of intellectual property; representation of the government of Kuwait before the U.N. Compensation Commission; representation of parties accused of violating the United Nations imposed embargo of Iraq; international commercial arbitration; representation and advising in international and domestic Internet transactions.

UNITED NATIONS SECRETARIAT, OFFICE OF LEGAL AFFAIRS, NEW YORK, NY

*Law Clerk, May 1995 to July 1995*

Researched and advised on issues of public international law, including application of international humanitarian law to U.N. military operations (ultimately leading to Sec'y-Gen. Bulletin, *Observance by United Nations Forces of International Humanitarian Law*, U.N. Doc. ST/SGB/1999/13 (Aug. 6, 1999)) and U.N. Security Council authority to create the International Criminal Tribunal for Rwanda.

U.S. INTERNATIONAL TRADE COMMISSION, OFFICE OF THE GENERAL COUNSEL, WASHINGTON, DC

*Law Clerk, May 1994 to August 1994*

Aided in drafting appellate briefs; drafted Commission preliminary determinations; reported on congressional hearings on the GATT and WTO; researched and wrote memoranda on trade remedies law.

## PROFESSIONAL ASSOCIATIONS & SERVICE

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- ◆ Founder & Faculty Editor, The IBTBlog (<http://blogs.asucollegeoflaw.com/ibt/>), July 2020-present
- ◆ International Law Association, 1996-present
  - ❖ American Branch:
    - Board of Directors, Apr. 2014-present
      - Chair, Book Award Committee, 2020
    - Co-Chair, International Human Rights Committee, 2023-present
    - Chair, International Human Rights Committee, 2013-2023
    - Co-Director of Studies, May 2014-Jan. 2017
    - Chair, International Intellectual Property Committee, 2005-2012
    - Organizing Committee, International Law Weekend—2006, 2008 & 2013
  - ❖ International Human Rights Law in Times of Emergency Committee, 2017-present
  - ❖ Intellectual Property and Private International Law Committee, 2011-2014
- ◆ American Society of International Law, 1996-2023
  - ❖ Co-Chair, Human Rights Law Interest Group, 2018-2021
  - ❖ Executive Committee, International Legal Theory Interest Group, 2016-2018
  - ❖ Lieber Society on the Law of Armed Conflict
    - Executive Committee, 2013-2014, 2019-2022
    - Lieber Notes Editor, 2019-2020
    - International Humanitarian Law Student Writing Competition Judge, 2011-2016
  - ❖ Co-Chair, Intellectual Property Law Interest Group, 2010-2013 term
  - ❖ Editorial Board, ASIL BENCHMARK ON INTERNATIONAL LAW (Diane Marie Amann ed., 2015 ed.)
  - ❖ Editorial Advisory Committee, *International Legal Materials*, 2004-2006 term
  - ❖ International Economic Law Interest Group
    - Commenter, Safe Spaces Workshop, Brooklyn Law School, Brooklyn, NY (Oct. 22, 2011)
- ◆ Amnesty International USA
  - ❖ Board of Directors (Aug. 2021-Sept. 2023)

- Audit Committee, Chair
- Ethics Committee
- ◆ American Intellectual Property Law Association
  - ❖ Editorial Board, *AIPLA Quarterly Journal*, 2003-2005 term
- ◆ American Bar Association
  - ❖ Section of Science & Technology Law, Faculty Editor, *Jurimetrics*, 2014-16
  - ❖ Rapporteur, International Law Section Task Force on the Uniform Mediation Act (2000)
- ◆ Peer reviewer
  - ❖ *International Journal of Human Rights* (since 2017)
  - ❖ *Journal of Bioethical Inquiry* (since 2012)
  - ❖ *Journal of Law, Medicine & Ethics* (since 2009)
  - ❖ *Jurimetrics* (since 2006)
  - ❖ *Law & Society Review* (since 2010)
  - ❖ *Israel Law Review* (since 2012)
  - ❖ *Korea Journal of Law & Legislation* (since 2013)
  - ❖ *J. of Int'l Humanitarian Legal Studies* (since 2020)
  - ❖ Columbia University Press (since 2015)
- ◆ Philip C. Jessup International Law Moot Court
  - ❖ Senior Member, Authorial Committee, 2008-09 term
  - ❖ Host, 2006 Southwest Regional Competition
  - ❖ ASU Team Coach

## PROFESSIONAL AWARDS

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- ◆ 2025 Fulbright Distinguished Chair in Applied Public Policy (Democratic Resilience), Flinders University, Adelaide, Australia (forthcoming Feb.-June 2025)
- ◆ 2023 Melbourne Journal of International Law Prize for Outstanding Scholarship in International Law, jointly with Emily Crawford (for *Command Responsibility in the Brereton Report: Fissures in the Understanding and Interpretation of the 'Knowledge' Element in Australian Law*)
- ◆ 2005 Harold D. Lasswell Prize for Best Policy Sciences Paper (for *Secrecy, Monopoly, and Access to Pharmaceuticals in International Trade Law*), Society for Policy Sciences
- ◆ 2002 Next Generation Leader in Science & Technology, American Association for the Advancement of Science

## JUDICIAL OPINIONS REFERENCING SCHOLARSHIP

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- ◆ Commonwealth v. Muñiz, 164 A.3d 1189, 1238 n.6 (Sup. Ct. Pa. 2017)
- ◆ State v. N.R.L., 311 P.3d 510, 513 n.4 (Sup. Ct. Or., en banc, 2013)
- ◆ Torgelson v. 17138 880th Ave., Renville Cty., 734 N.W.2d 279, 284 (Minn. App. 2007)
- ◆ Traicoff v. Digital Media, Inc., 439 F.Supp.2d 872, 872 (S.D. Ind. 2006)
- ◆ Superbrace, Inc. v. Tidwell, 21 Cal.Rptr.3d 404, 411-13 (Cal. Ct. App. 2004)
- ◆ *In re Supernatural Foods, LLC*, 268 B.R. 759, 796 n.103 (Bkrcty. M.D. La. 2001)

## BAR ADMISSIONS

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California (Dec. 9, 1997) No. 191061

Arizona (Sept. 30, 2020) No. 330019

District of Columbia (Oct. 5, 1998) No. 459466 (resigned 2010)

## FOREIGN LANGUAGES

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Fluent in French

Proficient in Italian, Spanish

Some knowledge of German