

Washington University Law

EXPERTS' MEETING ON THE INTERNATIONAL CRIMINAL COURT

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Nancy Combs

Ernest Goodrich Professor of Law, Director of the Law School's Human Security Law Center, William and Mary Law School

Professor Nancy Combs has written extensively on topics in international law and international criminal justice, publishing two books and approximately 30 articles, book chapters and essays appearing in the *University of Pennsylvania Law Review*, the *Vanderbilt Law Review*, the *Hastings Law Journal*, the *Washington & Lee Law Review*, the *American Journal of International Law*, the *Harvard International Law Journal*, the *Yale Journal of International Law*, and the *Chicago Journal of International Law*, among many others. Professor Combs earned her Ph.D. from Leiden University and her J.D. from the University of California at Berkeley School of Law, where she graduated first in her class. She previously served as a law clerk to Justice Anthony Kennedy on the United States Supreme Court and to Judge Diarmuid O'Scannlain on the Ninth Circuit Court of Appeals. Directly before joining the faculty at William and Mary Law School, Professor Combs served as a Legal Advisor at the Iran-United States Claims Tribunal in The Hague.



Lucian Dervan

Associate Professor of Law, Director of Faculty Development, Southern Illinois University School of Law

Professor Lucian E. Dervan teaching at Southern Illinois University School of Law focuses on domestic and international criminal law. In addition to his other published works, he is the author of *International Criminal Law: Cases and Materials* (4th Edition) (Carolina Academic Press 2016), with Professor Ellen S. Podgor and Professor Roger S. Clark. Professor Dervan is a member of the ABA Criminal Justice Section's Council, serves as First Vice Chair of the Criminal Justice Section, and is the Institute Chair of the ABA Criminal Justice Section's Global White Collar Crime Institute. He was also recently appointed by the ABA to the newly formed International Criminal Justice Standards Project, which will serve as a task force to develop standards to guide standing and ad hoc tribunals, as well as provide a resource for nations seeking to domestically prosecute war and atrocity crimes.



Yvonne M. Dutton

Associate Professor, Robert H. McKinney School of Law, Indiana University

Yvonne M. Dutton is an Associate Professor of Law at Indiana University Robert H. McKinney School of Law. After graduating from Columbia Law School, she clerked for the Honorable William C. Conner in the Southern District of New York. Professor Dutton then practiced as a federal prosecutor in the U.S. Attorney's Office for the Southern District of New York, where she tried narcotics trafficking and organized crime cases. Professor Dutton's scholarship examines questions about international cooperation and the role and effectiveness of international institutions in deterring and holding accountable those who commit international crimes. Professor Dutton has published her work in various law reviews. In May 2013, Routledge published her book entitled *Rules, Politics, and the International Criminal Court: Committing to the Court*.



Lee Epstein

Ethan A.H. Shepley Distinguished University Professor, Washington University

Lee Epstein is the Ethan A.H. Shepley Distinguished University Professor at Washington University in St. Louis. She also serves as Co-Director of the Center for Empirical Research in the Law at the Law School, Lecturer in Law at the University of Chicago, a Principal Investigator of the U.S. Supreme Court Database project, and co-editor of the *Journal of Law, Economics, & Organization*. A recipient of 12 grants from the National Science Foundation, Professor Epstein has authored or co-authored over 100 articles and essays and 17 books.

She is a Fellow of the American Academy of Arts and Sciences and the American Academy of Political and Social Science. Her research and teaching interests center on law and legal institutions, especially the behavior of judges, and she teaches courses on constitutional law, judicial behavior, the U.S. Supreme Court, and research design and methods. Her most recent books are *The Behavior of Federal Judges*, with William M. Landes and Richard A. Posner (Harvard University Press) and *An Introduction to Empirical Legal Research*, with Andrew D. Martin (Oxford University Press). In September of 2016, Epstein received the Lifetime Achievement Award from the Law and Courts Section of the American Political Science Association. In 2011, she received Northwestern University School of Law's Outstanding First-Year Course Professor Award.



Megan Fairlie

Associate Professor of Law, Florida International University College of Law

Megan Fairlie is an Associate Professor at Florida International University College of Law (Miami), where she has taught criminal law, criminal procedure, and international criminal law and procedure since 2007. Prior to joining the faculty at FIU, Professor Fairlie was a part of the Transitional Justice Institute and a Lecturer in Law at the University of Ulster in Jordanstown, Northern Ireland. A member of the bar in the states of New York and North Carolina, she is a former prosecutor who earned her J.D., with honors, from Washington and Lee University School of Law. She also holds an LL.M. in international peace support operations and Ph.D. in international human rights law, both from the National University of Ireland, Galway. Her research has been published in leading journals in the United States and Europe, including *the American Journal of International Law*, *Berkeley Journal of International Law*, *International Criminal Law Review* and the *Vanderbilt Journal of Transnational Law*.



Stuart Ford

Associate Professor of Law, John Marshall Law School

Stuart Ford is an Associate Professor of Law at John Marshall Law School. His academic interest is public international law, particularly international criminal law and international criminal courts. He has published articles on the International Criminal Court, the International Criminal Tribunal for the former Yugoslavia, the Special Court for Sierra Leone, the responsibility to protect doctrine, crimes against humanity, and genocide. In 2015, he received John Marshall's Faculty Scholarly Achievement Award. His current research explores the effectiveness of international criminal tribunals, with the goal of improving their success. He is currently Co-Chair of the American Society of International Law's International Courts and Tribunals Interest Group and is a past Chair of the American Association of Law Schools' Section on International Human Rights. He spent the summer of 2015 as a Visiting Professional at the International Criminal Court where he helped the Office of the Prosecutor develop performance metrics for its investigations and prosecutions. At John Marshall, he teaches Civil Procedure, Evidence, Criminal Law, International Criminal Law, and International Organizations.



Alexander "Sasha" Greenawalt
Professor of Law, Elisabeth Haub School of Law, Pace University

Alexander ("Sasha") K.A. Greenawalt is a Visiting Professor at Columbia University School of Law (Spring 2017) and Professor of Law at the Elisabeth Haub School of Law at Pace University where he teaches courses in international law, international criminal law, constitutional law, and national security law among other subjects. His research focuses on international law, criminal law, and the laws of war. Professor Greenawalt previously worked at the firm of Debevoise & Plimpton LLP, where his practice focused on international disputes, and he served as a law clerk for the Honorable Stephen F. Williams of the United States Court of Appeals for the District of Columbia Circuit. As a student, Professor Greenawalt worked for the Office of the Prosecutor of the International Criminal Tribunal for the former Yugoslavia, for the Legal Advisor's Office of the United States Department of State, and for Human Rights Watch as a field researcher during the war in the former Yugoslavia. Professor Greenawalt is a graduate of Columbia University School of Law, where he was a James Kent Scholar and Articles Editor of *The Columbia Law Review*. He has an M.A. in History from Yale University and an A.B. in Religion from Princeton University.



Matthew Kane
Professor of Law, University of Oklahoma College of Law

Professor Matthew Kane has taught courses on criminal law, international criminal law, comparative law, and comparative approaches to counterterrorism at University of Oklahoma College of Law since 2012. He is also a Director at Ryan Whaley Coldiron Jantzen Peters & Webber, where he maintains an active caseload, focused on white-collar and other criminal defense and complex civil litigation. He has been admitted to the List of Counsel for the International Criminal Court and served as an AMICC delegate to various Preparatory Commission and Assembly of States Parties meetings. He has presented and published extensively on international criminal law issues, including challenges facing the ICC.



Michael Kelly
Professor of Law, Associate Dean of International Programs, Creighton University School of Law

Professor Michael Kelly coordinates the International and Comparative Law Program at Creighton University School of Law. He is President of the U.S. National Chapter of L'Association International du Droit Pénal, a Paris-based society of international criminal law scholars, judges and attorneys founded in 1924 that enjoys consultative status with the United Nations. He is the author and co-author of five books and over thirty articles and book chapters on international, comparative and Native American law, and his widely-cited work is among the top 3% downloaded from SSRN. He previously served as a member of the President's Advisory Committee on Global Engagement for the American Association of Law Schools (AALS) and Co-Chair of the American Bar Association's Task Force on Internet Governance. His work developing theoretical and procedural avenues to hold companies accountable for complicity in atrocities was published under the title *Prosecuting Corporations for Genocide* (Oxford University Press 2016). Professor Kelly holds the Senator Allen A. Sekt Endowed Chair in Law at Creighton.



Patrick Keenan
Professor of Law, University of Illinois College of Law at Urbana-Champaign

Professor Patrick Keenan's research and scholarship focus on the connections between human rights, economic development, and business. He has published articles examining conflict minerals and the law of pillage, the purposes of international criminal law, human trafficking and tourism, China's role in Africa, the human rights potential of sovereign wealth funds, the International Finance Corporation's investments in Africa and the Caribbean, and many other issues. He has taught courses on international criminal law, counter-terrorism law, human rights, business and human rights, and the responsibilities of lawyers. He also created, and for 10 years directed, the Human Rights Law Clinic, in which students worked directly with lawyers and advocates in Africa and the Caribbean on human rights issues. Before entering law

teaching, Professor Keenan litigated death penalty cases in Georgia and Alabama as an attorney with the Southern Center for Human Rights. He graduated from Yale Law School and Tufts University, clerked for Judge Myron H. Thompson of the U.S. District Court for the Middle District of Alabama, and served in the Peace Corps in the Democratic Republic of Congo.



Milan Markovic
Associate Professor of Law, Texas A&M University School of Law

Professor Milan Markovic joined the faculty of Texas A&M University School of Law in 2012 from Temple University's Beasley School Law, where he was an Abraham L. Freedman Fellow. At Texas A&M, Professor Markovic teaches professional responsibility, international law, and business associations. He previously practiced law in New York City with Sidley Austin LLP and Baker Hostetler LLP and clerked for the Appeals Chamber of the International Criminal Court in The Hague, the Netherlands. Professor Markovic's scholarship examines the duties of lawyers and judges in transnational contexts and has appeared in such publications as the *Fordham Law Review*, *Utah Law Review*, and *Michigan Journal of International Law*. He has been cited in submissions to the International Criminal Court, Extraordinary Chambers in the Courts of Cambodia, and has prepared testimony before the United States House Judiciary Subcommittee on the Constitution, Civil Rights, and Civil Liberties.



Saira Mohamed
Assistant Professor of Law, UC Berkeley School of Law

Saira Mohamed is an Assistant Professor of Law at UC Berkeley School of Law. Her primary interests are in the areas of criminal law and human rights, with her research focused on responses to mass atrocity. Examining the roles of criminal law and armed force in preventing and stopping widespread violence, her work considers the meaning of responsibility in mass atrocity crimes and seeks to unsettle conventional conceptions of choice and participation in this context. Her most recent articles are forthcoming or have appeared in the *California Law Review*, *Columbia Law Review*, and *Yale Law Journal*. She previously served as Senior Advisor in the Office of the U.S. Special Envoy for Sudan, where she counseled government officials on legal and policy issues regarding the work of the International Criminal Court in Darfur and the resolution of the civil war in Sudan. She was also an Attorney-Adviser for human rights and refugees in the State Department's Office of the Legal Adviser, where her portfolio included asylum cases and human rights litigation in U.S. courts. Professor Mohamed is a graduate of Columbia Law School, where she was Executive Articles Editor of the *Columbia Law Review* and recipient of the David Berger Memorial Prize for international law. She also received a Master of International Affairs from Columbia's School of International and Public Affairs. She clerked for Judge Kim McLane Wardlaw of the United States Court of Appeals for the Ninth Circuit. Immediately prior to joining Berkeley Law, she was the James Milligan Fellow at Columbia Law School.



Luz Estella Nagle
Professor of Law, Stetson University College of Law

Luz Estella Nagle is a Professor of Law at Stetson University College of Law in St. Petersburg, Florida, where she specializes in international law, trans-border criminal law, human trafficking, international business law, and national security law. Her career prior to teaching includes having been a judge in Medellín, Colombia, serving as a law clerk to the Supreme Court of Virginia, working as an undercover private investigator in Los Angeles, and pursuing software pirates as a member of Microsoft Corporation's Latin America Copyright Enforcement Practice. An elected member of several learned legal societies, including the American Law Institute, she currently serves the International Bar Association as the Latin American Regional Forum Liaison Officer of the Access to Justice and Legal Aid Committee, following significant leadership roles in the IBA. She is also a prominent international voice in the fight against human trafficking and modern day slavery and serves as Vice-Chair of the IBA President's Task Force against Human Trafficking.

Professor Nagle holds an LL.D. from the Universidad Pontificia Bolivariana, a J.D. from the College of William & Mary, an LL.M. in international law and an M.A. in Latin American studies from the University of California at Los Angeles, and two certifications in national security law from the Center for National Security Law at the University of Virginia School of Law.



Harry Rhea

Assistant Professor of Criminal Justice, Rutgers University – Camden

Harry Rhea is an Assistant Professor of Criminal Justice at Rutgers University – Camden. He earned his Ph.D. at the National University of Ireland, Galway. Prior to his post at Rutgers, he was an Assistant Professor in the School of International and Public Affairs at Florida International University, where he was instrumental in developing and administering the proposal for the first Ph.D. in international crime and justice in the United States. Dr. Rhea is the author of *The United States and International Criminal Tribunals* (Intersentia, 2012) and several articles on war crimes investigative commissions and international criminal courts. In 2013, he was awarded the Roslyn Muraskin Emerging Scholar Award from the Northeastern Association of Criminal Justice Sciences. He is Chair of the Academy of Criminal Justice Sciences International Section. Dr. Rhea's research focuses on United States foreign policy and international criminal justice.



Leila Nadya Sadat

James Carr Professor of International Criminal Law, Director of the Whitney R. Harris World Law Institute, Washington University School of Law

Leila Nadya Sadat is the James Carr Professor of International Criminal Law at Washington University School of Law and has served as Director of the Whitney R. Harris World Law Institute since 2007. Professor Sadat is an internationally renowned human rights expert specializing in international criminal law, public international law and foreign affairs, and has published more than 100 books, articles, and essays in leading journals, academic presses, and media outlets throughout the world. In 2008, she launched the *Crimes Against Humanity Initiative*, an international effort to study the problem of crimes against humanity and draft a global treaty addressing their punishment and prevention. She has been serving as Special Adviser on Crimes Against Humanity to the International Criminal Court Prosecutor Fatou Bensouda since 2012. In 2012, she was elected to membership in the U.S. Council on Foreign Relations. In 2011, she was awarded the Alexis de Tocqueville Distinguished Fulbright Chair in Paris, France, the first woman to receive such an honor. She has served as the Faculty Advisor and Coach of Washington University's Philip C. Jessup International Law Moot Court team for nearly two decades.



Matiangai Sirleaf

Assistant Professor of Law, University Pittsburgh Law School

Matiangai Sirleaf is an Assistant Professor of Law at the University of Pittsburgh Law School. Her scholarly work asks how institutions can more systematically address the challenges of providing redress for survivors of mass violence in resource-constrained contexts. Her work draws on insights from the fields of international law and human rights, as well as criminal law. Her most recent publications are *The African Justice Cascade and the Malabo Protocol* 11 INT'L. J. TRANSITIONAL JUST. 71–91 (2017) (peer-review) and *Regionalism, Regime Complexes and International Criminal Justice in Africa* 54 COLUM. J. TRANSNAT'L L. 699 (2016). She is a graduate of Yale Law School. Prior to law school, she earned an M.A. in International Affairs, from the University of Ghana-Legon while on a Fulbright Fellowship. Matiangai's practice experience includes serving as Counsel in the International Human Rights Practice Group at Cohen Milstein, where she assisted with numerous cutting-edge international human rights cases, representing victims of human trafficking and forced labor, torture, enforced disappearance, extrajudicial killing, and arbitrary detention. Prior to this, she worked in South Africa where she clerked on the Constitutional Court for South Africa for former Chief Justice Sandile Ngcobo, taught a course on civic engagement with human rights for the International Human Rights Exchange Programme at the University of Witwatersrand, and worked at the International Center for Transitional Justice in Cape Town, South Africa on a Bernstein Fellowship (a fellowship for selected Yale Law School graduates to engage in full-time human rights advocacy).



Milena Sterio
Professor of Law, Associate Dean for Academic Enrichment, Cleveland-Marshall College of Law

Before joining the Cleveland-Marshall faculty, Professor and Associate Dean Milena Sterio was an Associate in the New York City firm of Cleary, Gottlieb, Steen & Hamilton and an Adjunct Law Professor at Cornell, where she taught in the International War Crimes Clinic. Her research interests are in the field of international law, international criminal law, international human rights, law of the seas, and in particular maritime piracy, as well as private international law. In her capacity as expert on maritime piracy law, she has participated in the meetings of the United Nations Contact Group on Piracy off the Coast of Somalia, and has been a member of the Piracy Expert Group, an academic think tank functioning within the auspices of the Public International Law and Policy Group. Professor Sterio is one of six permanent editors of the prestigious IntLawGrrls blog. In spring 2013, Professor Sterio was a Fulbright Scholar in Baku, Azerbaijan, at Baku State University. Professor Sterio earned her law degree, *magna cum laude*, from Cornell Law School in 2002. At Cornell, she was Order of the Coif, General Editor of the *Cornell International Law Journal* and a member of Phi Beta Kappa. In 2003, she earned a master's degree, *cum laude*, in Private International Law from the University Paris I-Pantheon-Sorbonne; in 2002, she earned a *Maitrise en droit franco-americain cum laude*, also from the Sorbonne.



Karen Tokarz
Charles Nagel Professor of Public Interest Law and Public Service, Washington University School of Law

Professor Karen Tokarz is an internationally recognized expert in dispute resolution and clinical legal education, and she has been named to Best Lawyers in Mediation and Alternative Dispute Resolution since 2010. Her scholarship addresses public interest law issues, including clinical legal education, dispute resolution, judicial selection, and elder law. She is Director of the law school's Negotiation and Dispute Resolution Program, and former Director of the school's highly ranked Clinical Education Program. Professor Tokarz is the founder of the law school's Global Public Interest Law & Conflict Resolution Initiative. Over the past 15 years, she has coordinated field placements for more than 180 law students with legal aid offices, human rights organizations, and tribunals in South Africa, Ghana, Rwanda, Tanzania, Kenya, Burkina Faso, Somalia, and the Democratic Republic of Congo, as well as Brazil, Chile, Panama, Cambodia, India, China, Italy, and Thailand. She also coordinates the law school's Public Interest Law & Policy Speaker Series, now in its 19th year.



Hannibal Travis
Professor of Law, Florida International University

Professor Hannibal Travis teaches and conducts research in the fields of cyberlaw, intellectual property, antitrust, international and comparative law, and human rights. He joined FIU after several years practicing intellectual property and Internet law at O'Melveny & Myers in San Francisco, California, and at Debevoise & Plimpton in New York. He has also served as a Visiting Associate Professor of Law at Villanova University, and a Visiting Fellow at Oxford. Professor Travis has published widely on genocide and human rights, including articles in the *Arizona*, *Brooklyn*, and *Cornell* journals of international law, book chapters selected for publication by six academic presses, and a monograph containing the first comprehensive history of physical and cultural genocide in the Middle East and North Africa, entitled *Genocide in the Middle East: The Ottoman Empire, Iraq, and Sudan* (Carolina Academic Press, 2010). He is currently an Editorial Advisory Board member of *Genocide Studies International* (University of Toronto Press), and serves as a peer reviewer for manuscripts submitted to CUP, OUP, and *Genocide Studies and Prevention* (the journal of the International Association of Genocide Scholars). He has also published articles on copyright, trademark, antitrust law, telecommunications law, and net neutrality and contributed to symposia and edited volumes on the international and comparative law of copyright and performers' rights. He has coached FIU's Jessup International Law Moot Court team, Lefkowitz Trademark Law Moot Court team, and BMI Copyright Law Moot Court team.



John Washburn
Convener, AMICC

John Washburn became Convener of the American Non-Governmental Organizations Coalition for the International Criminal Court (AMICC) in 2002, following three decades of service in the U.S. Foreign Service and the United Nations. In the Foreign Service, he specialized in international organizations and served in Iran, Indonesia, India and as a member of the State Department's Policy Planning Staff responsible for international organizations and multilateral affairs. At the United Nations, he was the director of a unit in the Executive Office of the Secretary General and later served in the Department of Political Affairs. He was an NGO observer throughout the negotiations leading to the 1998 diplomatic conference in Rome that created the ICC Rome Statute and is a co-author of a book on the subject. Washburn is a graduate of Harvard College and Harvard Law School and a member of the District of Columbia bar. He belongs to the American Society of International Law and the Council on Foreign Relations, and is a founding member of the Academic Council on the United Nations System.



Melissa A. Waters
Professor of Law, Washington University School of Law

Professor Melissa A. Waters is an expert in international law, foreign relations law, international human rights law, and international conflicts of law. Her scholarship focuses on the intersection of international and domestic law, and in particular on the incorporation of treaties and other forms of international law into domestic legal regimes. She has written extensively on the role of transnational judicial dialogue in shaping international legal norms, and on the debate in Congress and in the media over the use of foreign and international law in interpreting the U.S. Constitution. Prior to entering law teaching, Professor Waters clerked for the Hon. Morris S. Arnold, U.S. Court of Appeals for the Eighth Circuit. She also practiced law for the Washington, D.C. firm of Williams & Connolly, where she was a member of President Clinton's legal defense team. She served in the U.S. State Department as Senior Advisor to Harold Hongju Koh, Assistant Secretary of State for Democracy, Human Rights & Labor. Additionally, she was a consultant to the Soros Foundation Open Society Institute, specializing in the design, development, and implementation of rule of law and human rights capacity building projects. In addition to her scholarly work, Professor Waters specializes in developing and conducting human rights and rule of law training programs for legal professionals in transitional democracies, most recently partnering with the State Department, the Department of Justice, and ABA/CEELI to train judges and government officials from Iraq and Central Asia. Her work with Iraqi legal professionals has been featured on NPR's All Things Considered.



Matthew Zierler
Associate Professor of International Relations, James Madison College, Michigan State University

Matthew Zierler is an Associate Professor of International Relations in Michigan State University's James Madison College. He is also Associate Dean of the Honors College at MSU. Professor Zierler earned his bachelor's degree in international affairs from George Washington University, and his master's degree and doctorate degree in political science from the University of Wisconsin-Madison. His research and teaching interests are in foreign policy, international security, international law, and international cooperation. Professor Zierler has also led a study abroad program to Brussels, Belgium on six occasions (each with a trip to The Hague to visit the ICC or ICTY), and has served as a visiting faculty member at ADA University in Baku, Azerbaijan. He has authored or co-authored articles in *World Policy Journal*, *Journal of European Integration*, and elsewhere.