

KENNETH S. GALLANT

University of Arkansas at Little Rock
School of Law
1201 McMath Ave.
Little Rock, AR 72202-5142 USA
Phone 1-501-324-9912
Cell 1-501-269-2319
ksgallant@ualr.edu

EDUCATION HARVARD COLLEGE, A.B., 1973, cum laude in Philosophy.

UNIVERSITY OF PENNSYLVANIA, J.D. 1977, cum laude.
Law Review, Articles Editor.

RECENT ACTIVITIES AND MEMBERSHIPS:

Fulbright Scholar, Pluricourts Project on the Legitimacy of the International Judiciary, University of Oslo, Norway (January-June 2017)

International Criminal Court Bar Association, Interim (Founding) Director (2016), Moderated Constitutional Convocation and First General Assembly (June 30-July1, 2016 at premises of ICC); Member of Drafting Committee (for constitution of ICCBA) (2015-16)

American Law Institute (elected 2015)

Disciplinary Appeals Board, International Criminal Court (Member of the body hearing appeals concerning disciplinary actions taken against Counsel at the ICC; election by the List of Counsel at the ICC; 2014-18 term).

International Academy of Comparative Law (elected to Associate Membership 2014)

ACADEMIC AND LEGAL EMPLOYMENT

1999-Present

University of Arkansas at Little Rock School of Law
Little Rock, AR 72202-5142

PROFESSOR OF LAW. Tenure granted, Spring 2000.

Teaching: Criminal Law (first year), International Law, International Criminal Law, Conflict of Laws; Lawyering Skills.

Director of Clinical Programs 1999-2003.

Fundraising: Arkansas Department of Health (approximately \$200,000 for Tobacco Control Legislative and Administrative Clinic, which began operation in Fall 2003);
United States Internal Revenue Service (about \$270,000 over four years for Low Income Taxpayer Clinic; program is ongoing);
Arkansas Legislature (successfully worked with law school staff and the Arkansas Legislature for continuing funding for Mediation Clinic program).

Spring of 2012:

Guest Scholar, Max Planck Institute for International and Comparative Criminal Law, Freiburg, Germany, working on issues of comparative and international criminal jurisdiction

1986-1999

University of Idaho College of Law
Moscow, Idaho 83844-2322

PROFESSOR OF LAW and FELLOW OF MARTIN INSTITUTE FOR PEACE STUDIES AND CONFLICT RESOLUTION. Tenure granted, Spring 1990 (early promotion to full professor, Spring 1991; Martin Institute, Fall 1991).

Teaching: Legal Aid Clinic (1986-99); Negotiation and Alternative Dispute Resolution (1988-98); Public International Law (1994-99).

Director of Clinical Programs (1988-97).

Fundraising: United States Department of Education Law School Clinical Experience (about \$500,000 over seven years to develop Tribal Public Defender and Appellate Clinics).

1995-96

FULBRIGHT SCHOLAR, National Law School of India University, Bangalore, India. Clinical legal education.

Teaching: Dispute Resolution (doctrinal and clinical classroom settings), Trial Advocacy (doctrinal), and assisted with the organization of and teaching in the first South Asian Workshop on Clinical Legal Education.

Fall, 1994

LEGAL SPECIALIST, AMERICAN BAR ASSOCIATION

Central & East European Law Initiative. Advisor on clinical legal education and legal skills training to universities and ministries in Croatia and Macedonia.

Spring, 1991

FULBRIGHT SCHOLAR, Tribhuvan University, Kathmandu, Nepal, developing and teaching in clinical legal education program. Also assisted various NGO projects working for democratization and to promote rule of law.

1986-91

University of Oklahoma College of Law

Norman, OK 73019

VISITING ASSOCIATE PROFESSOR OF LAW.

Teaching: Constitutional Law II (First Amendment and related subjects); Criminal Law; Civil Rights; Trial Advocacy.

1979-84

District Attorney's Office, Philadelphia County

Philadelphia, PA 19107

ATTORNEY-IN-CHARGE FOR SPECIAL LITIGATION (1983-84) & ASSISTANT DISTRICT ATTORNEY (1979-83).

Supervised complex litigation, federal habeas corpus cases and appeals (1983-84); in Economic Crime Unit (1982-83); in Appeals Unit (1979-81).

1978-79

Hon. Louis H. Pollak, United States District Court, Eastern District of Pennsylvania

Philadelphia, PA 19106

LAW CLERK.

1977-78

Hon. Samuel J. Roberts, Supreme Court of Pennsylvania
Erie, PA 16501
LAW CLERK.

PUBLICATIONS

Book:

Kenneth S. Gallant, *THE PRINCIPLE OF LEGALITY IN INTERNATIONAL AND COMPARATIVE CRIMINAL LAW* (Cambridge University Press, 2009).

Articles, Book Chapters and Collaborations

International Law, International Criminal Law, Human Rights Law and International Organizations

Book Review, Michail Vagias, *The Territorial Jurisdiction of the International Criminal Court* (Cambridge Univ. Press 2014), 28 *Leiden J. Int'l L* 1019 (2015).

“Africa and Beyond: Should the International Criminal Court Be the Sole International Organ of Criminal Justice?” for book based on papers from the Max Planck Institute for Foreign and Comparative Criminal Law Symposium on Criminal Justice in Africa: *Between the Global and the Local* (conference in 2012; book forthcoming).

“The Indeterminate International Law of Jurisdiction, the Presumption Against Extraterritorial Effect of Statutes, and Certainty in U.S. Criminal Law,” 27 *Pac. McGeorge Global Bus. & Dev. L.J.* 219 (2014).

“Competent Jurisdictions on the Responsibility of Business Leaders and Corporations,” in American Bar Association/Conference of National Bars [of France], *Conference Proceedings, International Corporate Liability in Conflict Zones*, held March 21, 2013, Paris, France (ABA/CNB, 2014).

“Addressing the Democratic Deficit in International Criminal Law and Procedure: Defense Participation in Lawmaking” in Charles C. Jalloh, ed., *THE SIERRA LEONE SPECIAL COURT AND ITS LEGACY: THE IMPACT FOR AFRICA AND INTERNATIONAL CRIMINAL LAW* (Cambridge University Press, 2014).

“Commentaries on Article 43 and Article 67 of the Rome Statute of the International Criminal Court” (with Elise Groulx and Helen Dragatsi), in Paul De Hert, Jean Flamme, et al., eds., *Code of International Criminal Law and Procedure, Annotated* 197, 295 (Brussels: Larcier 2013).

“Use of Comparative Law in Determining the Customary International Law of Human Rights,” 24 *Florida Journal of International Law* 429 (2012).

“Independent Bars in International Criminal Courts and Tribunals,” in Gert Vermeulen (ed.), *DEFENCE RIGHTS: INTERNATIONAL AND EUROPEAN DEVELOPMENTS* 23 (Antwerp: Maklu 2012).

“La legalidad como norma del derecho consuetudinario internacional: La irretroactividad de los delitos y de las penas” [“Legality as a Rule of Customary International Law: Non-Retroactivity of Crimes and Punishments,” written in English; translated into Spanish by Bernarda Rosasco Ordriozola and Juan Pablo Montiel] in Juan Pablo Montiel, ed., *LA CRISIS DEL PRINCIPIO DE LEGALIDAD EN EL NUEVO DERECHO PENAL: ¿DECADENCIA O EVOLUCIÓN?* 315 (Madrid: Marcel Pons 2012). This piece has also been translated into German, and published as “Gesetzlichkeit als Regel des Völkergewohnheitsrechts: Das Verbot der Rückwirkung von Straftaten und Bestrafungen,” translated into German by Andreas Doser, in Hans Kudlich, Juan Pablo Montiel und Jan C. Schuhr, (eds.), *GESETZLICHKEIT UND STRAFRECHT* 281 (Berlin: Duncker & Humblot 2012).

“Comparative Law and International Human Rights Law: Non-Retroactivity and *Lex Certa* in Criminal Law,” 3 *Interdisciplinary Studies of Comparative and Private International Law* 285 (2012).

“International Criminal Courts and the Making of Public International Law: New Roles for International Organizations and Individuals,” 43 *John Marshall Law Review* 603 (2010).

“Criminal Defense and the International Legal Personality of the Individual” [2010 Special Issue in Honor of International Criminal Defense Attorneys Association] *Quebec Journal of International Law/Revue québécoise de droit international (QJIL/RQDI)* 75.

“The International Criminal Court” (with Stefan Kirsch) in Michael Bohlander, ed., *Defense in International Criminal Proceedings* (2006).

“La Lutte contre la Criminalité en Droit Federal Americain (The Fight against [Organized] Crime in American Federal Law)” (avec Catherine Denis et Cécile Mathieu), in Maria Luisa Cesoni, ed., *NOUVELLES METHODES DE LUTTE CONTRE LA CRIMINALITÉ: LA NORMALISATION DE L'EXCEPTION* 125 (Bruxelles: Bruylant, 2006); in another form as M. L. Cesoni, avec la collaboration de S. D'Orazio, R. J. Bokhorst, C. Denis, K. S. Gallant, J. Kinzig, J. Lindeman, C.

Mathieu, G. Morgante, T. Padovani, LES DISPOSITIFS DE LUTTE CONTRE LES ORGANISATIONS CRIMINELLES. UNE LÉGISLATION SOUS INFLUENCE? [LEGAL TOOLS IN THE FIGHT AGAINST ORGANIZED CRIME: LAWS UNDER [FOREIGN] INFLUENCE?], Gent [Belgium]: Academia Press, 2005.

International Human Rights Standards in International Organizations: The Case of International Criminal Courts, @ 19 *Nouvelles Études Pénales* 397 (2004).

Politics, Theory, and Institutions: Three Reasons Why International Criminal Defence is Hard, and What Might Be Done about One of Them, @ 14 *Criminal L. Forum* 317 (2003).

Jurisdiction to Adjudicate and Jurisdiction to Prescribe in International Criminal Courts, @ 48 *Villanova Law Review* 763 (2003).

The International Criminal Court in the System of States and International Organizations, @ 16 *Leiden J. Int'l Law* 553 (2003), a revised version of an article with the same title in F. Lattanzi and W. Schabas, *Essays on the Statute of the International Criminal Court* 3 (2003).

Drumbl & Gallant, Sentencing Policies and Procedures in the International Criminal Tribunals, @ 15 *Federal Sentencing Reporter* 145 (Dec. 2002).

Protection of the rights of the defence in the Agreement on Privileges and Immunities of the International Criminal Court, with special attention to the needs of the defence outside the Host Country, @ in M. Hallers, C. Joubert and J. Sjöcrona, *The Position of the Defence at the International Criminal Court and the Role of the Netherlands as the Host State* 109 (Rozenberg Publishers and E.M. Meijers Instituut, 2002).

Drumbl & Gallant, Appeals in the Ad Hoc International Criminal Tribunals: Structure, Procedure and Recent Cases, @ 3 *J. App. Practice & Process* 589 (2001).

Ex Post Facto Laws, @ in K. Hall (ed.), *The Oxford Companion to American Law* 286 (Oxford University Press 2002) [brief encyclopedia entry].

The Role and Powers of Defense Counsel in the ICC Statute, @ 34 *The Int'l Lawyer* 21 (2000).

Individual Human Rights in a New International Organization: The Rome Statute of the International Criminal Court, @ in M.C. Bassiouni (ed.), *International Criminal Law* 693 (2d ed., Ardsley, NY: Transnational Publishers 1999).

Dacey and Gallant, A Crime Control and Harassment of the Innocent@ (with Ray Dacey), 25 *Journal of Criminal Justice* 325 (1997).

"Sovereignty, Judicial Assistance and Protection of Human Rights in International Criminal Tribunals," 9 *National Law School Law Review* 20 (1997) (scholarly publication of National Law School of India University).

"Securing the Presence of Defendants in the International Tribunal for Serious Violations of International Humanitarian Law in the Former Yugoslavia: Breaking with Extradition" 5 *Crim. L.F.* 557 (1994), reprinted in R.S. Clark & M. Sann, eds., *The Prosecution of International Crimes: A Critical Study of the International Tribunal for the Former Yugoslavia* (New Brunswick, NJ: Transaction Publishers, 1996), p. 343.

Issue Editor, Human Rights Issue, *Asia Law Review* (Spring 1995) (journal published by International Jurists Organisation [Asia], based in New Delhi, India).

"American Treaties, International Law: The Biden Condition and Treaty Interpretation," 21 *Arizona State L.J.* 1067 (1989).

"Anti-Utopianism among Arms Controllers," 7 *War & Society*, No. 1, 44 (1989).

International and Comparative Clinical Legal Education and Other Comparative Work

A Learning from Communities: Lessons from India on Clinical Method and Liberal Education,@ in J. Cooper & L. Trubek (eds.), *Educating for Justice Around the World: Legal Education, Legal Practice and the Community* 222 (Aldershot, UK: Ashgate/Dartmouth 1999).

"Implementing Clinical Legal Education: A Checklist for Programme Design" (sole author);
"Designing a Simulation-Based Clinical Course: Trial Advocacy" (with N.R. Madhava Menon);
"Field Placement Programmes" (with Stacy Caplow and Mary Jo Eyster), in N.R. Madhava Menon (ed.), *A Handbook on Clinical Legal Education* (Lucknow, India: Eastern Book Co. 1998). Publication intended for use by South Asian and other British Commonwealth Law Faculty.

"Clinical Legal Education in the Macedonian Context," [1995] *Judicial Review*, Year I, No. 4, p. 111 (in English and Macedonian translation) (publication of Judges Association of the Republic of Macedonia).

"Goals and Methods of Clinical Legal Education," 11 Nepal Law Review, No. 1, p. 25 (1992).

"American Constitutionalism and the Nepalese Situation," 11 Nepal Law Review, No.2, p. 30 (1992).

"Nepal" (with Kunjar M. Sharma and Khagendra D. Gharti-Chhetry), in 11 Blaustein *et al.*, *Constitutions of the Countries of the World* (1992).

"Is Tragedy Possible? A Comment on George Fletcher's 'The Right and the Reasonable,'" 37 American J. of Comparative Law 595 (1989).

Other Scholarly Publications

"No Paradise to Regain: Comments on Russell G. Pearce and Eli Wald, *The Obligation of Lawyers to Heal Civic Culture: Confronting the Ordeal of Incivility in the Practice of Law*, 34 UALR L.Rev. 113 (2011).

"Promoting the Best Interests of Children Whose Parents are Divorcing: The Next Steps for Arkansas," 22 UALR L. Rev. 607 (2000).

"*Ex Post Facto* Judicial Clarification of a Vague Aggravating Circumstance in a Capital Punishment Statute," Death Penalty Symposium, 59 University of Missouri-Kansas City L.Rev. 125 (1990).

"The Sale of a Unique Object in an Open Market," 4 Negotiation Journal 355 (1988).
Correspondence, 5 Negotiation J. 318 (1989).

"Disestablished Religion in Pennsylvania and Kentucky: A Study in Constitutional Interpretation," 8 J. of Legal History 300 (1987).

"A Sidelong Glance at Infamy: Constitutional Interpretation in *Dred Scott*," 12 Oklahoma City U. L. Rev. 795 (1987).

"Language, Ethics and Modes of Constitutional Interpretation," 4 PROTEUS, No. 2, 30 (September 1987).

"Judicial Rulemaking Absent Legislative Review: The Limits of Separation of Powers," 38 Okla. L. Rev. 447 (1985).

"Complex Law for a Simple Community: A Review of Morris S. Arnold, *Unequal Laws Unto a Savage Race: European Legal Traditions in Arkansas, 1686-1836*," 39 Ark. L. Rev. 367 (1985).

Comment, "Private School Desegregation Under Section 1981," 124 U. Pa. L. Rev. 714-54 (1976).

Selected Writings for Limited Audiences:

A Report to the Assembly of States Parties of the International Criminal Court on the First General Assembly of the International Criminal Bar for the International Criminal Court@ (with J. Balint), April 2003.

Rapporteur for Experts Group from International Criminal Bar requested by Registrar of International Criminal Court (1) to provide Answers to Questions on Legal Assistance in the ICC, September 2003; (2) to provide Proposed Legal Assistance System for Indigent Defence Cases in the International Criminal Court.

A Report to the United Nations Preparatory Commission for the International Criminal Court on the Montreal Conference on the Creation of the International Criminal Bar,@ July 2003.

Task Force Chair presenting early drafts of proposed Constitution of the International Criminal Bar, December 2001-June 2002.

Report of the Bulgarian Human Rights Dialogue, held February 1993 at United World College of the Adriatic, Duino, Italy (participant distribution only).

Bar Journal and Newspaper Pieces

A Restoring Iraq, Atlantic Alliance,@ Arkansas Democrat-Gazette, March 31, 2003, p. 13.

"Ethical Issues for Lawyer-Mediators," 38 The Advocate, No. 8, p. 10 (August 1995) (publication of Idaho State Bar).

"Health Care and the Minimum Wage," Christian Science Monitor, November 7, 1988, p. 14.

"The Double Zero [Arms Control Proposal]," Christian Science Monitor, May 4, 1987, p.21.

"Why Reagan should stick to his 'Childlike' Nuclear Plan," Christian Science Monitor, December 15, 1986, p.18.

LECTURES AND SEMINARS

"Jurisdiction and Legality in Criminal Law," South Central Law School Association faculty exchange presentation, Texas A&M University Law School, Fort Worth, TX, January 24, 2014.

"The ICC's Advisory Committee on Legal Texts and its Representative of Counsel," 11th Seminar of Counsel sponsored by the Registry of the International Criminal Court, Hague University, Netherlands, October 21, 2013.

"Criminal Law and Private International Law," on panel, Beyond the Private, at *Comparative Conflict of Laws*, 2013 American Society of Comparative Law Annual Meeting, at University of Arkansas at Little Rock Bowen School of Law, October 11, 2013.

"*Morrison*, the Presumption against Extraterritorial Effect of Statutes, and Certainty in U.S. Criminal Law," presented at conference on *Morrison v. National Australia Bank* (USSCt., 2010) and the Future of Securities Regulation, at Pacific McGeorge Law School, March 1, 2013.

"Jurisdiction over Transnational Corporate Crime," ABA/National Bar Council (France) Joint Program on Corporate Criminal Responsibility in Conflict Zones, Paris, France, March 21, 2013.

"Transnational Criminal Jurisdiction," Conference on the Future of Transnational/International Criminal Law, Royal Roads University, Victoria, BC, Canada, July 19, 2013.

"Whose Law Must I Obey?" Max Planck Institute for Foreign and Comparative Criminal Law, Freiburg, Germany, March 21, 2012.

"The Place of the Defence in International Criminal Courts," Conference presentation, Assembling the Defence, International Criminal Bar, Geneva, Switzerland, March 29, 2012.

"Legality in International and Comparative Criminal Law," Leuven Center for Global Governance Studies, K.U. Leuven (formerly Catholic University), Leuven, Belgium, March 9, 2012, and International Association for Comparative and Conflict of Laws, University of Vienna, Austria April 16, 2012.

"Should the International Criminal Court be the Sole Organ of International Criminal Justice?"

Conference presentation: Criminal Justice in Africa: Between the Global and the Local, Max Planck Institute, Freiburg, April 21, 2012.

“Comments on Defense Function at the Special Court for Sierra Leone,” Conference Presentation: Legacy of the Special Court for Sierra Leone, University of Pittsburgh School of Law, April 21 (via Skype).

Roundtable on Jurisdiction in Criminal Law, University of Uppsala, Sweden, May 24, 2012.

“Jurisdiction and Legality,” Max Planck Institute for Foreign and Comparative Criminal Law, Freiburg, June 20, 2012.

“Can We Really Punish *That?* The Long Arm of U.S. Criminal Jurisdiction,” Continuing Legal Education Presentation, UALR Bowen School of Law, September 7, 2012.

“The Need for a Bar at the International Criminal Court,” Conference on the Defence in International Criminal Law celebrating 200 years of the Ghent Bar, Ghent, Belgium, November 23, 2012.

“Three Challenges for International Adjudication,” at Panel on Resurgence of the International Court of Justice, American Bar Association Annual Meeting, Program of Section of International Law, Chicago, August 2, 2009.

Panelist on Promoting Reform Abroad: Curriculum and Education Reform, Association of American Law Schools Committee on International Cooperation Program, AALS Annual Meeting, January 120, 2009, San Diego, CA

“Individuals, International Organizations, and Customary International Law-Making: Criminal and Human Rights Law,” presented April 4, 2008 at Conference on the Individual and Customary International Law Formation, Indiana University—Bloomington School of Law, Bloomington, IN

Panel on Ethics in Mediation, Arkansas Conflict Resolution Summit, May 9, 2008, Little Rock, AR

“Legality, Security Council Referrals, and Jurisdiction to Prescribe in the International Criminal Court,” International Criminal Court Office of the Prosecutor Seminar Series, May 12, 2008, The Hague, Netherlands

“International Organizations, States, Individuals and International Legal Personality,”
International Jurists Organization, 21st Anniversary Meeting, December 12, 2008, India
International Center Annexe, New Delhi, India

“The Principle of Legality in International Criminal Law,” Indian Society for International Law,
December 26, 2008, New Delhi, India

A Role of the ICC Advisory Committee on Legal Texts, @ Presentation to members of the List of
Counsel at the International Criminal Court and the Governing Council for the International
Criminal Bar, the Hague, Netherlands, 25&26 November 2006.

A Jurisdiction to Prescribe in International Criminal Courts, @ invited lecture to members of the
Office of the Prosecutor, International Criminal Court, the Hague, Netherlands, 1 June 2006.

A Why Nations Join the International Criminal Court and Why They Don't, @ at The
International Criminal Court: Progress and Prospects, Colloquium at Florida International
University, Miami, February 15, 2006.

Debate: AI's International Criminal Justice the Answer to Genocide? @ with Mark Drumbl and
Felecia Epps, UALR Bowen School of Law, Little Rock, AR, February 21, 2005.

A The International Criminal Court and the United States, University of Central Arkansas Forum
on the 60th Anniversary of the United Nations, Conway, AR, October 21, 2005.

A The International Criminal Court in the Asian Context, @ International Jurists Organization
(Asia) Conference, New Delhi, December 16, 2005.

A International Criminal Law and International Criminal Tribunals, @ Lecture/Discussion with
faculty and students of National Law School of India, Bangalore, India, December 8, 2005;
Indian Law College, Pune, India, December 22, 2005; Balaji Law College, Pune, December 22,
2005; Symbiosis Society Law College, Pune, December 23, 2005 (Pune lectures funded by grant
from U.S. Department of State, Public Affairs Section of Embassy); Kathmandu School of Law,
December 28, 2005.

A Legal Ethics and the Independence of the Bar in International Courts @ (with E. Groulx),
International Society for the Reform of Criminal Law Conference, August, 2004, Montreal,
Canada.

ADefences and the Defence in the Emerging World of International Criminal Courts,@ International Society for the Reform of Criminal Law Conference, August 25, 2003, Hague, Netherlands.

AThe Institutional Role of Counsel in Shaping Rules of Evidence for the International Criminal Court: An Unfinished Job,@ International Criminal Courts: Practice, Procedure and Problems Relating to Evidence (British Institute of International and Comparative Law), November 6, 2002, London (paper distributed in my absence).

AInternational Criminal Defense for the ICC, Chapter 2," Panel on International Criminal Court, International Law Weekend (International Law Association [American Branch] and NY City Bar Association), October 26, 2002, New York.

APresentation of Draft Constitution for the International Criminal Bar,@ Conference on the Creation of an International Criminal Bar for the International Criminal Court, June 14, 2002, Montreal, Canada.

AThe Role of Counsel in the International Criminal Court: The Background of Rule 20 of the Rules of Procedure and Evidence,@ Steering Committee Meeting on Preparations for an International Criminal Bar for the International Criminal Court, May 28, 2002, Peace Palace, the Hague, Netherlands.

ADefense Before the ICC: the role of the defense according to the Statute, and ideas about the proposed ICC Bar,@ International Conference on the International Criminal Court: Some Debates and Suggestions, The Arab Center for the Independence of the Judiciary and the Legal Profession and the International Human Rights Institute, De Paul University, May 10, 2002, Cairo, Egypt.

AOrganization of Bars in Common Law Countries,@ Workshop on Structure, Organization and Functioning of an International Criminal Bar, at Conference on Creation of an International Criminal Bar for the International Criminal Court, December 6, 2001, Paris, France.

ADefense issues in preparing for a permanent International Criminal Court,@ Panel on ICC, International Law Weekend (International Law Association [American Branch] and NY City Bar Association), October 27, 2001, New York.

AProtection of the Rights of the Defence in the Agreement on Privileges and Immunities of the International Criminal Court,@ Conference on the Position of the Defence at the International

Criminal Court and the Role of the Netherlands as the Host-State, November 3, 2000, the Hague, the Netherlands.

AThe Rome Statute of the International Criminal Court,@ Asian-African Legal Consultative Committee (inter-governmental organization), New Delhi, India, December 29, 1999.

ATrain the Trainers for Justice Education,@ Global Alliance for Justice Education Post-Conference Workshop, Trivandrum, India, December 12-17, 1999 (co-organizer and presenter with M. Lebrun, N. Gold, et al.).

AIndividual Human Rights in the ICC Statute,@ Conference for Young Penalists, International Institute for Higher Studies in the Criminal Sciences (ISISC), Siracusa, Italy, September, 1998.

ALearning from Communities: Lessons from India for Legal Education,@ Conceptual Paradigms in Clinical Legal Education, Fourth International Clinical Conference, Lake Arrowhead, CA, October 25, 1997.

Workshop, "Conflict Resolution and the Rule of Law," (facilitated with M. Lagenaur & T. Mali), Council for Understanding and National Unity of Afghanistan, Peshawar, N.W.F.P., Pakistan, March 7 & 9, 1996.

"Mediation as an Alternative to Litigation in India," Madras Bar Association/USIS, Madras, February 12, 1996; repeated Andhra Pradesh Judicial Academy, Secunderabad, A.P., February 13, 1996; Human Rights Society of Pakistan, Islamabad Chapter, Rawalpindi, March 6, 1996; presented as workshop to Federal Judicial Academy of Pakistan, Islamabad, March 5, 1996.

"Clinical Legal Education and Practical Skills Training," Punjab University Law Faculty, Lahore, March 4, 1996.

"Reconciling Human Rights with Law Enforcement," Panel Member (with M. Hartmann, and S.M. Hanif), American Center, Lahore, March 3, 1996.

"Judicial Assistance in International Criminal Courts," Indian Law Institute, New Delhi, February 27, 1996; repeated to International Law Association, Chandigarh Branch, February 28, 1996.

"Crime Control and Harassment of the Innocent," (written with R. Dacey), XXIV Criminological Congress of the Indian Society of Criminology, Bangalore, February 10, 1996.

Workshop on Client Interviewing and Negotiation for Legal Aid Workers, Institute for Legal Research and Resources (NGO), Kathmandu (with M. Lagenaur & Y. Sangroula), January 30-February 2, 1996.

"The Relationship between the International Court of Justice and International Criminal Courts," Seminar on the 50th Anniversary of the International Court of Justice, sponsored by ICJ, International Jurists Organization (Asia) and Asia-Africa Legal Consultative Committee, New Delhi, January 25, 1996.

"Human Rights and the Role of the Judiciary," Political Science Association of Nepal, Kathmandu, January 29, 1996.

"Separation of Powers and Protection of Human Rights," Nepal Law Society, Kathmandu, January 29, 1996.

Human Rights Workshop for Police Officers, Calcutta Police Department, Calcutta, January 20, 1996; West Bengal Police Training Academy, Barrackpur, West Bengal, January 22, 1996.

"Conflict Resolution in Modern Politics," History Department (Peace Studies Group), University of Calcutta, January 19, 1996.

Faculty of South Asia Clinical Legal Education Workshop, Refresher Course for Law Faculty sponsored by University Grants Commission of India and National Law School of India University, Bangalore, Karnataka, November 13-December 2, 1995.

"Improving Client Service with Non-Litigation Solutions," Madras Bar Association, High Court, Madras, Tamil Nadu, India, October 26, 1995.

"Human Rights in a Proposed International Criminal Court," International Jurists Organisation (Asia) Conference on Crime and Justice, Lucknow, Uttar Pradesh, India, September 16, 1995; and Continuing Legal Education Workshop on Human Rights Law and Practice, Bangalore, Karnataka, October 18, 1995.

"Human Rights Training for Constables," Karnataka Police Training Academy, Channapatna, Karnataka, India, July 27, 1995.

"Human Rights and Judicial Assistance in International Criminal Courts," International Experts Conference on International Criminal Justice: Historic and Contemporary Perspectives, International Institute of Higher Studies in Criminal Sciences, Siracusa, Italy, December 6, 1994.

"Clinical Legal Education in a Post-Communist Civil Law System," presentations for faculty, students, judges and lawyers at University "Sts. Kyril and Methodij," Skopje, Macedonia; and the following institutions in Croatia: University of Zagreb; University of Rijeka; University of Split; University "J.J. Strossmeyer," Osijek; November/December, 1994.

"How to Avoid Fistfights at Meetings (Nominal Group Process)," Washington State University--University of Idaho Student Affairs Colloquium, Pullman, WA, March 8, 1994 (with M. Lagenaur); repeated NW College Personnel Association Annual Meeting, Newport, OR, October 24, 1994.

"Ethical Issues in Mediation," Mediation during Settlement Week Training Program, Seventh Judicial District of Idaho, Blackfoot, ID, December 1, 1993.

"The Student and the Client: Understanding the Relationship," Third International Conference on Lawyers and Lawyering, Lake Windermere, England, July 1993.

"Clinical Legal Education Goes to Indian Country," Panel Discussion (with D. Colson, A. Dwelle & R. Liston-Wakefield), Mid-Continent AALS Conference, Sun Valley, ID, July 8, 1992.

"A Model for Training Student Mediators," Third Annual Conference on Campus Mediation Programs (presented with M.Lagenaur), Eugene, OR, May 8, 1992.

"Training for National Poll Watchers," SEARCH seminar, (presented with D. Tamang and M. Lagenaur), Kathmandu, Nepal, May 1991.

"Student-to-Student Mediation Training Workshop," University of Idaho (presented with M. Lagenaur and C. Carlson), Moscow, ID, October 16-17, 1990.

"Title IX Proposal Development," Panel Discussion, Title IX Law School Clinical Experience Program National Evaluation Conference, Des Moines, IA, September 28, 1990.

"Training for Court Ordered Mediation," Idaho State Bar Annual Meeting Continuing Legal Education Program (presented with P. Young and E. Litteneker), Sun Valley, ID, July 12, 1990.

"Special Education Mediation Workshop," Idaho Department of Education, Division of Special Education (presented with M. Schreck), Moscow, ID, July 5-6, 1990.

Debate on Senate Resolution 167 (the Byrd-Nunn "Three Principles"), and the "Byrd-Biden" INF Condition, Program of the ABA Standing Committee on Law and National Security on Separation of Powers and the Debate about Treaty Interpretation Under the Constitution, Washington, DC, March 16, 1990.

"Mediation during Settlement Week," Training Program for Lawyers and Judges, Seventh Judicial District of Idaho, Blackfoot, ID, December 2, 1992; November 16, 1989; Lewiston, ID, May 1, 1989 (with S. Gould & E. Litteneker); Blackfoot, ID, October 7, 1988 (with Gould & Litteneker).

"Freedom of Information Act Requests on the Palouse," Panel Discussion, Unitarian Church, Moscow, ID, October 8, 1989.

"Dispute Resolution for Educators," Update on School Law, University of Idaho Joint College of Education/ College of Law Program (presented with N. Franklin), Moscow, ID, June 27, 1989.

"Decriminalizing Drugs: Does it Make Sense?" Panel Moderator, Borah Symposium "Cocaine and Conflict: Narco-Politics in the Americas," afternoon session, University of Idaho College of Law, Moscow, ID, March 28, 1989.

"Morality and Ambiguity in Civil Liberties Thinking," Moscow/Latah ACLU Distinguished Lecture, Moscow, ID, February 28, 1989.

"Health Care and the Minimum Wage," talk show discussion, WCIT Radio, Lima, OH, December 16, 1988, 10:30 am segment.

"Negotiation and Alternative Dispute Resolution," Panel Member, Idaho State Bar Annual Meeting, Sun Valley, ID, July 15, 1988.

"Introduction to Negotiation and Mediation," Dispute Resolution Workshop: A Program for Educators, University of Idaho College of Education, Moscow, ID, February 26, 1988.

"Anti-Utopianism Among Arms Controllers," Nuclear War and Peace Education Conference, George Mason University, Fairfax, VA, October 31, 1987.

"Herd Districts and Livestock Law," North Idaho Cattlemen's Association, Priest Lake, ID, October 24, 1987 (panel discussion). Repeated for Idaho Cattle Association Annual Convention, Public Affairs Committee, Coeur d'Alene, ID, November 19, 1987.

"Negotiations Under Differing Degrees of Structure," Executive Leadership in Natural Resources Conference, University of Idaho Forestry School, Moscow, ID, April 21, 1987.

"The New Idaho Sentencing Code," Pathways to Justice Conference, Lewis-Clark State College, Lewiston, ID, February 20, 1987.

"Functions and Limits of Criminal Law in Society: The Role of Sentencing," Idaho Trial Judge's Seminar, Boise, ID, January 29, 1987.

"Disestablishment of Religion in Some Early State Constitutions," Association of American Law Schools Annual Meeting, Section on State Constitutional Law, New Orleans, LA, January 5, 1986.

"Hard Prosecutorial Decisions: A Case Study Concerning Obscenity," Oklahoma University Law School Enrichment Program, Norman, OK, January 16, 1986.

MEDIATION AND FACILITATION IN PUBLIC DISPUTES AND HEARINGS

1987-89 Latah County Grazing Dispute--facilitated drafting of new state statute on establishing herd districts (with M. Whiteman)

1992 Valley County Unified Economic Development, McCall, ID--discussions on disposition of state lands bordering lake

1992- Mediator and Hearing Officer for Idaho Department of Education, Special Education Section

1993 Bulgarian Track II Human Rights Dialogue, Duino, Italy (Reporter)

1994 Mideast Track II Water Dialogue, Borah Symposium, University of Idaho, Moscow, ID (Reporter)

1994 Moscow School District #281 Conflict Management Workshop for Faculty, Administrators & Trustees (with J. Hamilton & D. Walker)

BAR MEMBERSHIPS AND PROFESSIONAL ACTIVITIES

2000 Arkansas Bar

1986	Idaho Bar (currently inactive)
1980	District of Columbia Bar (currently inactive)
1977	Pennsylvania Bar (currently inactive)
1979	United States District Court, Eastern District of Pennsylvania
1980	United States Court of Appeals for the Third Circuit
1984	United States Supreme Court
1986	United States Court of Appeals for the Ninth Circuit
1986	United States District Court, District of Idaho
1996	Nez Perce Tribal Court
2004	International Criminal Court (inclusion in List of Counsel)

OTHER MEMBERSHIPS AND ACTIVITIES:

Advisory Committee on Legal Texts, International Criminal Court (Member elected by the List of Counsel in the ICC) (2006-09; re-elected to 2009-12 term).

International Criminal Bar [for the International Criminal Court], Rapporteur for Steering Committee drafting Constitution for ICB, and other work in organizing ICB (2000-03); Governing Council Member (2003- 07 term); Ethics Committee Member (2003-07).

Arkansas Alternative Dispute Resolution Commission (1999-2010).

Member.

During my time as a Member of the Commission we wrote, adopted, and brought into force Ethical Standards for Mediators, most of whom were lawyers. We also adjudicated cases of alleged violations of the Standards.

American Bar Association.

Idaho Legal Aid Services Board of Directors (1988-89).

International Jurists Organization (Asia) Board of Governors (1992-).

Latah County Public Defender Committee, Chair (1989).

OTHER LEGAL SERVICE

International Criminal Court Assembly of States Parties, Official Non-Governmental Organization Representative of International Criminal Defense Attorney=s Association (2002-03) and International Criminal Bar (2003).

United Nations Preparatory Commission for the International Criminal Court, Official Non-Governmental Organization Representative of International Criminal Defense Attorney=s Association (1999-02).

Alternate U.S. member, International Law Association Committee on Extradition and Human Rights (1995-98).

Testimony on mediation of tribal/state tax disputes to Idaho Legislative Council Indian Affairs Committee, Kamiah, ID, June 21, 1989.

Petitions for certiorari to United States Supreme Court for indigent clients in five capital cases, and one brief amicus curiae (1985-); appointed to represent death row inmate in federal district court (1989).

Draft of Post Conviction Relief Act and testimony to Pennsylvania House Judiciary Committee thereon, 1983.

OTHER PUBLIC SERVICE

United Nations World Summit for Social Development, Official Non-Governmental Organization Delegate of International Jurists Organisation (Asia) (1995).

Idaho American Civil Liberties Union Board of Directors (1994-95, 97-99).

United States Department of Education Grant Proposal Evaluator, Law School Clinical Experience Program (1994).

United States Department of Education Grant Proposal Evaluator, Patricia Roberts Harris Graduate and Professional Fellowship Program (1989).

Palouse-Clearwater Environmental Institute, Moscow, ID, Advisory Board (1987-89); Board of Directors (1989-90).

Community High School, Philadelphia, PA, Board of Directors (1982-84); Vice President (1983-84).

Big Brother Program, Philadelphia, PA (1980-84).