

**Michael A. Newton**

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Professor of the Practice of Law, Vanderbilt University Law School –

<http://law.vanderbilt.edu/newton>

Director, Vanderbilt in Venice Academic Program --

<http://law.vanderbilt.edu/academics/vanderbilt-in-venice/index.aspx>

Current Courses: International Criminal Law & International Law Practice Lab, for information see

<http://www.law.vanderbilt.edu/academics/academic-programs/international-legal-studies/international-law-practice-lab/index.aspx>

Other Expertise: Comparative Counterterrorism, International Humanitarian Law, Foreign Relations Law, National Security Law, Criminal Law, Human Rights Law, Current Top Secret Clearance

**Previous Academic Positions:**

*Associate Professor, U.S. Military Academy Department of Law, West Point, N.Y.*

2002-2005      Taught: International Law, Law of Armed Conflict, Constitutional Law

Professor of International and Operational Law, *International and Operational Law Department, Judge Advocate General's School, Charlottesville, VA* → 1996-1999

Taught: International Law, Operational Law Seminar, Senior Officer Legal Orientation, Law of War Workshop, & Intelligence Law Seminar

**Education:**

LL.M., The University of Virginia School of Law, Charlottesville, Virginia (2001)

LL.M., The Judge Advocate General's School, Charlottesville, Virginia (1996)

J.D., The University of Virginia School of Law, Charlottesville, Virginia (1990)

B.S., United States Military Academy, West Point, New York (1984)

**Professional Memberships:**

Elected Member, International Institute of Humanitarian Law, San Remo, Italy

American Society of International Law (Elected to Executive Council, 2011); International Association of Penal Law [AIDP]; Virginia Bar; International Bar Association

**Notable Professional Accomplishments:**

International Advisor on Domestic Incorporation of the Rome Statute for the Government of Uganda – 2008-2010

Member, Expert's Panel on the Future of American Policy Towards the International Criminal Court, American Society of International Law, <http://www.asil.org/icc-task-force.cfm> – 2008 – 2009

Expert Advisor: Council on Foreign Relations Reports on ICC Related Projects – 2010 & 2011

Expert advisor to the Genocide Prevention Task Force, United States Holocaust Memorial Museum, American Academy of Diplomacy, and United States Institute of Peace – 2008

This Report led, *inter alia*, to the Conference on Instability Indicators and Genocide Prevention held at Vanderbilt Law School, March 2010 as well as the International Symposium on Preventing Genocide and Mass Atrocities held at the Shoah Memorial in November 2010 [my discussion paper provided the basis for the experts' discussions following the public conference -

[http://www.usmmm.org/genocide/analysis/details/2010-11-15/Paris%20Meeting%20Newton%20Paper\\_No%20Logos%20010610.pdf](http://www.usmmm.org/genocide/analysis/details/2010-11-15/Paris%20Meeting%20Newton%20Paper_No%20Logos%20010610.pdf)

Expert advisor: Drafting committee for a comprehensive crimes against humanity convention  
 Served as International Law Advisor to the Judicial Chambers of the Iraqi High Criminal Court 2006 & 2007 [extensive advice related to Dujail, Anfal and 1991 cases, and discrete issues from other cases]  
 One of the two U.S. delegates who successfully negotiated the Elements of Crimes Document for the International Criminal Court – 1999 – 2001  
 Assisted in Drafting and Implementation of the Statute for the Iraq Special Tribunal, 2003 -4  
 International Legal Advisor to the Iraqi High Tribunal – 2006-2008 (Trained the judges and investigators both in Baghdad and in other locations, negotiated the Rules of Procedure during two sessions in the United Kingdom and two in Baghdad, active on the Tribunal academic consortium]  
 Chairman, Tribunals Subcommittee, International and National Security Law Practice Group, Federalist Society 2003-05  
 U.S. representative on the U.N. Planning Mission for the Sierra Leone Special Court – 2002 (Member of the Special Court Academic Consortium 2003-04)  
 Coordinated U.S. support for the current *ad hoc* International Tribunals – 1999-2002  
 Coordinated U.S. Government Support to the Milosevic Case (to include responsibility for planning and accompanying the FBI forensics deployments into Kosovo – 1999)  
 Handled more than 500 cases as a Military prosecutor – 1991-1995  
 Operational Lawyer in Northern Iraq – 1991 [deployed on Operation Provide Comfort to aid Kurds]

**Notable Educational Achievements:**

Designed and implemented one of the most innovative experiential and substantive courses in modern American legal education – <http://law.vanderbilt.edu/academics/academic-programs/international-legal-studies/international-law-practice-lab/index.aspx>  
 Active in support of the Kosovar Albanian delegation in sovereignty negotiations in Vienna  
 Led international criminal law aspects of the Judicial Training Institute for senior Iraqi jurists in Baghdad – Dec. 2003 [presently active in an advisory role to the Iraqi High Tribunal]  
 Wrote, coordinated and led the Law of Armed Conflict Competition for Military Academies, International Institute of Humanitarian Law, San Remo, Italy – 2003, 2004, 2005.  
 Senior Member of the Defense Institute for International Legal Studies team teaching Iraqi jurists and drafting a constitution for a free Iraq – Nov. 2000  
 Led the first Rule of Law Symposium for Kosovar judges – June 1999 [later provided legal and technical expertise in developing the Transitional Justice mechanisms in Kosovo]  
 Planned and executed the Human Rights and Rule of Engagement Training for all Multinational Forces and International Police Officers entering Haiti in support of coalition forces – 1993  
 Designed and implemented training for Special Forces counterdrug operations - 1992

**Prior Professional Experience:**

- \* Senior Advisor to the United States Ambassador-at-Large for War Crimes Issues, Office of War Crimes Issues, U.S. Department of State (2001-2002)
- \* Special Advisor to the United States Ambassador-at-Large for War Crimes Issues, Office of War Crimes Issues, U.S. Department of State (1999-2000)
- \* Professor of International Law, International and Operational Law Department, The Judge Advocate General's School (1996-1999)
- \* Brigade Judge Advocate, 194th Armored Brigade (Separate)(1993-1995)  
 Administrative Law Attorney, U.S. Army Special Forces Command (Airborne), Fort Bragg, N.C. (1992-1993)
- \* Group Judge Advocate, 7th Special Forces Group (Airborne), Fort Bragg, N.C. (1992)
- \* Chief Operational Law, U.S. Army Special Forces Command (Airborne), Fort Bragg, N.C. (1991-1992)

\* Company Executive Officer, Battalion Support Platoon Leader, and Armor Platoon Leader, 4th Battalion, 68th Armor, Fort Carson, Colorado (1984-1987)

**Publications:**

*Books & Book Chapters*

Senior Editor, TERRORISM: INTERNATIONAL CASE LAW REPORTER, Oxford University Press (2007, 2008, 2009, & 2010)[currently developing the framework for the Oxford online Terrorism series]

*Terrorism and Crimes against Humanity* [co-authored with Michael P. Scharf], in CRIMES AGAINST HUMANITY AND INTERNATIONAL LAW 262 (Leila Sadat, ed., 2011)

*The Quest for Constructive Complementarity*, in THE ICC AND COMPLEMENTARITY: FROM THEORY TO PRACTICE 304 (Cambridge University Press 2011)

*Why Criminal Culpability Should Follow the Critical Path: Reframing the Theory of Effective Control*, 40 NETHERLANDS YEARBOOK OF INTERNATIONAL LAW 3 (2010)

ENEMY OF THE STATE: THE TRIAL AND EXECUTION OF SADDAM HUSSEIN [co-authored with Professor Michael Scharf] 2008, St. Martin's Press – see <http://www.enemyofthestatebook.com> [Book of the Year, American Branch of International Association of Penal Law]

*Power not Process – The New Frontiers of Internationalized Justice*, in PROCEEDINGS OF THE SECOND INTERNATIONAL HUMANITARIAN LAW DIALOGS, AUGUST 25-26, 2008, CHAUTAUQUA INSTITUTION, 40 *Studies in Transnational Legal Policy* 171 (2009)

*Implementing International Law: A Qualified Defense of the Al Dujail Trial*, in 9 YEARBOOK OF INTERNATIONAL HUMANITARIAN LAW 2006, 117 (T. McCormack & Avril McDonald, eds. 2008)

*Echoes of Nuremberg*, in PROCEEDINGS OF THE FIRST INTERNATIONAL HUMANITARIAN LAW DIALOGS, AUGUST 29, 2007, CHAUTAUQUA INSTITUTION, 101 (April 2008)

*Legal Authorities for the Creation of the Iraqi High Tribunal*, in SADDAM ON TRIAL – UNDERSTANDING AND DEBATING THE IRAQI HIGH TRIBUNAL (MICHAEL P. SCHARF & GREGORY S. MCNEAL, eds., 2006)[the book also contains nine of my shorter essays on discrete legal issues]

*The Iraqi Special Tribunal: A Human Rights & Rule of Law Synergy*, in TESTING THE BOUNDARIES OF INTERNATIONAL HUMANITARIAN LAW 243 (Susan C Breau and Agnieszka Jachec-Neale, eds. 2006)

*Unlawful Belligerency After September 11: History Revisited and Law Revised*, in NEW WARS, NEW LAWS? APPLYING THE LAWS OF WAR TO 21<sup>ST</sup> CENTURY CONFLICTS 75 (David Wippman and Matthew Evangelista, eds., 2005)

*The Military Lawyer: Nuisance or Necessity?*, in STRENGTHENING MEASURES FOR THE RESPECT AND IMPLEMENTATION OF INTERNATIONAL HUMANITARIAN LAW, International Institute of Humanitarian Law and the International Committee of the Red Cross (2005)

*Humanitarian Protection in Future Wars*, in 8 INTERNATIONAL PEACEKEEPING: THE YEARBOOK OF INTERNATIONAL PEACE OPERATIONS 349 (2004)

*International Criminal Law Aspects of the War Against Terrorism*, in INTERNATIONAL LAW AND THE WAR ON TERROR, 79 U.S. NAVAL WAR COLLEGE INTERNATIONAL LAW STUDIES 323 (2003)

Editor, OPERATIONAL LAW HANDBOOK (1998)[used in military legal branches around the world]

Editor, CASES AND MATERIALS ON INTELLIGENCE LAW (3d ed. 1998)

Editor, CASES AND MATERIALS ON INTELLIGENCE LAW (2d ed. 1997)

INTERNATIONAL LAW DESKBOOK, 1997-1998

### *Articles & Shorter Pieces*

*Evolving Equality: The Development of the International Defense Bar*, 47 STAN. J. INT'L L. 379 (2011), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1701808](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1701808) [2011 Article of the Year, American Branch of International Association of Penal Law]

*South Sudan's Gathering Storm*, PROJECT SYNDICATE OP-ED PAGE, available at <http://www.project-syndicate.org/commentary/bradshaw1/English>, June 6, 2011 (co-authored with Enough Executive Director John Bradshaw) (translated into nine languages and subsequently published in Business Day (Lagos, Nigeria), China Daily (Beijing), Daily News Egypt, Macau Daily, The Scotsman & Turkish Weekly, among other print and online outlets)

*Flying Into the Future: Drone Warfare and the Changing Face of Humanitarian Law*, 39 DENV. J. INT'L LAW AND POL'Y 101 (2011) [Keynote Address to the 2010 Sutton Colloquium]

*Illustrating Illegitimate Lawfare*, 43 CASE WESTERN RESERVE J. INT'L L. 255 (2011), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1698322](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1698322)

*Reconsidering Reprisals*, 21 DUKE J. COMP. & INT'L L. 361 (2010), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1622805](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1622805)

*The Complementarity Conundrum: Are We Watching Evolution or Evisceration?*, 8 SANTA CLARA INT'L L. REV. 115 (2010)

*The Iraqi Special Tribunal*, Max Planck Encyclopedia of Public International Law (2010)

*Evolving U.S. Efforts to Support Domestic Accountability*, American Society of International Law Discussion Paper, November 2010, [http://asil.org/pdfs/2010\\_beyond\\_kampala.pdf](http://asil.org/pdfs/2010_beyond_kampala.pdf)

*The Chameleon Court: The Changing Face of the ICC*, 27 LAW IN CONTEXT 5 (No. 1, 2009)

*Exceptional Engagement: Protocol I and a World United Against Terror*, 42 TEX. INT'L L. J. 323 (2009), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1524301](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1524301)

*Some Observations on the Future of U.S. Military Commissions* – 42 CASE WESTERN RESERVE J. INT’L L. 151 (2009), available at <http://www.case.edu/orgs/jil/afterguan.html>

*Send More Troops or U.S. Loses War*, NASHVILLE TENNESSEAN OP-ED PAGE, A12, Sept. 23, 2009

*Enemy Combatant Cases*, OXFORD GUIDE TO SUPREME COURT DECISIONS (2d. ed. 2009)

*U.S. Resolve has put Terrorists on the Run*, NASHVILLE TENNESSEAN OP-ED PAGE, Sept. 11, 2008

*Case Commentary: Munaf, Bigger than Boumediene?*, 30 AMERICAN BAR ASSOCIATION NATIONAL SECURITY LAW 10 (June 2008)

*We Never Had Enough Troops to do the Job*, NASHVILLE TENNESSEAN OP-ED PAGE, Feb. 16, 2008

*The Anfal Genocide: Personal Reflections and Legal Residue*, 40 VAND. J. TRANSNAT’L L. 1521 (2007)

*Introductory Note to Extraordinary Chambers in the Courts of Cambodia Provisional Detention Order Against Kaing Guek Eav*, 46 I.L.M. 911 (2007)

MODERN MILITARY NECESSITY: THE ROLE & RELEVANCE OF MILITARY LAWYERS, 12 ROGER WILLIAMS UNIVERSITY L. REV. 869 (2007)

*A Near Term Retrospective on the Al-Dujail Trial & The Death of Saddam Hussein*, 17 TRANS’L L. & CONTEMP. PROBS. 101 (Winter 2008)

*Public Committee Against Torture in Israel v. Government of Israel: U.S. Military Commissions Through the Lens of the Supreme Court of Israel*, 8 ENGAGE: THE JOURNAL OF THE FEDERALIST SOCIETY’S PRACTICE GROUPS NO. 4, 112 (OCTOBER 2007)

*U.S. Troops Do Their Duty*, WASHINGTON TIMES OP-ED PAGE, May 3, 2007

*American Society of International Law INSIGHT, The Iraqi High Tribunal’s Dujail Trial Opinion, December 16, 2006, Vol. 10, Issue 34, available at <http://www.asil.org/insights/2006/12/insights061218.html>*

Concurring opinion for the International Citizen’s Tribunal for Sudan, November 2006

*Inside Look at the Anfal Trial*, NASHVILLE BAR JOURNAL, 8, September 2006

*The Iraqi High Criminal Court: Controversy and Contributions*, 88 INT. REV. OF THE RED CROSS 399, No. 862, (June 2006)

*War by Proxy: Legal and Moral Duties of ‘Other Actors’ Derived from Government Affiliation*, 37 CASE W. RES. J. INT’L L. 249, No. 2 & 3, 2006

*U.S. should support effort against Sudan war crimes*, DENVER POST OP-ED, November 11, 2005

*The Iraqi Special Tribunal: A Human Rights Perspective*, 38 CORNELL INT. L. J. 863 (2005)

*Iraq's New Court Finds Itself on Trial*, NEW YORK TIMES OP-ED PAGE, Nov. 24, 2004

*The Iraqi Special Tribunal: Securing Sovereignty From the Ground Up*, 5 ENGAGE: THE JOURNAL OF THE FEDERALIST SOCIETY'S PRACTICE GROUPS NO. 2, 98 (NOVEMBER 2004)

*I Am an American Soldier: Reflections on Abu Ghraib*, 45 ANTHROPOLOGY NEWS No.6, at 17 (September 2004)

*Harmony or Hegemony? The American Military Role in the Pursuit of Justice*, 19 CONN. J. INT'L LAW, 231 (2004)

*Legal Obligations and Training of Special Operations Forces*, Project on the Means of Intervention, III Workshop Papers 40, The Carr Center for Human Rights Policy, John F. Kennedy School of Government (2004)

*Guantanamo: Apply Detainee Precedent*, National Law Journal 34, Dec. 8, 2003 (with David A. Wallace)

"A View From the Trenches": *The Military Role in the Pursuit of Justice*, 35 C. WES. RES. J. INT'L L. 287 (2003)

*Milosevic, Killing Fields, and "Kangaroo Courts": Symposium on an Emerging International Criminal Justice System -- Should the United States Join the International Criminal Court*, 9 U.C. DAVIS J. OF INT'L LAW & POL'Y 35 (2002)

*The Bush Administration View of Accountability for International Crimes*, 36 NEW ENG. L. REV. 891 (Summer 2002)

*Comparative Complementarity: Domestic Jurisdiction Consistent with the Rome Statute of the International Criminal Court*, 167 MIL. L. REV. 20 (Mar. 2001)[Recipient, ABA Military Writing Award – 2002]

*Ambassadors for Freedom*, 4 J. NAT'L SECURITY L. 167, (Dec. 2000)(co-authored with Ambassador David J. Scheffer)

40TH ANNIVERSARY CONFERENCE PANEL: *The International Criminal Court Preparatory Commission: The Way It Is & The Way Ahead*, 41 VA. J. INT'L L. 20 (Fall 2000)

*United Nations Convention on the Safety of United Nations (UN) and Associated Personnel Enters Into Force* (ARMY LAW., February, 1999)

*So Judge, How Do I Get That FISA Warrant?": The Policy and Procedure for Conducting Electronic Surveillance* (ARMY LAW., October, 1997)(with Louis A Chiarella)

*Continuum Crimes: Military Jurisdiction over Foreign Nationals Who Commit International Crimes*, 153 MIL. L. REV. 1 (1996)

### Book Reviews

*An Introduction to the Law of International Criminal Tribunals: A Comparative Study*, 18 JOURNAL OF INTERNATIONAL LAW OF PEACE AND ARMED CONFLICT 230 (No. 3, 2005)

*Military Justice in America: The U.S. Court of Appeals for the Armed Forces, 1775-1980*, THE AMERICAN HISTORICAL REVIEW, publication pending October 2005

*Justice at Dachau*, ASSEMBLY 14 (Sept. - Oct. 2003)

*The Ethics of War & Peace: An Introduction to Legal and Moral Issues*, 151 MIL. L. REV. 258, (Winter 1996)

**Recent Presentations:**

*Community Based Justice Mechanisms and the Real "Interests of Justice"*, Nashville Workshop on Jus-Post Bellum and Transitional Justice, August 23, 2011

*Terrorism and the Constraints of International Criminal Law*, International Law Institute - African Centre for Legal Excellence (ILI-ACLE) & The Open Society Initiative for East Africa (OSIEA), 4th Annual Roundtable on International Criminal Law in Africa, Nairobi, Kenya June 30, 2011

*National Security Law Seminar*, University of Virginia Law School, Law of Piracy & Prosecuting War Crimes & Crimes Against Humanity, June 9, 2011

*Terrorists on Trial: Performative Perspectives of Terrorism Trials*, keynote lecture, Netherlands Institute for Advanced Study in the Humanities and Social Sciences (NIAS) in cooperation with the International Centre for Counterterrorism, The Hague, May 26, 2011

*Legal Reaction to Irregular Renditions*, International Bar Association, Mid-Year Meeting, Warsaw Poland, May 25, 2011

*A Synthesis of Community Based Justice and Complementarity: Applying Article 53 in Afghanistan & Beyond*, Leiden University, Launch Conference, Assessing the Impact of the International Criminal Court, Leiden University – Campus, the Hague, May 6, 2011

*Justice Under Construction: Contemporary Initiatives and the Future of Efforts to Form and Reform Justice Systems*, UC Berkeley Boalt Hall School of Law, Berkeley, CA, March 31, 2011  
[http://www.boalt.org/bjil/symp\\_upcoming.php](http://www.boalt.org/bjil/symp_upcoming.php)

*Annual Benjamin Ferencz Session: Integrating the Crime of Aggression into International Criminal Law and Public International Law*, American Society of International Law 105<sup>th</sup> Annual Meeting, Washington DC, March 24, 2011

*Of Law & Legitimacy: Developing Dynamics of 21<sup>st</sup> Century Conflicts*, Keynote Address, Symposium on "The Laws of War: International Conflict and the Global War on Terror", Loyola University Chicago School of Law School, February 25, 2011,

Keynote Address to the Middle Atlantic Round of the Jessup Super-Regional Moot court competition, Washington, D.C., February 19, 2011

*Divided Loyalties: Professional Standards and Military Duty*, Case Western Reserve University School of Law, Cleveland, OH, February 11, 2011

- Next Steps for the International Criminal Court*, Panel Presentation at the Tillar House, American Society of International Law, Washington, DC. November 30<sup>th</sup> 2010, See: [http://www.asil.org/activities\\_calendar.cfm?action=detail&rec=161](http://www.asil.org/activities_calendar.cfm?action=detail&rec=161)
- Prospects & Policy for Developing an Integrated Atrocity Prevention Network*, International Conference Sponsored by the Memorial de La Shoah and the U.S. Holocaust Memorial Museum, Paris, France, November 15-16, 2010 See: <http://law.vanderbilt.edu/article-search/article-detail/index.aspx?nid=368>
- Modern conflicts, robotic weapons and their implications for International Humanitarian Law*, Sturm College of Law, University of Denver, November 6, 2010
- International and National Legal Dimensions of Mass Atrocity Prevention*, The Auschwitz Institute for Peace and Reconciliation, Oswiecim and Krakow, Poland, September 20-24, 2010
- Lawfare and the Israeli-Palestine Predicament*, Case Western Reserve School of Law, Cleveland, Ohio, September 10, 2010
- A More Just Rule of Law: Marshaling Lawyers to Prevent Mass Atrocities*, ABA Center for Human Rights Annual Meeting, San Francisco, California, August 8, 2010
- Congressional Testimony to the Helsinki Commission hearing entitled No Way Home, No Way to Escape: The Plight of Iraqi Refugees and our Iraqi Allies*, July 22, 2010, transcript available at [http://csce.gov/index.cfm?FuseAction=ContentRecords.ViewTranscript&ContentRecord\\_id=483&ContentType=H,B&ContentRecordType=H&CFID=37094770&CFTOKEN=24659991](http://csce.gov/index.cfm?FuseAction=ContentRecords.ViewTranscript&ContentRecord_id=483&ContentType=H,B&ContentRecordType=H&CFID=37094770&CFTOKEN=24659991)
- Terrorism and International Law*, University of Foscari, Venice Italy, conference organized by the European Union Center for Human Rights and Democratization, June 4, 2010
- Terrorism and International Law*, Hague Peace Palace, Conference on Counterterrorism Strategies, Human Rights and International Law: Meeting the Challenges, Grotius Center for International Legal Studies, April 1, 2010
- Alternative Justice Mechanisms, Instability Warning and Genocide Prevention Symposium*, Vanderbilt University Law School, March 19, 2010
- The United States and The ICC: The Way Ahead*, Friends of the ICC Group Convened by the Mission of Finland to the United Nations, New York, March 16, 2010
- Observations on the Future of U.S. Military Commissions*, Conference on “After Guantanamo: The Way Forward”, Frederick K. Cox International Law Center, Case Western Reserve University School of Law, Cleveland, Ohio, September 11, 2009
- The Modern Role of Reprisals (Maybe)*, Duke Law School, War Bound by Law Symposium, January 22, 2010
- Testimony to the UN Fact Finding Commission on the Gaza Conflict*, Geneva, Switzerland, available at <http://www.un.org/webcast/unhrc/archive.asp?go=041> July 7, 2009

*Engaging the Courts in Central and Eastern Europe*, Global Constitutional Justice Project, Utrecht University Law School, June 16, 2009

*The Kurdish Genocide: Personal Reflections and Legal Residue*, Stanford University Law School, April 23, 2009

*The Future of International Criminal Justice*, Grand Opening, The Rule of Law Center at the United States Military Academy, West Point, New York, April 15-17, 2009

*Crimes Against Humanity and Terrorism*, A Working Paper for the Crimes Against Humanity Experts' Initiative, Commissioned papers to be published by Cambridge University Press], April 14, 2009

*The Coming Complementarity Crisis*, A Symposium on the Future of International Criminal Justice, Santa Clara University School of Law, March 13, 2009

*Keynote Speaker*, North American Regional Round of the Global ICC Competition, Pace Law School, Jan. 30, 2009

*Defense Perspectives on Internationalized Trials*, Conference on Lessons Learned from International Tribunals for the New Administration, Bureau of Intelligence and Research, U.S. Department of State, Washington D.C., Nov. 21, 2008

*Information Operations*, Oct. 17, *Rule of Law Operations in Iraq*, Oct. 18, International Law Weekend 2008, American Branch of the International Law Association, House of the Association of the Bar of New York

*Drawing the Line: Humanitarian Intervention, Actions to Combat Terrorism, and the Crime of Aggression*: A Conference on the Crime of Aggression, Frederick K. Cox International Law Center, Case Western Reserve Law School, Sept. 27, 2008

*The Anfal Genocide: Law, Legislation and Politics*, Extraordinary Supranational Criminal Law Lecture Series, T.M.C. Asser Institute, The Grotius Institute in The Hague, Netherlands, July 7, 2008

*Is it a War or What?*, International Law Weekend 2007, American Branch of the International Law Association, House of the Association of the Bar of New York, October 26, 2007. [also served on the organizing committee]

*Command Responsibility and Genocide: Implications of the Oric Trial Chamber Decision*, Global Futures Forum, Meridian International Center, Washington D.C. October 19, 2007

*The Iraq Genocide: Personal Perspectives & Legal Residue*, 30<sup>th</sup> Annual Vanderbilt Holocaust Lecture Series, October 17, 2007

*Nation Building and Developing Constitutions*, Emory Law School, 4<sup>th</sup> Emory Public Interest Committee Conference, October 13, 2007

*Prevention: A Cross-Fire Panel on the Right to Use of Force to Stop Genocide, "To Prevent and to Punish": An International Conference in Commemoration of the 60th Anniversary of the Negotiation of the Genocide Convention,"* Frederick K. Cox International Law Center, Case Western Reserve Law School, Sept. 28, 2007

Panel Discussion on Military Commissions & Lecture on The Iraqi High Criminal Court, Salzburg Law School on International Criminal Law, Humanitarian Law and Human Rights Law, Salzburg, Austria, Aug. 10 and 13, 2007

Hague Joint Conference on Contemporary Issues of International Law, held from 28 June – 30 June 2007, The Hague, The Netherlands

Facilitator on behalf of the US Agency for International Development and the Public International Law and Policy Group, simulation to advise the government of Sri Lanka on a range of policy alternatives related to key decision points and trends in addressing the ongoing armed conflict, July 11, 2007

*Understanding the Charles Taylor Case: An International Law Briefing*, American Society of International Law Webinar, May 30, 2007, available at <http://www.asil.org/events/calendarmore.cfm?confid=510&URLmonth=5&URLyear=2007&CatID=0&TheType=>

Office of Iraq Analysis, Conference on Iraqi Rule of Law, May 4, 2007

*International Cooperative Structures regarding Transnational Terrorism Conventions*, Seminar of International Experts, Counter-terrorism Strategies From an international Law & Policy Perspective, Grotius Centre for International Legal Studies of Leiden University and the Netherlands' Ministry of Foreign Affairs, April 10-13, 2007

*Crimes Against Humanity, and The Trial of Saddam Hussein*, University of Oslo Law School, Oslo Norway, March 4 & 6, 2007

*Accountability, Reconciliation, and Justice in Post-Conflict Settings*, Negotiating Peace with Justice Workshop, Georgetown University and the Public International Law and Policy Group, February 28, 2007

*Military Personnel & the International Criminal Court*, International Justice: The International Criminal Court, the United States and Canada, The Aspen Institute Justice and Society Program, February 22-23, 2007

*The Development of Hybrid and Quasi International Tribunals*, University of Iowa College of Law, Transnational Law & Contemporary Problems, February 9, 2007

*"Prosecuting Heads of State"*, Conference on Transitional Justice: Accountability in the wake of mass atrocities, Beloit College, January 27, 2007

*Iraqi Federalism, Autonomy and Reconciliation*, Association of American Law Schools, Annual Meeting, Washington, D.C., January 5, 2007

Judge on the International Citizens Tribunal for Sudan [concurring opinion posted at <http://www.judgmentongenocide.org/judgmentnewton.html>] , New York, New York, The International Campaign to End Genocide, November 13, 2006

Washington Post Interactive online discussion of the al-Dujail trial, *available at* <http://www.washingtonpost.com/wp-dyn/content/discussion/2006/11/02/DI2006110201117.html>

"The Lessons Learned from the Saddam Hussein Trial" at Case Western School of Law, Cleveland, Ohio, co-sponsored by the Cox International Law Center, the International Bar Association and the Irish Centre for Human Rights. Conference co-organizer and participant in two expert panels and a lunchtime debate on the fundamental fairness of the al-Dujail trial aired on C-SPAN, October 6-7, 2006

*The Law of Armed Conflict and Human Rights Law Nexus: Absolutism versus Avulsion*, Workshop on Rule of Law Implementation at the Judge Advocate General's Legal Center and School, Charlottesville, Virginia, in conjunction with the Harvard University Carr Center for Human Rights Policy. The workshop will convene the government, human rights, security and academic communities to explore issues related to post-conflict stability operations and the rule of law, September 25-26, 2006

Expert Participant, Global Futures Forum, Washington, D.C. This is an international audience of academics and governmental representatives gathered for the inauguration of a formalized process of consultation and collaboration on a mechanism for identifying and preventing impending genocidal acts, September 14, 2006

*The International Criminal Court and United States Policy*, and *The Iraqi High Criminal Court: Concepts and Controversy*, Center for National Security Law, University of Virginia School of Law, National Security Law Seminar, June 13, 2006

*The Iraqi High Criminal Court: Its Role and Relevance for the Future*, British Institute of International and Comparative Law and the McCoubrey Centre for International Humanitarian Law, June 1, 2006

*Future Predictors for Judicial Reform in Iraq*, Iraqi Judicial Reform: What Does the Future Hold?, CENTRA Technology Inc. May 23, 2006

*Legal versus Intelligence Evidence and the Treatment of Persons Under the Geneva Conventions*, Conference on War Crimes, Bureau of Intelligence and Research and the Central Intelligence Agency, March 14, 2006

*The Practice of Complementarity*, U.S. Military and the International Criminal Court: Issues and Implications, The Henry L. Stimson Center and the National Institute of Military Justice, January 5-6, 2006

*The International Law Dimension of U.S. Policymaking*, The Hoover Institution, November 28, 2005

Guest Lecturer Human Rights Elective, Stanford Law School, *The Law of War in U.S. Military Operations*, November 28, 2005

*Counterinsurgency in Iraq: Implications of Irregular Warfare for the USG*, Carr Center for Human Rights Policy at Harvard and the Strategic Studies Institute of the U.S. Army War College, November 7-8, 2005

*War by Proxy: Legal and Moral Duties of "Other Actors" Derived from Government Affiliation*, Torture and the War on Terror, Frederick K. Cox International Law Center and The Institute for Global Security Law and Policy, War Crimes Research Symposium: The Role of Justice in Building Peace, Oct. 7, 2005

*The Iraqi Special Tribunal: Echoes of Nuremberg*, Keynote address, 60 Years After the Nuremberg Trials: A Conference Commemorating the Living Legacy of Robert H. Jackson, The Robert H. Jackson Center, The Chautauqua Institution, & the State University of New York at Fredonia, September 28, 2005

*Implementation of Humanitarian Law: Pragmatics and Progress*, Program on Humanitarian Policy and Conflict Research, Harvard University School of Public Health and the International Committee of the Red Cross, July 21, 2005

*The Law of War in Iraq*, Seminar presented to the Iraqi War Crimes clinic, University of Connecticut School of Law, April 27, 2005

*Preemptive versus Preventative War*, 2005 Law and Terrorism Conference, United States Military Academy, in conjunction with the Consortium of Undergraduate Legal Education, April 14, 2005

*International Investigations – A Seminar for Iraqi Special Tribunal Investigators*, in conjunction with the Defense Institute of International Legal Studies, Bournemouth, England, March 29, 2005

*The Iraqi Special Tribunal: Nuremberg to Baghdad and Beyond*, Paper presented to the Program in Holocaust and Human Rights Studies, Benjamin N. Cardozo School of Law, Conference on The Nuremberg Trials: A Reappraisal of their Legacy, March 28, 2005

*A Human Rights Perspective on the Iraqi Special Tribunal*, Cornell Law School, Paper presented to the Cornell International Law Journal, Spring Symposium 2005: "Milosevic and Hussein on Trial", February 26, 2005

*"Mighty Oak or Mere Shadow? The Human Rights Dimension of the War on Terror,"* Human Rights in the New Age of Terrorism: a California Western School of Law/University of California San Diego Joint Speaker Series, November 18, 2004

*Seminar on International Humanitarian Law for the Judges and Prosecutors of the Iraq Special Tribunal*, London, England, October 10-16, 2004

*Coordinator, Terrorism Roundtable, Student Conference on United States Affairs, October 2004*

*The Military Lawyer: Nuisance or Necessity*, Paper presented to the XXVIII<sup>th</sup> Roundtable on Current Problems in International Humanitarian Law, International Committee of the Red Cross and the International Institute of Humanitarian Law, San Remo, Italy, September 2, 2004 [excerpted at length in *International Law Casebook*, 3d ed., eds. Janis and Noyes

*Targeting in the Modern Milieu*, International Humanitarian Law and Current Conflicts: New Challenges and Dilemmas, Program on Humanitarian Policy and Conflict Research, Harvard University School of Public Health and the International Committee of the Red Cross, July 30, 2004

*The International Criminal Court and United States Policy*, Center for National Security Law, University of Virginia School of Law, National Security Law Seminar, June 14, 2004

*The Law and Practice of Targeting in Military Operations*, International Institute for Humanitarian Law, San Remo, Italy, March 29, 2004

One hour live broadcast on the NPR Show, The Connection, entitled The Ethical Warrior, on the professional foundations for the U.S. Military derived from the law of armed conflict. Broadcast live on March 4, 2004

*Targeting in the New Age of Warfare*, Workshop on International Criminal Law Regimes, co-sponsored by the Central Intelligence Agency and a non-federal Private entity, Policy Futures, 25-26 February 2004

*Like a Bridge Over Troubled Waters: The Special Tribunal for Iraq*, Cornell School of Law, Ithaca, New York, February 18, 2004

*Justice Efforts in Sierra Leone and Iraq: Common Trends and Key Disparities*, New York City Bar Association, African Affairs Committee, Feb. 9, 2004

*Security and the New American Hegemony, Iraq, Terrorism and Other Threats*, Conference on the New American Hegemony, Sponsored by the Bingham McCutchen International Symposium, University of Connecticut School of Law, October 17, 2003

*The United States Role in the International Criminal Court Negotiations*, U.S. Coast Guard Academy, October 16, 2003

*The Law and History of Unprivileged Belligerency, New Wars, New Laws?* A Conference on International Humanitarian Law, Co-sponsored by the Cornell Law School Clarke Center for International & Comparative Legal Studies and the Cornell Peace Studies Program, June 21, 2003

*Legal Obligations and Training of Special Operations Forces*, John F. Kennedy Special Warfare Center and School, Conference on Ethical Dilemmas for Special Forces, Co-sponsored by the John F. Kennedy Special Warfare Center and the Carr Center for Human Rights Policy, John F. Kennedy School of Government, Harvard University, Ft. Bragg, North Carolina, June 11, 2003

*International Crimes and Prosecution Seminar for Iraqi Jurists – Education effort to support the Coalition Provisional Authority in Baghdad, Iraq as a step toward establishing the Iraq Special Tribunal in conjunction with the Defense Institute of International Legal Studies, December 2003*

*Practical Aspects of Prosecuting Complex Cases Involving War Crimes, Crimes Against Humanity, and Human Rights Violations*, Presentation to Iraqi Jurists Association sponsored by Department of Justice

Office of Overseas Prosecutorial Development, Assistance and Training (OPDAT), the Department of State, and the Department of Defense, March 30 and April 1, 2002

*International Tribunals and Tribulations: A View from the Trenches*, Frederick K. Cox International Law Center, War Crimes Research Symposium: The Role of Justice in Building Peace, Feb 2003

*The Law and Practice of Targeting in Military Operations*, International Institute for Humanitarian Law, San Remo, Italy, Feb 2003

*Special Operations in the Current Strategic Environment*, Carr Center for Human Rights Policy, JFK School of Government Project on the Means of Intervention, Oct. 2002

*Humanitarian Protection in Future Wars*, George C. Marshall Center for European Security Studies, Sept. 2002

*International Criminal Law Aspects of the War Against Terrorism*, Conference on International Law and the War on Terrorism, sponsored by the Center for National Security Law, University of Virginia School of Law, Israeli Yearbook on Human Rights, United States Navy War College, and The Pell Center for International Relations and Public Policy, Salve Regina University, June 2002

*The International Criminal Court and United States Policy*, Center for National Security Law, University of Virginia School of Law, National Security Law Seminar, June 2002

*Milosevic, Killing Fields, and "Kangaroo Courts": Symposium on an Emerging International Criminal Justice System -- Should the United States Join the International Criminal Court*, University of California, Davis School of Law, April 2002

Senior Member of the Joint Team Responsible for Training the Iraqi National Congress, Taught: *The Rule of Law, The International Criminal Court, War Crimes and Crimes Against Humanity*, Defense Institute of International Legal Studies, Nov. 2001

The Law of the Tribunal: The International Criminal Tribunal for the Former Yugoslavia and SFOR Operations, Pre-Deployment Training for 29<sup>th</sup> Infantry Division SFOR Rotation, Sept. 2001

*The International Criminal Court Preparatory Commission: The Way It Is & The Way Ahead*, 40TH ANNIVERSARY CONFERENCE PANEL, The University of Virginia School of Law, April 2001

*Implementing the Law of Armed Conflict in the Context of Military Operations*, American Society of International Law, Annual Symposium, January 2001

*Investigation of War Crimes in Kosovo*, George C. Marshall Center for European Security Studies, Sept. 2000

***Selected Military Decorations:*** Legion of Merit, Defense Meritorious Service Medal, Joint Meritorious Unit Award, Army Superior Unit Award, Meritorious Service Medal (four), Army Commendation Medal (four) Global War on Terrorism Expeditionary Medal, Humanitarian Service Medal, Southwest Asia Service Medal, Kosovo Campaign Medal, Armed Forces Service Medal

**Selected Recent Media Appearances:**

Dozens of broadcast and radio interviews (*inter alia*, CNN American Morning, ABC Good Morning America, Voice of America "The Encounter", BBC Radio 4, Fox & Friends, Reuters TV, Fox News Channel's Special Report with Brit Hume, Canadian Broadcast Service). Quoted in a many print stories (Los Angeles Times, Washington Post, etc)