

# W. Michael Reisman

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## Summary Resume

W. MICHAEL REISMAN is Myres S. McDougal Professor of International Law at the Yale Law School where he has been on the Faculty since 1965. He has been a visiting professor in Tokyo, Hong Kong, Berlin, Basel, Paris and Geneva. He is a Fellow of the World Academy of Art and Science and a former member of its Executive Council, a former member of the Advisory Committee on International Law of the Department of State, and a member of the Board of The Foreign Policy Association. He has been elected to the *Institut de Droit International* and is the President of the Arbitration Tribunal of the Bank for International Settlements. He was President of the Inter-American Commission on Human Rights of the Organization of American States, Vice-President and Honorary Vice-President of the American Society of International Law, Editor-in-Chief of the American Journal of International Law and Vice-Chairman of the Policy Sciences Center, Inc. He has served as arbitrator and counsel in many international investment cases and was presiding arbitrator in the OSPAR arbitration (Ireland v. UK) and arbitrator in the Eritrea/Ethiopia Boundary Dispute and in the Abyei (Sudan) Boundary Dispute. In April 2018, he was elected Honorary President of the American Society of International Law.

## Curriculum Vitae

Born April 23, 1939, Philadelphia, PA; educated, Philadelphia public schools; Central High School, 1956; B.A. Johns Hopkins University, 1960; LL.B. summa cum laude, Faculty of Law, Hebrew University, Jerusalem, Israel, 1963; Diplôme en Droit Comparé (Premier Cycle), Faculté Internationale pour l'enseignement de droit comparé (Strasbourg), 1963; LL.M. Yale Law School, 1964; Admitted, Connecticut Bar, 1964; J.S.D. Yale Law School, 1965; Research Associate, Yale Law School, 1965; Fulbright Scholar, The Hague, The Netherlands, 1966-67; Associate Professor, Yale Law School, 1969; Professor, Yale Law School, 1972-82; Wesley Newcomb Hohfeld Professor of Jurisprudence, Yale Law School, 1982-98; Myres S. McDougal Professor of International Law, 1998-; Board of Editors, American Journal of International Law, 1971-1983; Board of Editors, American Journal of Comparative Law, 1971-1977; Vice-President, American Society of International Law, 1984-86; Honorary Vice-President, American Society of International Law, 1996; Board of Editors, Journal of Conflict Resolution, 1972-1987; Board of Editors, Policy Sciences, 1984-88; Board of Review and Development, American Society of International Law (ASIL), 1972-1975; Executive Council, ASIL, 1972-1974, 1983-1984, 1996-; Committee for Student and Professional Development, ASIL, 1971-1974; Panel of Humanitarian Law, ASIL, 1971-1974; Advisory Board, Aviation Consumer Action Project, 1971-1974; Member, Consortium for Inter-University World Order Studies, Fund for Peace, 1970-1975; Board of Directors, Policy Sciences, Inc., 1979-; Board of Directors, U.S. Committee for Somali Refugee Relief, 1980-86; Advisory Board, Urban Morgan Institute for Human Rights, 1984-; Council on Foreign Relations, 1975-; International Law Association, 1975-; Executive Committee, American Branch, International Law Association, 1981-1995; Fellow, World Academy of Art and Science, 1981-; Executive Council, World Academy of Art and Science, 1983-93; Advisory Committee on International Law, U.S. Department of State 1987-2016; Fellow, Institute for Advanced Studies, Berlin, 1990; Member, Inter-American Commission of Human Rights, Organization of American States, 1990-95; Second Vice-President, Inter-American Commission on Human Rights, Organization of American States, 1992-93; First Vice-President, Inter-American Commission on Human Rights, Organization of American States 1993-94; President, Inter-American Commission on Human Rights, Organization of American States 1994-95; Honorary Vice-President, American Society of International Law, 1997; Member of the Board, Foreign Policy Association, 1997-; member of the Institute of World Business Law of the International Chamber of Commerce, 1998-2001; *associé* of the *Institut de Droit International*, 1999; Academic Advisory Board for Transnational Books; Chairman, International Advisory Panel, National University of Singapore, 2002; member of panel of overseas referees of *Singapore Academy of Law Journal*, 2002-; member of the Advisory Board of *Journal of International Criminal Justice*, 2002-; member, International Bar Association Task Force on Legal Responses to International Terrorism, 2002-2004; Editor-in-Chief, American Journal of International Law, 1998-2003; member of the Advisory Board of *African Human Rights Law Journal*, 2003-; Board of Editors, Encyclopedia of Public International Law (Heidelberg), 2003-; member of the Panel of International Consultants for the Gujarat National University, Ahmedabad, Gujarat State, India, 2004-2006; member of the Editorial Board of *Indian Journal of International Law*, 2004-; member of the European Society of International Law, 2004-; Honorary Editor, *American Journal of International Law*, 2004-; member of the Advisory Editorial Board of the *University of Botswana Law Journal*, 2004-; member of the Editorial Board of the *Stockholm International Arbitration Review*, 2005-; member of the ASIL Advisory Committee for ICJ Nominations and Other International Appointments, 2005-; ICSID Arbitrators List (for Colombia) for

the period effective February 15, 2006-2012; member of the Advisory Board of the Columbia Program on International Investment, 2006-; member of the International Editorial Board of the *The Cambridge Review of International Affairs*, 2006-; Honorary Professor, Gujarat National Law University, 2007-; member of the International Advisory Board of the School of Law of City University of Hong Kong, 2007-; member, World Bank Administrative Tribunal Nominating Committee, 2007-2008; Honorary Professor in City University of Hong Kong, May 1, 2008 to April 30, 2014; member of the Advisory Board of the Latin American Society of International Law (LASIL), 2007-; member of the Advisory Board of *Journal of International Dispute Settlement*, 2009-; member of the Advisory Board of *Yearbook on International Investment Law and Policy*, 2009-; Member of The American Law Institute, 2009-; Board of Directors of The Plainsight Group, 2009-; Board of Directors of Water Intelligence PLC (UK) 2010-; Adjunct Professor in City University of Hong Kong from March 1, 2008 to February 28, 2014; Member of the Curatorium of the Asian Academy of Comparative Law (2013-); Member of the Advisory Council of the *Soochow Law Journal* (2013-); member of the Advisory Board of *Indian Journal of Arbitration Law* (2013-); Chairman of the International Advisory Board of the *Journal of International and Comparative Law* (2013-); Member of the Advisory Board of *Asia Pacific Law Review* (2014-); Panel Member, Kuala Lumpur Regional Centre For Arbitration (KLRCA) for the term 2014-2017 and 2017-2020; Panel Member (“*Lista*”) of Distinguished International Arbitrators for the Center for Arbitration and Conciliation, Bogotá Chamber of Commerce, Bogotá, Colombia (2017-); Elected Honorary President of the American Society of International Law (April 2018-April 2019).

Prizes and Awards: Gherini Prize, Yale Law School, 1964; International Organization Prize (Ginn Foundation), 1965; Fulbright Scholar, 1966-1967; O'Connell Chairholder, University of Florida, Law Center, Spring, 1980; World Academy of Art and Science, Harold Dwight Lasswell Award for Communication in a Divided World, April, 1981; Certificate of Merit, American Society of International Law, 1994; Order of Bahrain, First Class, 2001; Manley O. Hudson Medal, American Society of International Law, 2004; Human Rights Award, International Human Rights Law Review, St. Thomas University School of Law, 2008; Awarded the Foreign Policy Association Medal, 2012.

#### Endowed Lectureships

1. Myres S. McDougal Distinguished Lecture in International Law and Policy, University of Denver, 1982.
2. Distinguished Visiting Lecture, Cumberland Law School of Samford University, 1986.
3. Beam Distinguished Lecture, University of Iowa, College of Law, 1986.
4. Dunbar Lecture, University of Mississippi, College of Law, 1988.
5. Brainerd Currie Lecture, Duke University, School of Law, 1989.
6. Freiwillige Akademische Gesellschaft Lecture, University of Basel, 1991.

7. Sloan Lecture, Pace University Law School, 1992.
8. Siebenthaler Lecture, Salmon P. Chase College of Law, Northern Kentucky University, 1995.
9. Hague Academy of International Law, 1996.
10. Lauterpacht Lecture, Cambridge University, 1996.
11. Eberhardt Deutsch Lecture, Tulane University, 1997.
12. Order of the Coif Lecture, 1999.
13. Hugo L. Black Lecture, University of Alabama School of Law, Spring 2001.
14. The Johnson Lecture, Vanderbilt Law School, January 2002.
15. Adda B. Bozeman Lecture, Sarah Lawrence College, April 2002.
16. The Manley O. Hudson Lecture, American Society of International Law, April 2004.
17. The Klatsky Lecture in Human Rights, Case Western Reserve University School of Law, January 2008.
18. The Goff Arbitration Lecture, Freshfields Bruckhaus Deringer/City University of Hong Kong, Hong Kong, December 2008.
19. The James G. McDonald Lecture on Humanitarian Intervention, Foreign Policy Association (at New York University School of Law), September 27, 2012.
20. Fall 2012 Distinguished Speaker at St. Thomas University School of Law, Title: "Compensating for Collateral Damage in Elective International Conflict", October 11, 2012.
21. Third Annual Charles N. Brower Lecture on International Dispute Resolution: "Canute Confronts the Tide: States vs. Tribunals and the Evolution of the Minimum Standard in Customary International Law", (109<sup>th</sup> ASIL Annual Meeting, Washington, D.C.), April 9, 2015.
22. The White & Case International Arbitration Lecture (Lamm Lecture) entitled "The Empire Strikes Back: The Struggle to Reshape ISDS" at the University of Miami School of Law on February 9, 2017.
23. Foreign Policy Association Centennial Lecture entitled "Will a Policy of Preemptive Self-Defense Make Us All Safer?" at the University Club, New York, New York, March 8,

2018.

### Human Rights Missions

1. Member, Independent Counsel on International Human Rights, Peshawar, Pakistan, 1987.
2. Member, OAS Observation Team for the Elections in Suriname, November, 1987.
3. Member, International Commission of Jurists Group, Budapest, Hungary, February, 1990.
4. Observer, Taiwan elections, International League for Human Rights, December, 1991.
5. On-site visit to Haiti, Inter-American Commission on Human Rights, 1990, 1994.
6. On-site visit to Peru, Inter-American Commission on Human Rights, 1990, 1992, 1994.
7. On-site visit to Colombia, Inter-American Commission on Human Rights, 1991, 1993.
8. On-site visit to Guatemala, Inter-American Commission on Human Rights, 1994.
9. On-site visit to Bahamas, Inter-American Commission on Human Rights, 1994.
10. On-site visit to Ecuador, Inter-American Commission on Human Rights, 1994.
11. On-site visit to Jamaica, Inter-American Commission on Human Rights, 1995.
12. Report to the Constitutional Review Commission, Fiji, 1997.
13. Report to the Greenland Commission on Self-Government (with Chimène Keitner), December, 2001.

### Publications

#### Books

1. Nullity and Revision: The Review and Enforcement of International Judgments and Awards (Yale University Press, 1971).
2. The Art of the Possible: Diplomatic Alternatives in the Middle East (Princeton University Press, 1970).
3. Puerto Rico and the International Process: New Roles in Association (American Society of International Law, West Publishing Company, 1973). Reprinted in 11 Revista Juridica de

- la Universidad Interamericana de Puerto Rico (1977).
4. Toward World Order and Human Dignity: Essays in Honor of Myres S. McDougal (co-edited with Burns Weston, Free Press, 1976).
  5. Folded Lies: Bribery, Crusades, and Reforms (Free Press, 1979).
    - A. Japanese Translation, Iwanami Shoten, Tokyo, 1983.
    - B. Spanish Translation, Remedios Contra la Corrupcion? (Cohecho, cruzadas y reformas), Fondo de Cultura Economica, Mexico, 1981; republished in its Series "Biblioteca Joven", 1984.
    - C. Russian Translation, Moscow, 1988.
  6. International Law in Contemporary Perspective: The Public Order of the World Community (co-edited with Myres S. McDougal, Foundation Press, 1981).
  7. International Law Essays (co-edited with Myres S. McDougal, Foundation Press, 1981).
  8. Power and Policy in Quest of Law: Essays in Honor of Eugene Victor Rostow (with Myres S. McDougal, Martinus Nijhoff, 1985).
  9. Jurisprudence: Understanding and Shaping Law (with Aaron M. Schreiber, New Haven Press, 1987).
  10. International Incidents: The Law that Counts in World Politics (co-edited with Andrew R. Willard, Princeton University Press, 1988).
  11. Regulating Covert Action: Practices, Contexts and Policies of Covert Coercion Abroad in International and American Law (with James E. Baker, Yale University Press, 1992) (Japanese Translation, 2000).
  12. Systems of Control in International Adjudication and Arbitration: Breakdown and Repair (Duke University Press, 1992).
  13. Straight Baselines in International Maritime Boundary Delimitation (with Gayl Westerman, St. Martin=s Press, 1992).
  14. The Laws of War: A Comprehensive Collection of Primary Documents on International Laws Governing Armed Conflict (with Chris T. Antoniou, Vintage Press, 1994).
  15. International Commercial Arbitration: Cases, Materials and Notes on the Resolution of International Business Disputes (with W. Laurence Craig, William Park and Jan Paulsson,

- Foundation Press, 1997).
16. The Supervisory Jurisdiction of the International Court of Justice: International Arbitration and International Adjudication (Hague Academy, 1997).
  17. Law in Brief Encounters (Yale University Press, 1999). Chinese Translation, Shenghuozhongde Weiguan Falu [Microscopic Laws in Life] (Shangzhou Chubanshe, Taipei, 2001).
  18. Jurisdiction in International Law (Ashgate, 1999).
  19. International Law in Contemporary Perspective (2d ed.) (with Mahnoush H. Arsanjani, Siegfried Wiessner and Gayl S. Westerman) (Foundation Press, 2004).
  20. Foreign Investment Disputes: Cases Materials and Commentary (with Doak Bishop and James Crawford) (Kluwer Law International) (2005).
  21. Understanding and Shaping International Law: Essays of W. Michael Reisman (Guojifa: Lingwu Yu Goujian) (Law Press - China, 2007).
  22. The Reasons Requirement in International Investment Arbitration: Critical Case Studies (with Guillermo Aguilar Alvarez, eds.) (Martinus Nijhoff Publishers, 2008).
  23. Stopping Wars and Making Peace: Studies in International Intervention (with Kristen Eichensehr, eds.) (Martinus Nijhoff Publishers, 2009).
  24. L'Ecole de New Haven de Droit International (A. Pedone), 2010.
  25. The Quest for World Order and Human Dignity in the Twenty-first Century: Constitutive Process and Individual Commitment: General Course on Public International Law (Hague Academy of International Law) (Martinus Nijhoff Publishers) (2012).
  26. Foreign Investment Disputes: Cases, Materials and Commentary (with R. Doak Bishop and James R. Crawford) (Kluwer Law International) (second edition) (2014).
  27. Fraudulent Evidence Before Public International Tribunals: The Dirty Stories of International Law (Hersch Lauterpacht Memorial Lectures) (with Christina Parajon Skinner) (Cambridge University Press) (2014).
  28. International Commercial Arbitration: Cases, Materials and Notes on the Resolution of International Business Disputes (with W. Laurence Craig, William W. Park and Jan Paulsson) (second edition) (Foundation Press) (2015) (with Documentary Supplement).

#### Articles

1. "The Changing Structure of International Law: Unchanging Structure for Inquiry," 65 Columbia Law Review 810 (with Myres S. McDougal, 1965).
2. "The Role of the Economic Agencies in the Enforcement of International Judgments and Awards: A Functional Approach," 19 International Organization 929 (1965).
3. Address in De Zaak Zuid-West Afrika: Het Vonnis Van Het Internationaal Gerechtshof Critisch Bezein (1966) pp. 52-59, 61.
4. "Revision of the South West Africa Cases," 7 Virginia Journal of International Law 1 (1966).
5. "The World Constitutive Process of Authoritative Decision," 19:3 Journal of Legal Education 253 (with Myres S. McDougal and Harold D. Lasswell, 1967); reprinted in 1 Black & Falk, The Future of the International Legal Order (1968); reprinted in McDougal & Reisman, International Law Essays (1981).
6. "Rhodesia and the United Nations: The Lawfulness of International Concern", 62 American Journal of International Law 1 (with Myres S. McDougal, 1968); reprinted in 2 International Lawyer 721 (1968).
7. "Theories about International Law: Prologue to a Configurative Jurisprudence," 8 Virginia Journal of International Law 188 (with Myres S. McDougal and Harold D. Lasswell, 1968); reprinted in McDougal & Reisman, International Law Essays (1981).
8. "Judgment Enforcement," Proceedings of the American Society of International Law 13 (1968).
9. "The Enforcement of International Judgments and Awards," 63 American Journal of International Law 1 (1969).
10. "The Collection and Distribution of Current Materials for Teaching International Law," 21 Journal of Legal Education 80 (1968).
11. "Facets of International Arbitration," 20 Syracuse Law Review 166 (1968); reprinted as "The Multifaceted Phenomenon of International Arbitration" 24 Arbitration Journal 69 (1969).
12. Memorandum upon Humanitarian Intervention (with Myres S. McDougal, 1968) circulated privately and as a United Nations Petition Document; republished in Lillich, Humanitarian Intervention (1973).
13. "The Continuing Validity of Humanitarian Intervention," 3 International Lawyer 435 (with Myres S. McDougal, 1969).



14. "Ratification of the Genocide Convention," Proceedings of the Association of American Law Schools (1969).
15. "Sanctions and Enforcement," Volume 3, Black & Falk, The Future of the International Legal Order (1970); reprinted in McDougal & Reisman, International Law Essays (1981).
16. "International Non-Liquet: Recrudescence and Transformation," 3 International Lawyer 770 (1969).
17. "Procedures for Controlling Unilateral Treaty Termination," 63 American Journal of International Law 544 (1969).
18. "Responses to Genocide and Discrimination," East African Journal of Law and Development 1971; republished in 1 Denver Journal of International Law 29 (1971).
19. Rapporteur's Report, Working Group on Scientific Knowledge, Education and Communication, Environment and Society, International Joint Conference of the American Geographical Society and the American Division of the World Academy of Art and Science, 1970, published in 184 Annals of the New York Academy of Sciences 595 (1971).
20. "Polaroid Power: Taxing Business for Human Rights," Foreign Policy, Summer, 1971.
21. "Diplomatic Alternatives in the Middle East: From Obsolescent Goals to a New Program," Testimony in Hearings Before the Subcommittee on the Near East of the Committee on Foreign Affairs, House of Representatives, 92nd Cong., 2nd Session, February 22, 1972, p. 8.
22. "Who Owns Taiwan," 166 New Republic 21 (April 2, 1972).
23. "Who Owns Taiwan: A Search for International Title," 81 Yale Law Journal 599 (with Lung-chu Chen, 1972); reprinted in Yung-Hwah Jo, Taiwan's Future (1974).
24. "Theory of Federal Preemption -- Legal Grounding and Application," Anti-Boycott Bulletin (July, 1977).
25. "The Status of Taiwan: International Law and International Implications," Testimony in Hearings Before the Subcommittee on Asian and Pacific Affairs of the Subcommittee on Foreign Affairs, House of Representatives, 92nd Congress, 2nd Session, May 3, 1972 on "The New China Policy: Its Impact on the United States and Asia."
26. "The Intelligence Function and World Public Order," 46 Temple Law Quarterly 365 (with Myres S. McDougal and Harold D. Lasswell, 1973); reprinted in McDougal & Reisman, International Law Essays (1981).

27. "Private Armies in a Global War System: Prologue for Decision," 14 Virginia Journal of International Law 1 (1973); reprinted in J.N. Moore, International Law and Civil War (Johns Hopkins Press, 1973); reprinted in McDougal & Reisman, International Law Essays (1981).
28. "Making International Humanitarian Law Effective: The Case for Civic Initiatives," (Paxman & Boggs, eds.) The United Nations: A Reassessment, p. 31 (University of Virginia Press, 1973).
29. "Miselection: Responses to an Insider Coup," The Nation, August 13, 1973.
30. "Middle East Disengagement: More Substitutes for Peace," The Nation, March 9, 1974.
31. "Compacts: A Study of Interstate Agreements in the American Federal System," 27 Rutgers Law Review 70 (with Gary Simson, 1973); reprinted in Hazard & Wagner, Law in the United States of America in Social and Technological Revolution 459 (1974).
32. "Accelerating Advisory Opinions: Critique and Proposal," 68 American Journal of International Law 648 (1974).
33. "Living with the Majority," The Nation, February 1, 1975.
34. "Trade Helps the Traders," The Nation, June 12, 1976.
35. "A Theory about Law from the Policy Perspective," in Weisstub (ed.), Law and Policy (1976).
36. "Recognition and Social Change" in Toward World Order and Human Dignity: Essays in Honor of Myres S. McDougal (with Eisuke Suzuki, co-edited with Burns Weston, 1976).
37. "Big Sticks and Big Mouths," The Nation, June 19, 1976, p. 472.
38. "The Danger of Abandoning Taiwan," New York Times, August 28, 1976.
39. "Why We Can't Cry Foul," The Nation, January 8, 1977.
40. "African Imperialism," Editorial, 70 American Journal of International Law 801 (1976).
41. "Myth System and Operational Code," 3 Yale Studies in World Public Order 230 (1977).
42. "Foreign Affairs and the Several States," Speech delivered at the Annual Meeting of the American Society of International Law, April 22, 1977. Published in the Proceedings of the 71st Annual Meeting, p. 182.

43. "The Pragmatism of Human Rights," The Nation, May 7, 1977, p. 554, reprinted in Yale Law Reports (Fall, 1977).
44. "Theory of Federal Preemption--Legal Grounding and Application," Anti-Boycott Bulletin, July, 1977, p. 121.
45. "On Playing Chinacard," Wall Street Journal, August 25, 1978.
46. "The Case of Western Somaliland," 1 Horn of Africa 13 (1978).
47. "Playing Chinacard," 13 Yale Law Report (Winter, 1978-79).
48. "Campaigns Against Bribery," Yale Alumni Magazine, p. 17 (February, 1979).
49. "Views on Recognizing the Peoples Republic of China," Yale Alumni Magazine and Journal, p. 16 (March, 1979).
50. "Treaty Termination in American Constitutional Law," Testimony to the Senate Committee on Foreign Relations, in Treaty Termination, Hearings Before the Committee on Foreign Relations, United States Senate, 96th Congress, 1st Session, April 11, 1979, p. 387.
51. "Who Can Terminate Mutual Defense Treaties" (with Myres S. McDougal), Part I, National Law Journal, Vol. I, No. 36, May 21, 1979; Part II, idem., Vol. I, No. 37, May 28, 1979.
52. In Memoriam: "Harold D. Lasswell" 4 Yale Studies in World Public Order 154 (1978).
53. "Harold D. Lasswell," 73 American Journal of International Law 55 (with Myres S. McDougal, 1979).
54. Motion and Brief Amici Curiae in support of petition for certiorari in Goldwater v. Carter, December 6, 1979 (with Myres S. McDougal).
55. "The Regime of Straits and National Security," 74 American Journal of International Law 48 (1980).
56. "Termination of the U.S.S.R.'s Treaty Right of Intervention in Iran," 74 American Journal of International Law 144 (1980).
57. "Myres S. McDougal," Biographical Essay in 18 International Encyclopedia of the Social Sciences 479 (1980).
58. "The Legal Effect of Vetoed Resolutions," 74 American Journal of International Law 904 (1980).

59. "The Case of the Non-Permanent Vacancy, 74 American Journal of International Law 907 (1980).
60. "Humanitarian Intervention," The Nation, May 24, 1980, p. 612.
61. "National Development as International Development," Forward to Lateef, *Crisis in the Sahel: A Case Study in Development Cooperation* (1980).
62. "The Prescribing Function in World Constitutive Process: How International Law is Made," (with Myres S. McDougal), 6 Yale Studies in World Public Order 249 (1981).
63. "International Lawmaking: A Process of Communication," Lasswell Memorial Lecture, American Society of International Law, April 24, 1981. 75 American Society of International Law Proceedings 101 (1981).
64. "Inadequacies of the Straits' Passage Regime in the LOS Draft," Marine Policy, p. 276 (July, 1981).
65. "Key International Legal Issues with Regard to Ocean Thermal Energy Conversion Systems," 11 California Western International Law Journal 425 (1981).
66. "West Bank: Belligerent Occupation or Incremental Annexation," The Nation, December, 1981.
67. General Report, *International Law and Organization for a New World Order: The Uppsala Model*, Grahl-Madsen & Toman, The Spirit of Uppsala (1984).
68. "The Golan Gambit," The Miami Herald, December 20, 1981.
69. "Critical Defense Zones and International Law: The Reagan Codicil," 76 American Journal of International Law 589 (1982).
70. "The Plaintiff's Dilemma: Illegally Obtained Evidence and Admissibility in International Adjudication" (with Eric Freedman), 76 American Journal of International Law 739 (1982).
71. "The First Casualty," The Nation, May 15, 1982.
72. "Somali Self-Determination in the Horn: Legal Perspectives and Implications for Social and Political Engineering," in (I.M. Lewis, ed.) Nationalism and Self-Determination on the Horn of Africa 151 (1983).

73. "Jeffrey Edwin Rockwell," 9 Brooklyn Journal of International Law 1 (1983).
74. "The Individual Under African Law in Comprehensive Context" in The Individual Under African Law, 8-27 (Takirambudde, ed. 1982).
75. "Toward a General Theory About African Law, Social Change and Development" in The Individual Under African Law, 182-199 (Takirambudde, ed. 1982).
76. "Looking, Staring and Glaring: Microlegal Systems and World Public Order" (The McDougal Lecture, University of Denver, 1982), 12 Denver Journal of International Law and Policy 165 (1983).
77. "The Tormented Conscience: Applying and Appraising Unauthorized Coercion," 32 Emory Law Journal 499 (1983).
78. "The Struggle for The Falklands," 93 Yale Law Journal 287 (1983).
79. "Intervention Treaties in International Law" in Adeniran & Alexander, International Violence (1983).
80. "The World Power Process of Effective Power: The Global War System" (with Myres S. McDougal and Andrew R. Willard), (McDougal & Reisman, eds.) Power and Policy in Quest of Law (Martinus Nijhoff, 1985).
81. "International Law in Policy-Oriented Perspective" (with Myres S. McDougal) in Macdonald & Johnston, The Structure and Process of International Law: Essays in Legal Philosophy, Doctrine and Theory 103 (Martinus Nijhoff, 1983).
82. "Coercion and Self-Determination: Construing Article 2(4)," 78 American Journal of International Law 642 (1984).
83. "Reporting the Facts As They Are Not Known: Media Responsibility in Concealed Human Rights Violations," 78 American Journal of International Law 650 (1984).
84. "The United Nations Charter and The Use of Force: Is Article 2(4) Still Workable?" Proceedings of the American Society of International Law 68 (1984).
85. "Nuclear Weapons in International Law," 4 New York Law School Journal of International and Comparative Law 339 (1973); reprinted, in slightly amended form, under title of "Deterrence and International Law" in Nuclear Weapons and Law 129 (Miller & Feinrider, eds. 1984).
86. "Bad Politics Makes Bad Law: Reflections on the Politicization of the International Court,"

- forthcoming in John Bassett Moore Society, The Nicaraguan Case (1985).
87. "Teaching International Law in The '80s," 31 Yale Law Report 29 (Spring, 1985); reprinted in 20 International Lawyer 987-95 (Summer, 1986).
  88. "International Incidents: Introduction to a New Genre in the Study of International Law," 10 Yale Journal of International Law 1 (1984).
  89. "Criteria for the Lawful Use of Force in International Law," 10 Yale Journal of International Law 279 (1985).
  90. "Jurisdiction in Human Rights Cases: Is the Tel-Oren Case a Step Backward?" Proceedings of the American Society of International Law 361 (1985).
  91. "The Utility of McDougal's Jurisprudence," Proceedings of the American Society of International Law 273 (1985).
  92. Comments on "Problems of the Law of Armed Conflict in Lebanon," Proceedings of the American Society of International Law, Panel on Humanitarian Law 236-39 (1983).
  93. "Has the International Court Exceeded Its Jurisdiction?" 80 American Journal of International Law 128 (1986).
  94. "Termination of the United States Declaration Under Article 36(2) of the Statute of the International Court," published by the University of Virginia Press in a collection entitled The United States and the Compulsory Jurisdiction of the International Court of Justice 71-106 (ed. A.C. Arend, 1986).
  95. "Lining Up: The Microlegal System of Queues," 54 University of Cincinnati Law Review 417 (1985).
  96. "Should We Just Write Off Hostages?," New York Times, December 3, 1986, p. 31, op. ed.
  97. "The Other Shoe Falls: The Future of Article 36(1) Jurisdiction in the Light of Nicaragua." 81 American Journal of International Law 168 (1987).
  98. "U.S. Gain From an Iranian Victory," Wall Street Journal, February 19, 1987, p. 26, op. ed.
  99. "Jurisdiction in Human Rights Cases," 79 Proceedings of the American Society of International Law 368 (1985).
  100. Foreword to Khosla: "Myth and Reality of the Protection of Civil Rights Law: A Case Study of Untouchability in Rural India" (with Myres S. McDougal, 1987).

101. "Through or Despite Governments: Differentiated Responsibilities in Human Rights Programs," 72 Iowa Law Review 391 (1987).
102. "The Cult of Custom in the Late 20th Century," 17 California Western International Law Journal 133 (1987).
103. "Designing Curricula: Making Legal Education Continuously Effective and Relevant for the 21st Century," 17 Cumberland Law Review 831 (1986-1987); Reprinted as "El Diseño del Plan de Estudios: Para que la Enseñanza del Derecho Continúe Siendo Efectiva y Relevante en el Siglo XXI" in La Enseñanza del Derecho y el Ejercicio de la Abogacía (Martin F. Böhmer, Ed.) Biblioteca Yale de Estudios Jurídicos, pp. 105-128 (1999).
104. "America Sails Into Difficult Gulf Straits While Losing Track of Its Own Interests," Los Angeles Times, August 2, 1987, op. ed.
105. "Kuwait Takes Advantage of U.S. Paranoia About Soviet Expansion," Hartford Courant, August 4, 1987. op. ed.
106. Editorial Comment: "The Resistance in Afghanistan is Engaged in a War of National Liberation," 81 American Journal of International Law 906 (1987).
107. "The Formulation of General International Law: How is it Generated? How is the Existence of its Norms Ascertained?" 2 American University Journal of International Law and Policy 448-54, 455, 457-58, 460 (1987).
108. "Old Wine in New Bottles: The Reagan and Brezhnev Doctrines in Contemporary International Law and Practice," 13 Yale Journal of International Law 171 (1988).
109. "Closing P.L.O. Office Strikes at Free Speech," New York Times, March 16, 1988, op. ed.
110. "Even Though Defeated, Soviets Emerged Victor of Afghanistan War," Hartford Courant, April 24, 1988, op. ed.
111. "Genocide and the Soviet Occupation of Afghanistan," 1 The ISG Newsletter (with Charles H. Norchi, (Spring, 1988).
112. "Flashy, Shoddy Journalism Undermines Democracy," Hartford Courant, June 8, 1988, op. ed.
113. "Preliminary Notes for Discussion on the Establishment of a World-Museum," World Academy of Art and Sciences News June, 1988.
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#### Forthcoming Articles

1. "Preface" in the forthcoming *Liber Amicorum* to William Laurence Craig.
2. Tribute to Justice Feliciano forthcoming in Asian Yearbook of International Law.
3. Remarks from the 2015 Hudson Medal Luncheon forthcoming in ASIL Proceedings.
4. Memorial Statement for Burns Weston during 2016 ASIL Meeting forthcoming in ASIL Proceedings.
5. "Negotiating Investment Treaties: Mechanisms for Anticipating and Controlling Textual Drift" forthcoming in *IAI Series on International Arbitration*.

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