

DUNCAN B. HOLLIS

Associate Dean for Academic Affairs &
Associate Professor of Law
Temple University's James E. Beasley School of Law

Education

BOSTON COLLEGE LAW SCHOOL, J.D., *summa cum laude*, May 1996

- James W. Smith Award for Highest Academic Rank (Class Standing: 1/270)
- BOSTON COLLEGE LAW REVIEW, Executive Editor

FLETCHER SCHOOL OF LAW AND DIPLOMACY, M.A.L.D., May 1996

- Fields of Study: Public International Law; Security Studies (GPA: 3.8/4.0)

BOWDOIN COLLEGE, A.B., *summa cum laude*, Phi Beta Kappa, May 1992

- Majors in Government and Asian Studies

Teaching Experience

TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW, PHILADELPHIA, PA

- **ASSOCIATE DEAN FOR ACADEMIC AFFAIRS & ASSOCIATE PROFESSOR OF LAW** **September 2010-present**

Hold a tenured appointment at the law school with teaching responsibilities in international and foreign affairs law (including public international law, treaties, international law colloquium, and international environmental law) as well as property. Administrative responsibilities include faculty oversight and scheduling, curriculum development, public and alumni outreach, and general oversight and implementation of law school and university academic policies.

- **ASSOCIATE PROFESSOR OF LAW** **July 2007-August 2010**
- **ASSISTANT PROFESSOR OF LAW** **July 2004-June 2007**

GEORGE MASON UNIVERSITY SCHOOL OF LAW, ARLINGTON, VA

- **ADJUNCT PROFESSOR, INTERNATIONAL LAW** **Jan. 2000-Jan. 2003**

Created and co-taught the core class on public international law and a related seminar on advanced topics in international law.

Professional Experience

OFFICE OF THE LEGAL ADVISER, U.S. DEPARTMENT OF STATE, WASHINGTON D.C.

- **ATTORNEY-ADVISER, ENVIRONMENTAL AFFAIRS** **Apr. 2003-June 2004**

➤ Represented the United States in meetings and disputes involving multilateral environmental agreements, including the Montreal Protocol and POPs and PIC Conventions. Advised the Department of State and negotiated with Canada on the legal aspects of bilateral environmental disputes between the United States and Canada, including the Trail Smelter pollution of the Columbia River, Great Lakes water pollution, and the Devils Lake outlet.

- **ATTORNEY-ADVISER, TREATY AFFAIRS** **Oct. 1999-Apr. 2003**
 - Responsible for review and oversight of treaties and international agreements negotiated and concluded by the United States. Coordinated with the Senate Foreign Relations Committee, the White House and other U.S. agencies on the conclusion and entry into force of treaties and other international agreements, including Senate advice and consent to ratification of treaties. Addressed constitutional issues raised throughout this process, including Separation of Powers, Federalism, the Treaty Power, and the Compact Clause.
 - Served as Counsel to the United States before the International Court of Justice in *Avena and Other Mexican Nationals (Mexico v. United States)* (Provisional Measures Phase) and drafted arguments for the United States in *Oil Platforms (Islamic Republic of Iran v. United States)*.
 - Consulted with foreign governments on international law issues relating to the negotiation, conclusion and application of treaties; provided legal interpretations of treaties to which the United States is a party on questions including implementation, amendment and breach.
 - Served as a U.S. Negotiator in various treaty negotiations, including those for the Agreements between the United States and the European Union on Extradition and Mutual Legal Assistance, the Cybercrime Convention, and the Convention on the Conservation and Management of Highly Migratory Fish Stocks in the Western and Central Pacific Ocean.
- **ATTORNEY-ADVISER, BUILDINGS & ACQUISITIONS** **Mar. 1998-Oct. 1999**

Oversaw contracts, real estate, security and related litigation issues involving U.S. embassies worldwide; represented the State Department before the Armed Services Board of Contract Appeals; assisted the Justice Department in litigation before the Court of Federal Claims.

STEPTOE & JOHNSON LLP, WASHINGTON D.C.

- **ASSOCIATE** **Oct. 1996-Mar. 1998**

Worked on public and private international legal matters. Participated in filing a Gulf War Claim before the U.N. Compensation Commission, resulting in a \$505 million award for the client. Provided advice on enforcing foreign judgments in U.S. courts. Monitored and advised clients on U.S. sanctions. Litigated before the U.S. Court of International Trade.

Books, Book Chapters, and Articles

- Editor, *THE OXFORD GUIDE TO TREATIES* (Oxford University Press, forthcoming 2011).
- *An e-SOS for Cyberspace*, 52 *HARVARD INT'L L. J.* (forthcoming 2011).
- *Treaties in the Supreme Court, 1861-1900*, in *THE U.S. SUPREME COURT AND INTERNATIONAL LAW: CONTINUITY OR CHANGE?* (D. Sloss et al., ed., Cambridge, forthcoming 2010).
- *Unpacking the Compact Clause*, 88 *TEXAS L. REV.* 741 (2010).
 - Discussed and quoted in *CURTIS BRADLEY & JACK GOLDSMITH, FOREIGN RELATIONS LAW: CASES & MATERIALS* 49 (Aspen, 2010 Update).

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- “*Political*” *Commitments and the Constitution*, 49 VA. J. INT’L L. 507 (2009) (with J. Newcomer) (lead article).
 - Discussed and quoted in CURTIS BRADLEY & JACK GOLDSMITH, *FOREIGN RELATIONS LAW: CASES & MATERIALS* 41 (Aspen, 2010 Update).
- *New Tools, New Rules: International Law and Information Operations*, in *IDEAS AS WEAPONS: INFLUENCE AND PERCEPTION IN MODERN WARFARE* 59 (G. David & T. McKeldin eds., Potomac, 2009).
- *The Elusive Foreign Compact*, 73 MO. L. REV. 1071 (2008) (invited symposium).
- *Why States Need an International Law for Information Operations*, 11 LEWIS & CLARK L. REV. 1023 (2007) (invited symposium).
- *Disaggregating Devils Lake: Can Non-State Actors, Hegemony, or Principal-Agent Theory Explain the Boundary Waters Treaty?*, in *RESPONSIBILITY OF INDIVIDUALS, STATES AND INTERNATIONAL ORGANIZATIONS* (Canadian Council on International Law, ed., 2007).
- *Executive Federalism: Forging New Federalist Constraints on the Treaty Power*, 79 S. CALIF. L. REV. 1327 (2006).
 - Discussed and quoted in CURTIS BRADLEY & JACK GOLDSMITH, *FOREIGN RELATIONS LAW: CASES & MATERIALS* (Aspen, 3rd ed. 2009).
- *Why State Consent Still Matters: Non-State Actors, Treaties and the Changing Sources of International Law*, 23 BERKELEY J. INT’L L. 137 (2005).
 - Excerpted in THOMAS M. FRANCK ET AL., *FOREIGN RELATIONS & NATIONAL SECURITY LAW* (Thomas/West, 2008).
- *A Comparative Approach to Treaty Law and Practice*, in *NATIONAL TREATY LAW AND PRACTICE* 1-58 (ASIL & Martinus Nijhoff, 2005).
 - Cited in *Medellin v. Texas*, 552 U.S. ___ (2008), Slip. Op., pp. 11, 16, 19 (Breyer, J., dissenting).
- Co-Editor, *NATIONAL TREATY LAW & PRACTICE* (ASIL & Martinus Nijhoff, 2005).
 - Cited in *Medellin v. Texas*, 552 U.S. ___ (2008), Slip. Op., pp. 11, 12, 16, 19 (Breyer, J., dissenting).
 - Reviewed by Anthony Aust, 99 AM. J. INT’L L. 941 (2005).
 - Reviewed in 50 *L’Annuaire Français de Droit International* (2004).
- *Private Actors in Public International Law: Amicus Curiae and the Case for the Retention of State Sovereignty*, 25 B.C. INT’L & COMP. L. REV. 235 (2002) (invited symposium).
- *Accountability in Chechnya -- Addressing Internal Matters with Legal and Political International Norms*, 36 B.C. LAW REV. 793 (1995).

Shorter Publications

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- Op-Ed, *Sending out an SOS*, NATIONAL LAW JOURNAL, April 26, 2010 (with David Post)
- Op-Ed, *Sovereign, Yet Listening to Foreign Law*, PHILADELPHIA INQUIRER, April 27, 2009
- *Treaties—A Cinderella Story*, 102 PROC. AM. SOC. INT’L L. (2008).
- Book Review, *Contemporary Issues in the Law of Treaties*, 101 AM. J. INT’L L. 695 (2007).
- Op-Ed, *E-war Rules of Engagement*, LOS ANGELES TIMES, Oct. 8, 2007.
- *Russia Suspends CFE Treaty Participation*, 11 ASIL INSIGHT (July 2007).
- *International Decision: Spector v. Norwegian Cruise Line Ltd.*, 99 AM. J. INT’L L. 881 (2005).
- *Introduction: (Re)Constructing the Treaty Power*, 98 PROC. AM. SOC. INT’L L. 339 (2004).
- *The Proposed Cuban Liberty Act of 1995*, 1 NAFTA: LAW & BUS. REV. 72 (1995) (with C. Smith).
- *The Retroactivity of the Civil Rights Act of 1991 and Section 1981: Rivers v. Roadway Express*, 36 B.C. LAW REV. 373 (1995).

Weblog

- Permanent Contributor, *Opinio Juris*, a weblog dedicated to reports, commentary, and debate on developments and scholarship in international law and politics, www.opiniojuris.org.

Media Appearances:

- The American Society of International Law identifies me on their web-site as one of their two “experts” on treaty interpretation available for media inquiries. My views have appeared in (or on) the *Atlanta Journal-Constitution*, *Christian Science Monitor*, *The Economist*, *Foreign Policy*, *Houston Chronicle*, *Legal Intelligencer*, *Legal Times*, *Los Angeles Times*, *Rossiyskaya Gazeta*, *National Law Journal*, *NPR’s All Things Considered*, *NPR’s Morning Edition*, *The Philadelphia Inquirer*, *The San Francisco Chronicle*, and *USA Today*.

Presentations & Workshops

- Panelist, *An e-SOS for Cyberspace*, Symposium: From Cybersecurity to Cyberwar, U.S. Naval War College, Newport, RI, September 2010.
- Panelist, *Why States Need New Rules for Cyberconflicts*, 2010 McCain Conference, United States Naval Academy, Annapolis, MD, April 2010.
- Chair, *War and Law in Cyberspace*, 104th Meeting of the American Society of International Law, Washington, D.C., March 2010.

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- Panelist, *Constitutional and Prudential Limits on the Treaty Power: Federalism, Delegation, or Some Other Principle?*, Federalist Society's 12th Annual Academic Conference, New Orleans, LA, January 2010.
- Lecturer, *U.S. Treaty Law & Practice*, Law of Treaties Seminar, Queen Mary College, London, United Kingdom, November 2009.
- Paper Presenter, *Treaties & the Court, 1860-1900*, Symposium: The History of International Law in the Supreme Court, Santa Clara Law School, November 2009.
- Lecturer, *A New International Law for Information Operations*, Cyberwar and Cybercrime Seminar, Harvard Law School, October 2009.
- Chair, *Hermeneutics and Interpretation*, Changing Futures? Science and International Law, ESIL-ASIL Research Forum, University of Helsinki, Finland, October 2009.
- Paper Presenter, *Unpacking the Compact Clause*, Foreign Affairs Colloquium, Georgetown University Law Center, September 2009.
- Participant (invited), Third Annual Potomac Foreign Relations Law Workshop, George Washington University Law School, May 2009.
- Paper Presenter, *Unpacking the Compact Clause*, Faculty Workshop, Rutgers Law School – Camden, February 2009.
- Participant, Seventh Annual Workshop of the American Society of International Law's Interest Group on International Law in Domestic Courts, Temple University School of Law, December 2008.
- Participant (invited), Roundtable on Socializing States: Promoting Human Rights Through International Law, Temple University School of Law, October 2008.
- Participant (invited), *Treaties and Self-Execution*, Harvard-Duke Foreign Relations Workshop, Duke Law School, September 2008.
- Paper Presenter, *Unpacking the Compact Clause*, 2nd Potomac Foreign Relations Law Workshop, George Washington University Law School, May 2008.
- Panelist, *Judging U.S. Treaties after Medellin*, 102nd Meeting of the American Society of International Law, Washington, D.C., April 2008.
- Panelist, *Information Operations*, Panel on the War on Terror, Pennsylvania Bar Association Law Policy Forum, Philadelphia, PA, April 2008.
- Paper Presenter, *Why States Need an International Law for Information Operations*, Faculty Colloquium, Widener School of Law, April 2008

- Panelist, *Why States Need an International Law for Information Operations*, Symposium: The National Security Constitution—New Threats, New Rules?, St. John's University School of Law, February 2008.
- Panelist, *States as International Law Makers*, Symposium: Return to *Missouri v. Holland*: Federalism and International Law, University of Missouri School of Law, February 2008.
- Participant, Sixth Annual Workshop of the American Society of International Law's Interest Group on International Law in Domestic Courts, University of Texas School of Law, December 2007.
- Paper Presenter, *Why States Need an International Law for Information Operations*, Delaware Valley International Law Day, Temple University School of Law, October 2008.
- Panelist, *Charming Treaties*, International Law Weekend, New York City, October 2007.
- Participant (invited), Inaugural Potomac Foreign Relations Law Workshop, George Washington University Law School, May 2007.
- Panelist, *ILIO: An International Law for Information Operations*, Symposium: Crime, War Crimes, and the War on Terror, Lewis & Clark Law School, April 2007.
- Co-Moderator with Professor Jaya Ramji-Nogales, *Democracy in International Law and Institutions*, Junior International Law Scholars Roundtable, Yale Law School, March 2007.
- Participant, Fifth Annual Workshop of the American Society of International Law's Interest Group on International Law in Domestic Courts, University of San Diego Law School, December 2006.
- Panelist, *Obligation vs. Risk: Parsing the Boundary Waters Treaty*, Canadian Council of International Law Annual Meeting, University of Ottawa, October 2006.
- Visiting Scholar, Center for International and Comparative Law, Whittier Law School, January 2006.
- Speaker, *Property and International Law*, AALS Workshop on Integrating Transnational Legal Perspectives into the First Year Curriculum, Washington D.C., January 2006.
- Paper Presenter, *Executive Federalism: Forging New Federalist Constraints on the Treaty Power*, Fourth Annual Workshop of the American Society of International Law's Interest Group on International Law in Domestic Courts, Vanderbilt University Law School, December 2005.

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- Participant (Invited), *Property & International Law*, Workshop on Globalizing the Law School Curriculum, Pacific McGeorge School of Law, Squaw Valley, California, August 2005.
- Panelist, *A Comparative Approach to Treaty Law & Practice*, National Treaty Law & Practice, American Society of International Law, Washington D.C., June 2005.
- Presenter, *The Role of State Consent in ICJ Proceedings*, University of Victoria Law School, British Columbia, March 2005.
- Commentator, Tim Wu, *Treaties' Domain*, Third Annual Workshop of the American Society of International Law's Interest Group on International Law in Domestic Courts, Georgetown University Law Center, December 2004.
- Paper Presenter, *Why State Consent Still Matters: Non-State Actors, Treaties and the Changing Sources of International Law*, Delaware Valley International Law Day, Temple University School of Law, October 2004.
- Chair, *Treaties in U.S. Law, New Debates on Old Ideas*, 98th Meeting of the American Society of International Law, Washington, D.C., April 2004.
- Panelist, *The Changing Sources of International Law*, Conference on Ethics and Authority in International Law, Fletcher School of Law and Diplomacy, Tufts University, April 2003.
- Presenter, *The View from Foggy Bottom: The Treaty Practice of the United States*, Department of Defense, Joint Chiefs of Staff, International Agreements Conference, Washington, D.C., November 2002.
- Panelist, *Private Individuals in Public International Law: The Case of the Amicus Curiae*, Conference on Globalization and the Erosion of Sovereignty, Boston College Law School, November 2001.
- Guest Lecturer, *U.S. Treaty Practice*, International Law Research Seminar, Georgetown University Law Center, September 2000, February 2002 and February 2003.
- Presenter, *Treaties & the United States*, Meeting of the American Society of Law Librarians, Philadelphia, PA, July 2000.

Affiliations

- Admitted to the District of Columbia Bar (inactive member of the Massachusetts Bar)
- Member, American Society of International Law
- Member, ABA Section on International Law and Practice