

David Pimentel

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EXPERIENCE

- Aug 2015-present **University of Idaho, College of Law, Moscow, ID**
Associate Dean for Faculty Development (as of October 2018) and *Professor of Law* (Associate Professor until August 2019) – teaching Torts, Contracts, Remedies, Comparative Law, and Law and Economics; Diversity and Human Rights Committee member (2015-16) and chair (2016); Appointments Committee vice-chair (2017-18) and chair (2018-present); University Promotions Committee member (2017-18); University Dismissal Hearings Committee member (2017-present) and chair (2018-19); University Curriculum Committee member (2018-19); J. Reuben Clark Law Society faculty advisor (2015-18); Idaho Critical Legal Studies Journal faculty advisor (2017- present).
- Aug 2012-
July 2015 **Ohio Northern University, Claude W. Pettit College of Law, Ada, OH**
Interim Director, Democratic Governance and Rule of Law LL.M. Program (2014-15)
Director, Center for Democratic Governance and Rule of Law (2014)
Visiting Associate Professor (2012-15) – taught Public Law and Legislative Process, Property, Law and Economics, and, in the LL.M. Program, American Legal System, and the Rule of Law Seminar; International Law Society faculty advisor (2014-15); Student-Faculty Relations Committee chair (2013-14) and Faculty Engagement and Development Committee member (2013-present); Strategic Planning Committee member (2014-15)
- Dec 2011 **Hong Kong University, Centre for Comparative and Public Law, Hong Kong, China**
Visiting Fellow – lectured on post-conflict justice and judicial reform
- May 2011-
July 2011 **Université d’Auvergne, Clermont-Ferrand, France**
Visiting Professor – taught summer course on post-conflict justice
- Sep 2010-
May 2011 **University of Sarajevo, Faculty of Law, Sarajevo, Bosnia & Herzegovina**
Fulbright Scholar/Visiting Professor – researched impact of post-war judicial reform; lectured
- Aug 2007-
May 2012 **Florida Coastal School of Law, Jacksonville, FL**
Associate Professor of Law (Assistant Professor until August 2010) – taught Criminal Law, Remedies, Torts, Comparative Law, Law and Economics, and Int’l Rule of Law; Academic Standards Committee member (2007-10) and chair (2009-10); Hispanic American Law Students Association faculty advisor; J. Reuben Clark Law Society faculty advisor
- May 2006-
Jan. 2007 **United Nations Mission in Sudan (UNMIS), Juba, Sudan**
Senior Judicial Affairs Officer and Head of Rule of Law for Southern Sudan (P5) – oversaw UNMIS’s efforts to foster rule of law development in South Sudan, working with the judiciary of the newly-formed Government of Southern Sudan, executive agencies, NGOs, and other donors
- Feb. 2003-
May 2006, Jan 2007-
July 2007 **United Nations, International Criminal Tribunal for the former Yugoslavia, The Hague, Netherlands**
Chief of Court Management (P5) – supervised a staff of over 40, facilitating courtroom proceedings and overseeing case filings, documents and archives; implemented electronic case files system and “eCourt” (allowing paperless trials); overhauled and administered legal aid system
- Oct.2002-
Jan. 2003 **ABA / Central European and Eurasian Law Initiative (CEELI), Bucharest, Romania**
Legal Specialist – led the Romania office of CEELI (now the ABA Rule of Law Initiative); pursued projects on court administration reform, judicial education, and ethics in the Romanian judiciary

- Jan. 2002-
Oct. 2002 **Independent Judicial Commission**, Sarajevo, Bosnia & Herzegovina
Court Reform Consultant
– led a project to map a restructuring of the BiH court system, on a direct contract with USAID
– served as the court administration expert on a Norwegian-funded court reform project
- Aug. 1998-
Jan. 2002 **United States Courts for the Fifth Circuit**, Office of the Circuit Executive, New Orleans, LA
Deputy Circuit Executive – served as the Circuit Executive’s chief deputy, overseeing staff work for the Judicial Council of the Fifth Circuit and the Chief Circuit Judge
- Aug. 1997-
July 1998 **United States Supreme Court**, Washington, DC
Supreme Court Fellow – special research projects for the Rules Committees of the U.S. Judicial Conference, the Administrative Office of the U.S. Courts and the U.S. Sentencing Commission
- Oct. 1991-
Aug. 1997 **United States Courts for the Ninth Circuit**, Office of the Circuit Executive, San Francisco, CA
Assistant Circuit Executive for Legal Affairs – provided legal advice to the Circuit Council; served as chief ethics officer in the circuit; conducted investigations and hearings on charges of judicial misconduct; staffed committees on, *inter alia*, Jury Instructions, Local Rules, Capital Cases, Criminal Justice Act Implementation, Civil Justice Reform Act Review, and Tribal Courts
- Oct. 1990-
Oct. 1991 **United States District Court**, Honolulu, HI
Law Clerk to Senior U.S. District Judge Martin Pence – legal research, briefing, and drafting
- Sept. 1988-
Sept. 1990 **Perkins Coie**, Seattle, WA
Associate Attorney – litigation in federal and state court: discovery, trial, appeals, and arbitration

EDUCATION

- Legal **Berkeley Law**, University of California, Berkeley
Harvard Law School, Cambridge, Massachusetts (third year)
May 1988 J.D. (awarded by Berkeley)
• *California Law Review*, member
• Concurrently enrolled in Ph.D. program in Economics at Berkeley (ABD as of 1987)
- General **University of California, Berkeley**
Dec. 1987 M.A. Economics
• Field exams: Law & Economics, Labor Economics
- Aug. 1984 **Brigham Young University**, Provo, Utah
B.A. Economics, *summa cum laude*

PUBLICATIONS & OTHER WRITINGS

- 2020 *The Blues and the Rule of Law*, 67 LOY. L. R. ____ (2020)
- Innovation in a Legal Vacuum: The Uncertain Legal Landscape for Shared Micro-Mobility*, 2020 J. L. & MOBILITY ____ (2020) (with Michael B. Lowry, Timothy W. Koglin, and Ronald W. Pimentel)
- If You Provide, Will They Ride? Motivators and Deterrents to Shared Micro-Mobility*, 6(6) INT’L J. BUS & APPLIED SOC. SCI. (June 2020) (with Ronald W. Pimentel, Michael B. Lowry, Amanda K. Glazer, Timothy W. Koglin, Grace A. Moe, and Marianna M. Knysh), <https://ijbassnet.com/publication/331/details>
- 2019 *Punishing Families for Being Poor: How Child Protection Interventions Threaten the Right*

- to Parent while Impoverished*, 71 OKLA. L. REV. 883 (2019)
- 2018 *Cycling, Safety, and Victim-Blaming: Toward a Coherent Public Policy for Bicycling in 21st Century America*, 85 TENN. L. REV. 753 (2018)
- Forfeiture Policy in the United States: Is There Hope for Reform?* 17 CRIMINOLOGY & PUB. POL'Y 129 (2018) (peer reviewed)
- Civil Asset Forfeiture Abuse: Can State Legislation Solve the Problem?* 25 GEO. MASON L. REV. 173 (2018)
- Free-range parenting gets legal protection in Utah – but should the state dictate how to parent?* THE CONVERSATION (June 5, 2018) <https://theconversation.com/free-range-parenting-gets-legal-protection-in-utah-but-should-the-state-dictate-how-to-parent-97284>
- Op-Ed, *Quality of Life on Third Street and Bicycling the Corridor*, MOSCOW-PULLMAN DAILY NEWS (Jan. 19, 2018)
- 2017 *Forfeitures and the Eighth Amendment: A Practical Approach to the Excessive Fines Clause as a Check on Government Seizures*, 11 HARV. L. & POL'Y REV. 541 (2017)
- Protecting the Free-Range Kid: Recalibrating Parents' Rights and the Best Interest of the Child*, 38 CARDOZO L. REV. 1 (2016), republished in 30 MINN. FAMILY L. J. 235 (2017)
- 2016 *Balancing Judicial Independence and Accountability in a Transitional State: The Case of Thailand*, 33 UCLA PAC. BASIN L. J. 155 (2016)
- The Impact of Obergefell: Traditional Marriage's New Lease on Life?*, 30 B.Y.U. J. PUB. L. 251 (2016)
- 2015 *Legal Education as a Rule of Law Strategy – Problems and Opportunities with U.S.-based Programs*, 22 U.C. DAVIS J. INT'L L. & POL'Y 41 (2015)
- Rule of Law Reform in Transitional States: Bringing Method to the Madness* (a review of RACHEL KLEINFELD, ADVANCING THE RULE OF LAW ABROAD: NEXT GENERATION REFORM), 13 SANTA CLARA J. INT'L L. 467 (2015) (solicited)
- 2014 *Fearing the Bogeyman: How the Legal System's Overreaction to Perceived Danger Threatens Families and Children*, 42 PEPP. L. REV. 235 (2014)
- Culture and the Rule of Law: Cautions for Constitution-making*, 37 FORDHAM INT'L L. J. ONLINE 101 (2014); published separately, in Turkish, as a chapter in FATİH ÖZTÜRK, ED., YENİ ANAYASA İÇİN YOL HARITASI 67 (2012), and in English, in FATİH ÖZTÜRK, MURAT YANIK, HÜSEYİN ÖZCAN, ED., A ROAD MAP OF A NEW CONSTITUTION FOR TURKEY: ESSAYS IN COMPARATIVE CONSTITUTIONAL LAW 81 (2014)
- Amicus Brief*, *New Jersey Dep't of Children and Families v. E.D.-O*, Supreme Court of New Jersey, No. 073916 (2014), arguing for the grant of review to reconsider and reverse a finding of child endangerment, upheld by the Court of Appeals, against a mother who left her child in a parked car for a short time; review was ultimately granted, and the decision was unanimously reversed
- Prospects for the Rule of Law in South Sudan*, JURIST – Forum, Jan. 29, 2014 <http://jurist.org/forum/2014/01/david-pimentel-south-sudan.php>
- Op-Ed, *NJ courts interfere with parents' child-rearing rights*, N.J. STAR-LEDGER, January 30, 2014 http://blog.nj.com/njv_guest_blog/2014/01/nj_courts_interfere_with_paren.html
- 2013 *Judicial Independence in Post-conflict Iraq: Establishing the Rule of Law in an Islamic Constitutional Democracy* (with Brian Anderson), 46 GEO. WASH. INT'L L. REV. 29 (2013)
- The Widening Maturing Gap: Trying Juveniles as Adults in an Era of Extended*

- Adolescence*, 46 TEXAS TECH L. REV. 72 (2013) (solicited)
- 2012 ***Criminal Child Neglect and the “Free Range Kid”: Is Overprotective Parenting the New Standard of Care?***, 2012 UTAH L. REV. 947 (2012)
- over 20,000 downloads
 - quoted at length and relied upon in *State v. Cummings*, 297 Kan. 716, 726-27 (2013)
 - discussed at length and relied upon in *Hall v. State*, 448 Md. 318, 332-33 (2016)
- Forfeitures Revisited: Bringing Principle to Practice in Federal Court***, 13 NEV. L. J. 1 (2012)
- cited in *United States v. \$196,969.00*, 719 F.3d 644 (7th Cir. 2013) (J. Posner)
- 2011 ***Judicial Independence at the Crossroads: Grappling with Ideology and History in the New Nepali Constitution***, 21 IND. INT’L & COMP. L. REV. 207 (2011); published simultaneously in the sub-continent at 5 INDIAN J. CONST. L. 77 (2011)
- Legal Pluralism in Post-colonial Africa: Linking Statutory and Customary Adjudication in Mozambique***, 14 YALE HUMAN RTS. & DEV. L. J. 59 (2011)
- Foreword***, MUSTAFA TÖREN YÜCEL, JUDICIAL REFORM AND DEMOCRACY (YARGI REFORMU VE DEMOKRASI) (published in Turkish and English by Çankaya University, 2011)
- 2010 ***Legal Pluralism and the Rule of Law: Can Indigenous Justice Survive?***, 32(2) HARV. INT’L REV. 32 (2010) (solicited)
- Constitutional Concepts for the Rule of Law: A Vision for the Post-Monarchy Judiciary in Nepal***, 9 WASH. U. GLOBAL STUD. L. REV. 283 (2010)
- Rule of Law Reform without Cultural Imperialism: Strengthening Customary Justice through Collateral Review in Southern Sudan***, 2 HAGUE J. ON RULE L. 1 (2010) (peer reviewed)
- 2009 ***The Reluctant Tattle-tale: Closing the Gap in Federal Judicial Discipline***, 76 TENN. L. REV. 909 (2009)
- Reframing the Independence v. Accountability Debate: Defining Judicial Structure in Light of Judges’ Courage and Integrity***, 57 CLEV. ST. L. REV. 1 (2009)
- 2008 ***Restructuring the Courts: In Search of Basic Principles for the Judiciary of Post-war Bosnia and Herzegovina***, 9 CHI. J. INT’L LAW 107 (2008)
- 2004 ***Technology in a War Crimes Tribunal: Recent Experience at the ICTY***, 12 WM. & MARY BILL OF RTS. J. 715 (2004).
- 2002 ***Justice in Due Time: A Report of the Court Administration Reform Project***, (with A. Austbø, B. Aspelund, and R. Đurić) published by the Independent Judicial Commission, Sarajevo, Bosnia and Herzegovina (April 2002)
- 1999 ***Forfeiture Procedure in Federal Court: An Overview***, 183 F.R.D. 1 (1999)

PEER REVIEW

Served as peer-reviewer for the following publishers/organizations:

- 2020 **L'Università Bocconi**, review of scholarship of tenure candidate
- 2019-present **The University of Hong Kong, Faculty of Law**, serve as External Examiner for the LL.M. Program, conducting annual review of the quality of the academic program
- 2018-present **Cambridge University Press, Journal of African Law** (Re: Customary, Islamic, and Colonial Law in Africa)

- 2018-present **Canadian Journal of African Studies / La revue canadienne des études africaines** (Re: Legal Pluralism in Sub-Saharan Africa)
- 2018-present **National Science Foundation** (Re: Rule of Law in Post-Conflict Societies)
- 2018-present **Transportation Research Record: Journal of the Transportation Research Board** (Re: Regulation of Personal Transportation Devices)
- 2017-present **Criminology & Public Policy** (Re: Forfeitures)
- 2016-present **Rubriq** (Re: Shari'a in Common Law Jurisdictions)
- 2016-present **Law & Social Inquiry** (Re: Colonial Influence in the Rule of Law in Sub-Saharan Africa)
- 2015-present **Routledge**, London, UK (Re: Politics and Human Rights in Sudan and South Sudan)
- 2015-present **State University of New York Press**, Albany NY (Re: Rule of Law in Post-Communist States)
- 2015-present **African Journal of Political Science and International Relations** (Re: Peacekeeping in Africa)
- 2013-present **LEAD Journal** [Law, Environment and Development Journal], London, New Delhi (Re: Customary Law and Indigenous Rights to Resources)
- 2010-present **The Hague Journal on Rule of Law**, The Hague, Netherlands (Re: African Customary Law, Legal Pluralism, Human Rights)

ADDITIONAL PURSUITS AND AFFILIATIONS

Lectures/Presentations

- 2020 **University of Idaho, Lionel Hampton Jazz Festival**, Moscow Idaho (February 22-23, 2019) “The Blues and the Rule of Law: Musical Expressions of the Failure of Justice” presentation
- Transportation Research Board**, Washington DC (January 14-15, 2020)
- “Innovation in a Legal Vacuum: The Uncertain Legal Landscape for Shared Micro-Mobility” (with Ronald W. Pimentel) – poster session
 - “If You Provide, Will They Ride? Motivators and Deterrents to Shared Micro-Mobility” (with Ronald W. Pimentel) – poster session
- 2019 **University of Idaho, College of Law**, Moscow Idaho (November 6, 2019) “Genocide – Thoughts and Reflections” – panel presentation
- PacTrans CSET Regional Transportation Conference, University of Washington**, Seattle WA (October 11, 2019) “Innovation in a Legal Vacuum: The Uncertain Legal Landscape for Shared Micro-mobility” (with Timothy W. Koglin, and Ronald W. Pimentel) – poster session
- Brigham Young University**, Provo UT (March 28, 2019) “Promoting the Rule of Law Abroad” – lecture to over 200 pre-law students
- University of Idaho, Lionel Hampton Jazz Festival**, Moscow Idaho (February 22-23, 2019) “The Blues and the Rule of Law: Musical Expressions of the Failure of Justice” presentation
- J. Reuben Clark Law Society**, New Orleans (January 2, 2019) “Punishing Families for Being Poor: How Child Protection Interventions Threaten the Right to Parent while Impoverished” paper presentation
- 2018 **Malcolm M. Renfrew Interdisciplinary Colloquium, University of Idaho**, Moscow, Idaho (December 4, 2018) “Promoting the Rule of Law Abroad: Noble Pursuit or Fool’s Errand?”
- University of Idaho, Bellwood Lecture Immigration Law & Policy Series**, Moscow, Idaho (October 23, 2018) “Emerging Security Threats for the Next Decade,” moderated panel that

included former Secretary of Homeland Security Michael Chertoff

Int'l Academy for the Study of the Jurisprudence of the Family, Symposium on the "Family and Poverty," Manila, Philippines (June 20-21, 2018) "Denying the Poor the Privilege of Parenting: How State Intervention in Parenting Choices Discriminates Against the Poor and Disempowered" paper presentation

Charles Koch Institute, "Future of Policing" policy working group (May 9, 2018) presentation on "State-Based Forfeiture Reform"

University of Idaho, Lionel Hampton Jazz Festival, Moscow Idaho (February 23-24, 2018) "The Blues and the Rule of Law: Musical Expressions of the Failure of Justice" presentation

2017

Int'l Academy for the Study of the Jurisprudence of the Family, Symposium on the "Judicial Protection of the Family: Too Little or Too Much?," Białystok, Poland (July 19-20, 2017) "Impact of Obergefell" paper presentation

Universidad Nacional de Costa Rica, Heredia, Costa Rica (June 20, 2017) "Post-Conflict Justice" guest lecture

Kootenai County Bar Association, Coeur d'Alene, Idaho (May 1, 2017) "Civil Forfeitures as an Assault on Property Rights: Can New State Legislation Address the Problem Where Federal Legislation Has Failed?" CLE Presentation

ABA Center on Children and the Law, Fifth National Parent Attorney Conference: Valuing Dignity and Respect for All Families, Tysons Corner, VA (April 26, 2017) "When can Parents Let Children be Alone? Labeling Parents Neglectful in an Age of State-Enforced Helicopter Parenting Norms" panel

Brigham Young University, Provo UT (March 9, 2017) "Promoting the Rule of Law Abroad" – lecture to over 200 pre-law students

University of Idaho, Lionel Hampton Jazz Festival, Moscow Idaho (February 24-25, 2017) "The Blues and the Rule of Law: Musical Expressions of the Failure of Justice and of Extra-Legal Recourse" presentation

J. Reuben Clark Law Society, San Francisco (January 3, 2017) "Civil Asset Forfeiture Abuses: Can State Legislation Solve the Problem?" paper presentation

2016

Federalist Society / Environmental Law Society, University of Idaho (November 3, 2106) "Climate Change and Regulation" panel presentation

Delta State University, International Conference on the Blues, Cleveland, Mississippi (October 3, 2016) "The Rule of Law and the Blues: Musical Expressions of the Failure of Justice and of Extra-legal Recourse" presentation

Inland Northwest Scholars' Conference, Gonzaga University, Spokane WA (July 31, 2016) "Forfeitures and the Eighth Amendment: the Excessive Fines Clause as a Check on Government Seizures" paper presentation

Int'l Academy for the Study of the Jurisprudence of the Family, Symposium on the Jurisprudence of Family Relations, San Pablo Catholic University Faculty of Law, Arequipa Peru (June 15-16, 2016) "Judging Parents" paper presentation; chaired panel on same-sex marriage issues

Law and Society Association, New Orleans, LA (June 2, 2016) "Judging Parents: Problems with State Enforcement of Parenting Norms" organized and chaired roundtable discussion

J. Reuben Clark Law Society, New York, NY (January 6, 2016) "Parental Rights and 'The Best Interest of the Child': Rebalancing the Roles of State and

- Family” paper presentation
- 2015 **Law & Economics Center at George Mason University**, Aventura FL (December 13, 2015)
 “Judicial Independence and Judicial Accountability” presentation at
 Workshop for Law Professors on the Economics of the Rule of Law
- Brigham Young University School of Law**, Provo UT (October 12, 2015)
 “The Impact of *Obergefell*: Traditional Marriage’s New Lease on Life?” at
 Symposium on “The Implications of *Obergefell v. Hodges* for Families, Faith and the Future”
- Thailand Institute of Justice**, Bangkok, Thailand (September 29, 2015)
 “Balancing Judicial Independence and Accountability” – presented day-long seminar
- Inland Northwest Scholars’ Conference**, University of Idaho, Boise ID (July 31, 2015)
 “Parental Rights and ‘The Best Interest of the Child’: Rebalancing the Roles of State and
 Family,” paper presentation
- Int’l Academy for the Study of the Jurisprudence of the Family, Symposium on the
 Jurisprudence of Family Relations**, Ono Academic College, Tel Aviv, Israel (June 8-9, 2015)
 “Parental Rights and ‘The Best Interest of the Child’: Rebalancing the Roles of State and
 Family”
- Law and Society Association**, Seattle WA (May 30, 2015)
 “Legal Education as a Rule of Law Strategy – Problems and Opportunities with U.S.-based
 Programs” paper presentation
- Federalist Society**, Ohio Northern University (February 24, 2015)
 “Globalization: the Answer to International Poverty?” panel, responding to remarks by Doug
 Bandow of the CATO Institute
- J. Reuben Clark Law Society**, Arizona State University (February 13, 2015)
 moderated panel of law school deans from the Arizona law schools and BYU
- 2014 **Federalist Society**, Ohio Northern University (September 16, 2014)
 “The Rise and Fall of Detroit: How Government Ruined One of the World’s Greatest Cities”
 panel, responding to remarks by Mario Loyola, Senior Fellow at the Texas Public Policy
 Foundation
- Center for Democratic Governance and Rule of Law**, Ohio Northern University, Ada, OH
 (April 11, 2014)
 “The Rwandan Genocide – 20 Years of Hindsight” panel discussion organizer and participant
- Center for Democratic Governance and Rule of Law**, Ohio Northern University, Ada, OH
 (March 25, 2014)
 “The Crisis in Ukraine: What is Happening and What Does it Mean?” panel discussion
 organizer and moderator
- J. Reuben Clark Law Society**, University of Missouri – Kansas City (February 15, 2014)
 “Avenues into Legal Academia” conference panel organizer and moderator
- Ohio Legal Scholarship Workshop**, Ohio Northern University, Ada, OH (January 25, 2014)
 “Forfeitures as Excessive Fines: Finding a Practical and Principled Approach for Eighth
 Amendment Protection”
- 2013 **Brigham Young University**, Provo UT (November 7, 2013)
 “Promoting the Rule of Law Abroad”
- Center for Human Rights and Genocide Studies**, University of North Dakota
Visiting Fellow (October 14-16, 2013)
- “South Sudan: Building a New Nation through the Courthouse and the Schoolhouse”
 (panelist)

- “Narratives of Judicial and Extra-Judicial Transition in Romania” (panelist)
- “Promoting the Rule of Law and Human Rights in Post-Conflict Societies: Practical and Ethical Dilemmas for the Modern Day Imperialist” (keynote address)
- “Chemical Weapons in Syria: Prospects for Justice, Intervention and Post-Conflict Healing” (panelist)

Ohio Wesleyan University, Delaware OH (October 11, 2013)
 “Promoting the Rule of Law Abroad”

Int’l Academy for the Study of the Jurisprudence of the Family, Symposium on the Jurisprudence of Family Relations, Yeshiva University, New York NY (June 10-11, 2013)
 “State Intervention in Parental Discretion: Enforcing Overprotective Norms”

Law and Society Association, Boston, MA

- “Promoting the Rule of Law in Precarious Places: Noble Pursuit or Fool’s Errand?” Roundtable Discussion Chair (May 31, 2013)
- “The Syrian Civil War: Prospects for Intervention, Justice and Post-Conflict Rebuilding” Roundtable Discussion Participant (June 1, 2013)

Int’l Jurists Union, International Symposium on Human Rights and the Islamic World: The Case of Iraq, Istanbul, Turkey (May 23-24, 2013)
 “Judicial Independence and the Role of Shari’a in a Modern Constitutional Democracy”

Rule of Law Collaborative, University of South Carolina, Columbia, SC
 Interagency Training on Rule of Law for federal personnel from DOJ, DOD, DOS, and USAID
 “Interagency Rule of Law Planning – the Case of South Sudan” Washington DC (16 March 2013)

Carhart Symposium, Ohio Northern University, Ada, OH (April 12, 2013)
 “Law and Religion in Conflict: Problems for Ethical Lawyering” – discussant

7th Annual Criminal Law Symposium, Texas Tech University, Lubbock, TX (April 5, 2013)
 “Juveniles and Criminal Law: When are (should) juveniles (be) tried as juveniles and when as adults?”

Ohio Legal Scholarship Workshop, Ohio State University, Columbus, OH (February 2, 2013)
 “Trying Juveniles as Adults in an Era of Extended Adolescence”

J. Reuben Clark Law Society, New Orleans, LA (4 January 2013) paper presentation
 “Legal Standards for Parental Care: the ‘Free Range Kid’ in an Era of Overprotective Parenting”

2012

Central States Law Schools Association, Cleveland, OH (19 October 2012)

Southeastern Association of Law Schools, Amelia Island, FL (2 August 2012)

New Scholars’ Panel: “Criminal Child Endangerment and the ‘Free-Range Kid’: Is Overprotection the New Standard of Care?”

JAG School, Charlottesville, VA (11 July 2012)

Lecture on “‘Blended’ Legal Systems: Legal Pluralism and the Rule of Law”; served also on a panel with Int’l Committee of the Red Cross and USAID representatives on working with NGOs

Rule of Law Collaborative, University of South Carolina, Columbia, SC

Interagency Training on Rule of Law for federal personnel from DOJ, DOD, DOS, and USAID

- “Working with NGOs and International Rule of Law Actors” Washington DC (15 March 2012), Columbia, SC (7 May 2012), Washington, DC (7 June 2012)
- “Interagency Rule of Law Planning– the Case of South Sudan” Washington DC (16 March 2012), Columbia, SC (8 May 2012), Washington DC (8 June 2012)
- “‘Blended’ Legal Systems: Legal Pluralism and the Rule of Law” Columbia, SC (May 9,

2012)

J. Reuben Clark Law Society, Washington, DC (4 January 2012)
“Establishing a Framework for Forfeiture Procedure”

2011

Asian Constitutional Law Forum, The University of Hong Kong (18 December 2011)
“Judicial Independence at the Crossroads: Grappling with Ideology and History in the New Nepali Constitution”

Florida Coastal School of Law, Alumni Day, Jacksonville FL (21 October 2011)
Keynote address: “Establishing the Rule of Law in Post-conflict Societies”

Melikşah University, Int’l Constitutional Symposium, Kayseri, Turkey (10 October 2011)
“Judicial Independence on Trial: Tensions and Compromises in Pursuit of the Rule of Law”

Boğaziçi Lawyers Ass’n, International Congress on Constitutional Law “Katılımcı Anayasa” (“Deliberative/Pluralistic Constitution”) Istanbul, Turkey (7-8 October 2011)
“Independence of the Judiciary”

University of Washington, “Learning from Tradition: Tribal Justice and the Rule of Law,” Seattle, Washington (June 16-17, 2011)
“Maximizing Traditional Justice: Legal Pluralism and the Rule of Law”

Université d’Auvergne, “L’hégémonie du droit américain et son impact en France: Mythe ou réalité?” Clermont-Ferrand, France (June 16, 2011) (with Sonya Hoener)
“Parole à accusé: L’américanisation du droit, point de vue d’un américain en France”

Constitutional Complaint International Symposium, Hukuk Adamları Birliği (Turkish Judges’ Union), Ankara, Turkey (May 13, 2011)
“Individual Application to the Constitutional Court in Other Countries”

Istanbul University, Int’l Congress on Constitutional Law, Istanbul, Turkey (May 12, 2011)
Chaired panel on “The Rule of Law, Judicial Reform, Independence and Impartiality of the Judiciary”; presented paper on “Judicial Governance: Independence and Accountability as a Product of Constitutional Structure”

Amity University, Institute for Advanced Legal Studies, New Delhi, India (May 9, 2011)
“Rethinking the Tension between Judicial Independence and Accountability: the Role of Court Structure” at a conference on “Religion and Governance in a Secular State”

G.P.K. Centre for Democracy, Peace & Development, Tribhuvan University, and the Nepal Bar Ass’n, “The Emerging New Constitution in Nepal,” Kathmandu, Nepal (May 6-7, 2011)

Chaired panels and made presentations on “Judicial Independence in the New Nepali Constitution,” “Rule of Law in Post-Conflict Nepal,” and “Property Rights Under the New Constitution.”

University of Tuzla, Tuzla, Bosnia and Herzegovina (April 6, 2011)
“Comparative Legal Culture and the Role of the Judiciary – Lessons for Rule of Law Reform”

2010

Government of Montenegro, Ministry of Justice, Budva, Montenegro (Nov. 16, 2010)
“Approach to a Court Network Reorganization Project in Montenegro” (funded by OSCE)

Southeastern Association of Law Schools, Palm Beach FL (August 4, 2010) panel
“From *Crow Dog* to *Ted Bundy*: Restorative and Retributive Justice as a Cultural Divide”

Supreme Court Bar Association, Kathmandu, Nepal (18 July 2010) lecture
“Judicial Independence and Accountability in the Post-conflict State”

UN Office of the High Commissioner on Human Rights / Constitutional Lawyers’ Forum, Kathmandu, Nepal (17 July 2010)

“The Independence of the Judiciary and Constitutional Courts”

Centre for Constitutional Dialogue (UNDP), Kathmandu, Nepal, (16 July 2010) speech
“How to Ensure and Strengthen Access to Justice in the Federal System”

State and Non-State Justice Provision Conference, Maputo, Mozambique (29 April 2010)
“The Dynamics of Legal Pluralism in Mozambique,” paper presentation on panel

University of North Florida, Jacksonville, Florida (30 March 2010) guest lecture in history,
“International Efforts to Suppress Genocide and Other Crimes Against Humanity”

J. Reuben Clark Law Society Salt Lake City, Utah (12 February 2010)

“So You Want to be a Law Professor: Avenues into Academia” moderated conference panel

American Association of Law Schools, New Orleans, Louisiana (10 January 2010) panel
“New Voices in Human Rights” Panel – paper presentation on customary law in Sudan

J. Reuben Clark Law Society, New Orleans, Louisiana (6 January 2010)

“Rule of Law Reform without Cultural Imperialism” paper presentation at conference

2009 **United States Institute of Peace, George Washington University, World Bank**,
Washington, DC (16-17 November 2009) paper presentation
“Customary Justice and Legal Pluralism in Post-Conflict and Fragile Societies”

Franklin Pierce Law Center, Concord, NH (9 March 2009) guest lecture

“Building the Rule of Law in Post-Conflict Society – Lessons from Bosnia and Sudan”

Nepal Constitution Consortium, Kathmandu (13-15 February 2009)

“Issues and Challenges for the Judiciary in the New Nepali Constitution” presented and
moderated multiple panels at the conference

J. Reuben Clark Law Society, San Diego, California (6 January 2009) paper presentation

“The Reluctant Tattle-tale” on federal judicial discipline

2008 **Stetson University School of Law**, St. Petersburg, Florida (15 November 2008)
Junior Faculty Forum: “The Reluctant Tattle-tale” on federal judicial discipline

International Association for Court Administration, Dublin, Ireland (23 April 2008)
“Achieving Justice in Southern Sudan” presentation at the conference

University of North Dakota, Grand Forks, North Dakota (8 April 2008)

“Child Protection Challenges in Southern Sudan: The Legacy of Culture & Conflict”
presentation at the conference on international rights of the child

2004 **Academy of European Law**, Trier, Germany (6 April 2004)
“The Rights and Treatment of Detainees [in International Criminal Tribunals]” lecture

1999 **Federal Judicial Center**, Washington, DC

“All About the Circuit Executive” developed and delivered a live, nation-wide ethics training
broadcast for federal court judges and staff (with Mike Siegel & Robin Donaghue)

1997 **U.S Courts for the Ninth Circuit**, Los Angeles, San Francisco, Boise, Honolulu, Anchorage
Developed and delivered ½-day ethics courses, to federal court staff in nine federal courts

Honors

2019 **Alumni Award of Excellence**, University of Idaho, awarded upon a student’s nomination for
“outstanding contribution to the academic development of [one’s] students and to the goals and
ideals of the University of Idaho”

2014 **Fowler V. Harper Award for Excellence in Legal Scholarship**, awarded to one faculty
member each year at Ohio Northern University’s Claude W. Pettit College of Law

- 2010-11 **Fulbright Scholar**, University of Sarajevo, Bosnia and Herzegovina
- 2007 **William R. McMahon Award**, awarded by the American Bar Association for leadership in the field of technology in the courts
- 1998 **Tom C. Clark Award**, distinction reserved for one Supreme Court Fellow each year, presented by Chief Justice Rehnquist and the family of the late Justice Tom C. Clark
- 1997-98 **Supreme Court Fellow**, United States Supreme Court Fellows Commission. Washington, DC
- 1996 **Circuit Executive's Award**, U.S. Courts for the Ninth Circuit, for exceptional performance
- 1987 **Robert P. Cowell Fellowship** in Labor Law, Boalt Hall School of Law

Professional Training

- 1992-98 **Institute for Court Management**, Williamsburg, Virginia
Completed *Court Executive Development Program*, a part-time, in-service training program for court professionals, including a thesis; named an ICM Fellow in April 1998
- 1993 **National Judicial College**, Reno, Nevada
Completed a full-week course in Indian tribal court jurisdiction

Associations

- 2017-present **International Journal on the Jurisprudence of the Family**, Managing Editor
- 2015-present **International Academy for the Study of the Jurisprudence of the Family**, member
- 2016-present Executive Board member
- 1989-present **American Bar Association**, member
- 2007-present Committee on Rule of Law and International Courts, ABA Judges' Division
- 2007-present Committee on Judicial Affairs, ABA International Law Section
- 1993-97 **State Bar of California, Committee on Federal Courts**, (ex officio) federal court liaison
- 1994-97 **Alameda County Bar Association**, Legislation Committee (vice-chair, 1997)
- 1996-97 Subcommittee on State Bar/Legal Practice, chair

Community

- 1995-2014 **União Portuguesa do Estado da California** (California Portuguese Union), Council No. 1
- 1981-present **Church of Jesus Christ of Latter-Day Saints**, various volunteer positions including full-time missionary (Southern Italy, 1981-83)

Languages

Italian
 French (working knowledge)
 Spanish (working knowledge)

BAR ADMISSIONS

- 1988 Washington State Bar
- 1998 United States Supreme Court
- 1991 Hawaii State Bar (inactive)
- 1991 California State Bar (inactive)