HANNAH L. BUXBAUM

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Bryan Hall 104 | 107 S. Indiana Ave. | Bloomington IN 47405

Academic Employment

INDIANA UNIVERSITY
Vice President for International Affairs (2018 to present)
Academic Director, IU Europe Gateway Office (2015-2018)

INDIANA UNIVERSITY MAURER SCHOOL OF LAW
John E. Schiller Chair in Legal Ethics (as of 2011)
Professor of Law (as of 2003)

Interim Dean (January 2012-January 2014)
Executive Associate Dean for Academic Affairs (July 2009-January 2012)
Associate Dean for Research (2007-2009)
Associate Professor of Law (1997-2003)

CIC Academic Leadership Program Fellow (2007-08)
Indiana University Leadership Development Program (2007)
Louis F. Neizer Faculty Fellow (2007-08, 2004-05)
Ira C. Batman Faculty Fellow (2006-07, 2003-04)
Gavel Award (awarded by graduating class: 2003, 2005, 2012, 2013, 2014)
Trustees Teaching Award (2007-08)
Leon H. Wallace Teaching Award (2000-01)
Teaching Excellence Recognition Award (1999-2000)

Subjects taught: Comparative Law, Conflict of Laws, Contracts, International Business Transactions, International Litigation

Visiting Positions / Short-Term Teaching

UC Berkeley School of Law, Robbins Distinguished Visiting Professor, 2023-2024

Université Paris II, Panthéon-Assas (2022, 2021, 2019, 2017)

London School of Economics (2020)

Hague Academy of International Law (Director, 2019 Centre for Research and Studies)

Humboldt-Universität zu Berlin (2016)

Scholar in Residence, WilmerHale, London (2016)

Studienstiftung des deutschen Volkes (German National Academic Foundation) Summer Academy (2014)

Hague Academy of International Law (2013)

Hague Academy of International Law External Programme, Buenos Aires (2012)

International Commercial Law Seminar, University of California at Davis/University of Cologne (2008-12, 2006)

Alexander von Humboldt Foundation Research Fellow, University of Cologne (2005-06)

University of San Diego Institute on International and Comparative Law, London (2003)

Universität zu Köln (2002)

Friedrich-Alexander-Universität Erlangen-Nürnberg (2001)

Christian-Albrechts-Universität zu Kiel (2000)

Other Employment

Davis Polk & Wardwell, New York, NY. Associate, Corporate Department, 1993-1997.

Active in areas of banking, mergers and acquisitions, and securities law, with an emphasis on global capital-market transactions. Frankfurt office, 1994 to 1996.

Education

Ruprecht-Karls-Universität, Heidelberg, Germany
LL.M. 1993, *summa cum laude* ("sehr gut")
Thesis: *Das Universalitätsprinzip in der Theorie und in der Praxis: Aussichten der Reform des Deutschen Internationalen Insolvenzrechts* ("The Universality Principle in Theory and in Practice: Prospects for the Reform of German International Insolvency Law")
Thesis supervisor: Prof. Dr. Dr. h.c. mult. Erik Jayme
Jacob Gould-Schurman Fellowship

Cornell Law School, Ithaca NY
J.D. 1992, *magna cum laude*
Order of the Coif
Cornell Law Review (Articles Editor)
Teaching Assistant (Constitutional Law, Freedom of Expression, Torts)
Finalist, Cuccia Cup Moot Court Competition

Cornell University, Ithaca NY
B.A. 1987 (English), *cum laude*
Thesis: *Presentation and Representation in Shakespeare's Antony and Cleopatra*

Publications

Books

EXTRATERRITORIAL LEGISLATION IN COMPARATIVE PERSPECTIVE (ed.) (Brill, forthcoming 2025)

EXTRATERRITORIALITY/L'EXTRATERRITORIALITÉ (with Thibaut Fleury Graff, eds.) (Brill, 2022)

TRANSNATIONAL BUSINESS PROBLEMS (7th edition, 2024 forthcoming) (with Detlev Vagts, William Dodge and Harold Koh) (Foundation Press)

6th edition, 2019
5th edition, 2014

A CONFLICT-OF-LAWS ANTHOLOGY (second edition) (with Gene R. Shreve) (LexisNexis, 2012)

PROCEEDINGS OF THE 98TH ANNUAL MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW (with J. Chuang, eds.) (2004)

Articles and Book Chapters

Anti-Enforcement Injunctions, 56 N.Y.U. JOURNAL OF INTERNATIONAL LAW AND POLITICS 101 (2023) (with Ralf Michaels)

The Practice(s) of Extraterritoriality, in EXTRATERRITORIALITY/L'EXTRATERRITORIALITÉ (Hannah Buxbaum and Thibaut Fleury Graff, eds., 2022)

Centralized Proceedings in Group Insolvency: Notes on U.S. Practice Regarding Transfer of Venue, in VERBINDUNGSLINIEN IM RECHT—FESTSCHRIFT FÜR CHRISTOPH G. PAULUS ZUM 70. GEBURTSTAG (Katharina de la Durantaye et al. eds. 2022) (with Richard Buxbaum)

Transnational Antitrust Law, in THE OXFORD HANDBOOK OF TRANSNATIONAL LAW (P. Zumbansen ed., 2021)

Reasonableness as a Limitation on the Extraterritorial Application of U.S. Law: From 403 to 405 (via 404), in THE RESTATEMENT AND BEYOND: THE PAST, PRESENT AND FUTURE OF U.S. FOREIGN RELATIONS LAW (Paul B. Stephan and Sarah H. Cleveland eds. 2020) (with Ralf Michaels)

Capital Markets and Conflict of Laws: From Mutual Recognition to Substituted Compliance, in FESTSCHRIFT FOR HERBERT KRONKE (C. Benicke & S. Huber eds. 2020)

Extraterritoriality in the Public and Private Enforcement of U.S. Regulatory Law, in PRIVATE INTERNATIONAL LAW: CONTEMPORARY CHALLENGES AND CONTINUING RELEVANCE (D. Fernandez-Arroyo & F. Ferrari eds. 2019)

Public Regulation and Private Enforcement in a Global Economy: Strategies for Managing Conflict, 399 RECUEIL DES COURS 267 (2019)

The Interpretation and Effect of Permissive Forum Selection Clauses Under U.S. Law, 66 AMERICAN JOURNAL OF COMPARATIVE LAW (SUPP) 127 (2018); reprinted in OPTIONAL CHOICE OF COURT AGREEMENTS IN PRIVATE INTERNATIONAL LAW 501 (M. Keyes ed., 2020)

Determining the Territorial Scope of State Law in Interstate and International Conflicts: Comments on the Draft Restatement (Third) and on the Role of Party Autonomy, 27 DUKE JOURNAL OF INTERNATIONAL AND COMPARATIVE LAW 381 (2017)

Transnational Legal Ordering and Regulatory Conflict: Lessons From the Regulation of Cross-Border Derivatives, 1 UC IRVINE JOURNAL OF INTERNATIONAL, TRANSNATIONAL, AND COMPARATIVE LAW (2017)

Foreign Governments as Plaintiffs in U.S. Courts and the Case Against "Judicial Imperialism," 73 WASHINGTON & LEE LAW REVIEW 653 (2016)

The Viability of Enterprise Jurisdiction: A Case Study of the Big Four Accounting Firms, 48 U.C. DAVIS LAW REVIEW 1769 (2015)

Class Actions, Conflict and the Global Economy, in Festschrift für Rolf Stürner 1443 (A. Bruns et al., eds., 2013); reprinted in 21 INDIANA JOURNAL OF GLOBAL LEGAL STUDIES 585 (2014)

Remedies for Foreign Investors Under U.S. Federal Securities Law, 75 LAW & CONTEMPORARY PROBLEMS 161 (2012)

Jurisdiction and Choice of Law in International Antitrust Law: A U.S. Perspective, in International Antitrust Litigation: Conflict of Laws and Coordination 225 (J. Basedow et al., eds. 2012) (with R. Michaels)

National Jurisdiction and Global Business Networks, 17 INDIANA JOURNAL OF GLOBAL LEGAL STUDIES 165 (2010)

Personal Jurisdiction Over Foreign Directors in Cross-Border Securities Litigation, 35 JOURNAL OF CORPORATION LAW 71 (2009)

Conflict of Laws Conventions and Their Reception in National Legal Systems: Report for the United States, International Academy of Comparative Law (2009)

Territory, Territoriality and the Resolution of Jurisdictional Conflict, 57 AMERICAN JOURNAL OF COMPARATIVE LAW 631 (2009)

Competition in the Private Enforcement of Regulatory Law, in ECONOMIC LAW AS AN ECONOMIC GOOD: ITS RULE FUNCTION AND ITS TOOL FUNCTION IN THE COMPETITION OF SYSTEMS 129 (Karl M. Meessen, ed.) (Sellier, 2009)

Culture and Conflict in the Enforcement of Competition Law, in GLOBALER WETTBEWERB UND NATIONALE WETTBEWERBSORDNUNGEN [GLOBAL COMPETITION AND NATIONAL COMPETITION POLICIES]: PROCEEDINGS OF THE 41ST FIW SYMPOSIUM 39 (Carl-Heymann, 2008)

Incentives to Promote the Private Enforcement of Law: A View From the United States, in ZUGANG ZUM RECHT: EUROPÄISCHE UND US-AMERIKANISCHE WEGE DER PRIVATEN RECHTSDURCHSETZUNG 91 (H.-P. Mansel et al., eds. 2008)

Mandatory Rules in Civil Litigation: Status of the Doctrine Post-Globalization, 18 AMERICAN REVIEW OF INTERNATIONAL ARBITRATION 21 (2007)

Multinational Class Actions Under Federal Securities Law: Managing Jurisdictional Conflict, 46 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 14 (2007)

Selected for reprinting in INTERNATIONAL LITIGATION 2010, Practising Law Institute

Selected for reprinting in 2009 SECURITIES LAW REVIEW 427

Cited in Morrison v. National Australia Bank, 561 U.S. 247 (2010)

Defining the Function and Scope of Group Litigation: The Role of Class Actions for Monetary Damages in the United States, in KOLLEKTIVE RECHTSDURCHSETZUNG – RECHTSVERGLEICHENDE UND RECHTSPOLITISCHE TENDENZEN 215 (P. Gottwald ed., 2008)

Private Enforcement of Competition Law in the United States: Of Optimal Deterrence and Social Costs, in PRIVATE ENFORCEMENT OF EC COMPETITION LAW 41 (J. Basedow, ed., 2007)

Transnational Regulatory Litigation, 46 VIRGINIA JOURNAL OF INTERNATIONAL LAW 251 (2006)

Selected for reprinting in PRIVATE INTERNATIONAL LAW AND PUBLIC LAW, Elgar Publishing 2015 (H. Muir Watt ed.)

German Legal Culture and the Globalization of Competition Law: A Historical Perspective on the Expansion of Private Antitrust Enforcement, 23 BERKELEY JOURNAL OF INTERNATIONAL LAW 474 (2005)

Improving Transatlantic Cooperation in the Taking of Evidence, in INTERNATIONAL CIVIL LITIGATION IN EUROPE AND RELATIONS WITH THIRD STATES (A. Nuyts and N. Watté eds., 2005)

Jurisdictional Conflict in Global Antitrust Enforcement, 16 LOYOLA CONSUMER LAW REVIEW 365 (symposium issue) (2004)

Regulatory Policy in Transnational Litigation: The Influence of Judicial Globalization, in Festschrift für Erik Jayme (H. Mansel et al., eds. 2004)

Forum Selection in International Contract Litigation: The Role of Judicial Discretion, 12 WILLAMETTE JOURNAL OF INTERNATIONAL LAW AND DISPUTE RESOLUTION 185 (symposium issue) (2004)

Selected for reprinting in PROCEDURE AND PRIVATE INTERNATIONAL LAW, Elgar Publishing 2017 (W. Perdue ed.)

Unification of the Law Governing Secured Transactions: Progress and Prospects for Reform, 2003 1/2 UNIFORM LAW REVIEW 321 (2003)

Assessing Sovereign Interests in Cross-Border Discovery Disputes: Lessons from Aérospatiale, 38 TEXAS INTERNATIONAL LAW JOURNAL 87 (symposium issue) (2003)

Selected for reprinting in PROCEDURE AND PRIVATE INTERNATIONAL LAW, Elgar Publishing 2017 (W. Perdue ed.)

Conflict of Economic Laws: From Sovereignty to Substance, 42 VIRGINIA JOURNAL OF INTERNATIONAL LAW 931 (2002)

The Private Attorney General in a Global Age: Public Interests in Private International Antitrust Litigation, 26 YALE JOURNAL OF INTERNATIONAL LAW 219 (2001)

Cooperative International Regulatory Enforcement and the Privilege Against Self-Incrimination, 43 GERMAN YEARBOOK OF INTERNATIONAL LAW 171 (2000)

Rethinking International Insolvency: The Neglected Role of Choice-of-Law Rules and Theory, 36 STANFORD JOURNAL OF INTERNATIONAL LAW 23 (2000)

Case Notes, Comments, Book Reviews and Miscellaneous

Should, and Can, Extraterritoriality be Contained?, in CHALLENGES OF INTERNATIONAL LAW AT THE TIME OF THE CENTENARY OF THE HAGUE ACADEMY OF INTERNATIONAL LAW (2024 forthcoming)

Book Review: A Cosmopolitan Jurisprudence: Essays in Memory of H. Patrick Glenn (H. Dedek, ed.), 70 AMERICAN JOURNAL OF COMPARATIVE LAW 879 (2022)

Discussant Remarks, 23rd Annual Grotius Lecture of the American Society of International Law, 37 AMERICAN UNIVERSITY INTERNATIONAL LAW REVIEW 695 (2022)

RICO's Extraterritorial Application: *RJR Nabisco, Inc. v. European Community*, 37 PRAXIS DES INTERNATIONALEN PRIVAT- UND VERFAHRENSRECHTS (IPRAX) 106 (2017)

TLOs and Global Financial Markets: The Case of Derivatives, American Society of International Law 109th Annual Meeting Proceedings 71 (2016)

The Scope and Limitations of the Presumption Against Extraterritoriality, 110 AJIL Unbound 62-67 (2016)

Morrison v. National Australia Bank: *Defining the Domestic Interest in International Securities Litigation*, American Society of International Law 105th Annual Meeting Proceedings 402 (2012)

Global Wrongs, Local Remedies, in INTERNATIONAL INSTITUTIONAL REFORM (A. Fijalkowski, ed., 2006) (proceedings of Hague Joint Conference on Contemporary Issues of International Law)

Brief for *Amici Curiae* Professors Ralf Michaels, Hannah Buxbaum and Horatia Muir Watt, F. Hoffmann LaRoche Ltd. v. Empagran, S.A. (U.S. Supreme Court 2004) (co-author)

National Courts, Global Cartels: F. Hoffmann-LaRoche Ltd. v. Empagran, S.A., 5 GERMAN LAW JOURNAL 1095 (2004)

Comment: A Post-Colonial View of Transjudicialism, 11 INDIANA JOURNAL OF GLOBAL LEGAL STUDIES (2004)

Corporate Accountability Reform in the United States: The Sarbanes-Oxley Act of 2002 and its Application to Foreign Accountants, 23 PRAXIS DES INTERNATIONALEN PRIVAT- UND VERFAHRENSRECHTS (IPRAX) 78 (2003)

Book Review: Richard Potok (ed.), Cross Border Collateral: Legal Risk and Conflict of Laws, 50 AMERICAN JOURNAL OF COMPARATIVE LAW 877 (2002)

The Role of Public Policy in International Contracts: Reflections on the U.S. Litigation Concerning Lloyd's of London, 22 PRAXIS DES INTERNATIONALEN PRIVAT- UND VERFAHRENSRECHTS (IPRAX) 232 (2002)

Asset Freezes in United States Federal Courts: Grupo Mexicano de Desarrollo, S.A. v. Alliance Bond Fund, Inc., 20 PRAXIS DES INTERNATIONALEN PRIVAT- UND VERFAHRENSRECHTS (IPRAX) 39 (2000)

Book Review: Edgar J. Habscheid, Cross-Border Bankruptcy Law of the United States and Germany, 6 INDIANA JOURNAL OF GLOBAL LEGAL STUDIES 419 (1999)

Diskussion zum Referat Hess, in CORPORATE GOVERNANCE (Feddersen, Hommelhof and Schneider, eds., 1996)

Presentations

Bargain, Consent, and Fairness in Personal Jurisdiction, Symposium in Honor of Symeon Symeonides, Willamette University College of Law (May 2024)

Standard-Form Contracts and Access to Justice in Comparative Perspective, EU Law Scholars Workshop, UC Berkeley School of Law (April 2024)

Extraterritoriality in Comparative Perspective, Law & Geopolitics Colloquium, UC Berkeley School of Law (February 2024)

Collective Redress, European Law Institute-UC Berkeley Transatlantic Dialogue (February 2024) (virtual)

Extraterritoriality in Comparative Perspective, Northern California International Law Scholars Workshop, Santa Clara School of Law, Santa Clara CA (September 2023)

Anti-Enforcement Injunctions, Private International Law Workshop, Fordham University School of Law, New York (June 2023)

Anti-Enforcement Injunctions, Conference in Honor of Professor Linda Silberman, New York University School of Law, New York (April 2023)

The Practices of Extraterritoriality, International Law Colloquium, Georgetown University Law School, Washington DC (February 2023)

General Report, *The Extraterritorial Application of Statutes and Regulations*, International Academy of Comparative Law International Congress XXI, Asunción, Paraguay (October 2022)

Evolutions in Extraterritoriality, 20th Brazilian Congress of International Law (August 2022 (virtual))

Jurisdiction in Cyberspace and the Problem of Extraterritoriality, University of Hanoi School of Law, Vietnam (July 2022)

Equivalence Regimes in Transnational Regulation, Faculty Workshop, University of Illinois College of Law (February 2022 (virtual))

Equivalence Regimes in Transnational Regulation: From Comparability to Convergence, Workshop Series, Max Planck Institute for Comparative and International Private Law, Hamburg (July 2021 (virtual))

Regulatory Equivalents and Mutual Recognition in Cross-Border Regulation, Université Paris II, Panthéon-Assas, France (May 2021 (virtual))

Mutual Recognition Regimes in Transnational Regulation: From Comparability to Convergence, Irving Tragen Lecture on Comparative Law, UC Berkeley School of Law (April 2021 (virtual))

Distinguished Discussant, 22nd Annual Grotius Lecture (Yves Daudet, *Never Let a Good Crisis Go to Waste: Can International Law Seize the Advantage?*), American Society of International Law Annual Meeting (March 2021 (virtual))

"*Reasonableness" Limits in Extraterritorial Regulation*, London School of Economics (January 2020)

Extraterritoriality in the Public and Private Enforcement of U.S. Regulatory Law, Université Paris II, Panthéon-Assas, France (April 2019)

Extraterritorial Application of U.S. Regulatory Law in Administrative Proceedings, Criminal Proceedings, and Private Litigation, Conference on The Continuing Relevance of Private International Law and New Challenges, New York University School of Law (November 2018)

Developments in U.S. Conflicts Law: The Draft Restatement (Third) of Conflict of Laws, Université Paris II, Panthéon-Assas, France (December 2017)

Sustainability Reporting and Financial Disclosure Regimes, 9th Transnational Commercial Law Teachers' Meeting, Radboud University, The Netherlands (November 2017)

A Private International Law for International Antitrust (with Ralf Michaels), 7th Journal of Private International Law Conference, Pontifical Catholic University of Rio de Janeiro, Brazil (October 2017)

The Review of Judicial Acts in Investor-State Arbitration, Conference on New-Generation Free Trade Agreements and National Regulatory Sovereignty, University of Szeged, Hungary (May 2017)

Export Controls and the Limits on Legislative Jurisdiction, ABA Section on International Law Annual Meeting, Washington D.C. (April 2017)

Regulatory Regions, Indiana Journal of Global Legal Studies 25th Anniversary Conference, Bloomington IN (March 2017)

Mapping the Multinational Enterprise, Humboldt Global Research Colloquium, Washington D.C. (March 2017)

Developments in Investor-State Dispute Resolution Under Free Trade Agreements

Kim & Chang, Seoul (December 2016)
Korean Bar Association, Seoul (December 2016)
Hongik University College of Law, Seoul (December 2016)

Interstate and International Conflicts: The Role of the Presumption Against Extraterritoriality in Determining the Scope of Statutory Law, Duke Journal of Comparative and International Law Symposium, Duke University School of Law, Durham (November 2016)

Extraterritoriality in Transnational Regulation: The Special Problem of Private Enforcement, EBS Law School, Wiesbaden, Germany (October 2016)

The Turn Toward Unilateralism in American Choice of Law, PILAGG Seminar, Sciences Po Ecole de Droit, Paris (October 2016)

The Regional Turn in Transnational Law, Conference on Jessup's Bold Proposal, Transnational Law Institute—King's College London (July 2016)

International Economic Regulation: From Conflict of Laws to Transnational Law, 100th Anniversary Symposium of the Institute for Foreign and International Private Law, University of Heidelberg, Germany (June 2016)

Foreign Governments as Plaintiffs in U.S. Courts and the Case Against "Judicial Imperialism," WilmerHale, London (May 2016)

TLOs and Global Financial Markets: The Case of Derivatives, American Society of International Law Annual Meeting (March 2016)

Foreign Governments as Plaintiffs in U.S. Courts

International Law in Domestic Courts Annual Workshop, Ann Arbor, Michigan (December 2015)

Max Planck Institute Luxembourg for International, European and Regulatory Procedural Law, Luxembourg (June 2015)

Julius-Maximilians-Universität Würzburg, Germany (June 2015)

Transnational Legal Ordering and Global Securities Markets, Symposium on Transnational Legal Ordering of Private Law and Business Regulation, UC Irvine School of Law (May 2015)

Resolving Cross-Border Disputes: The Interplay Between Domestic and International Law and Institutions, National Chiao Tung University, Taiwan (with A. Parrish) (December 2014)

Foreign Governments as Plaintiffs in U.S. Courts, International Law Colloquium, BYU School of Law (November 2014)

Accounting Firms as Transnational Networks: Testing the Viability of "Enterprise Jurisdiction"

Corporate and Securities Litigation Workshop, University of Richmond (October 2014)

Faculty Workshop, Chicago-Kent School of Law (October 2014)

Faculty Workshop, Vanderbilt Law School (September 2014)

Presented the *General Report on the Recognition and Enforcement of Foreign Arbitral Awards* (authored by George Bermann), International Academy of Comparative Law Quadrennial Congress, Vienna, Austria (July 2014)

Regulating the Multinational Enterprise: The Case of Accounting Networks, International Law Colloquium Series, University of Georgia (Athens, GA, February 2014)

Private Enforcement of Regulatory Law Within the Public International Law Framework, Conference on Justice Beyond the State: Transnationalism and Law, University of Windsor, Canada (September 2013)

Transnational Regulatory Litigation, Esade Law School, Barcelona (December 2012)

The Role of Class Actions for Monetary Damages Under U.S. Law, Conference on Comparative Law and Global Common Law, China University of Political Science and Law, Beijing, China (September 2011)

Remedies for Foreign Investors: Accessing U.S. Courts Post-Morrison, Deutsch-Amerikanische Juristen-Vereinigung, Bonn, Germany (June 2011) and Munich, Germany (July 2011)

Class Actions in the Global Economy, Inaugural Lecture for the John E. Schiller Chair in Legal Ethics, Indiana University Maurer School of Law, Bloomington, Indiana (April 2011)

Remedies for Foreign Investors Under U.S. Federal Securities Law, 17th Annual Conference, Institute for Law & Economic Policy, Palm Beach, Florida (April 2011)

The Rhetoric of Extraterritoriality, Symposium: Beyond Borders – Extraterritoriality in American Law, Southwestern Law School (October 2010)

The Recognition and Enforcement of Foreign-Country Judgments: A Comparative Perspective, Association of American Law Schools Mid-Year Meeting, New York (June 2010)

Foreign-Cubed Securities Class Actions, International Litigation 2010, Practising Law Institute, New York (May 2010)

The "Global Enterprise" in Cross-Border Securities Litigation, The Corporate Law Center 23rd Annual Symposium, University of Cincinnati College of Law (March 2010)

Personal Jurisdiction Over Foreign Directors, 15th Annual Conference, Institute for Law & Economic Policy, Scottsdale, Arizona (April 2009)

Foreign-Cubed Class Actions, European Affairs and Securities Litigation Committees, City Bar Association of New York (December 2008)

Territorialism and the Resolution of Jurisdictional Conflict: Public- and Private-Law Frameworks, Colloquium on Public/Private International Law, UNLV Law School (September 2008)

Culture and Conflict in the Enforcement of Competition Law, Global Competition and National Competition Policies: 41st Symposium of the FIW [Research Institute for Economic Constitution and Competition], Innsbruck, Austria (February 2008)

Private Enforcement of Antitrust Law, Conference on Economic Law as an Economic Good, Düsseldorf, Germany (November 2007)

National Jurisdiction Over Global Business Networks, Ninth Annual Earl Snyder Lecture, Lauterpacht Centre for International Law, Cambridge, England (October 2007)

Mandatory Rules in International Civil Litigation, Colloquium on Mandatory Rules of Law in International Arbitration, Columbia Law School (June 2007)

Incentives to Promote the Private Enforcement of Regulatory Law, Conference on Access to Justice, Bayer Foundation for German and International Business Law, Leverkusen, Germany (June 2007)

On the Function and Scope of Group Litigation: The Role of Class Actions for Monetary Damages, Bi-Annual Conference, Society of International Procedural Law, Regensburg, Germany (April 2007)

Global Class Actions Under U.S. Securities Law, Global Law Workshop, Duke Law School (March 2007)

Transnational Securities Fraud and the Rise of the Global Class Action, Faculty Workshop, SMU-Dedman School of Law (February 2007)

Territorialism and the Resolution of Jurisdictional Conflict, Second Annual Michigan-Illinois Comparative Law Work-in-Progress Workshop (February 2007)

Transnational Securities Fraud and the Rise of the Global Class Action, Faculty Workshop, University of Arizona College of Law (October 2006)

Private Enforcement of Regulatory Law in the Transnational Context, University of Erlangen, Germany (June 2006)

European Investor Participation in U.S. Securities Class Actions: Emerging Trends, Interest Group Conference, Deutsch-Amerikanische Juristen-Vereinigung, Frankfurt, Germany (May 2006)

Private Enforcement of Competition Law – the U.S. Experience, Conference on Private Enforcement of EC Competition Law, Max Planck Institute for Foreign Private and Private International Law, Hamburg, Germany (April 2006)

The Future of Territorialism in Resolving Jurisdictional Conflicts: A Study in International Competition Regulation, Faculty Workshops, Cornell Law School and University of North Carolina (March 2006)

Global Class Actions Under U.S. Securities Law: The Participation of Foreign Investors, Gibson Dunn & Crutcher, Munich, Germany (February 2006)

Private Litigation of Transnational Regulatory Claims: Developments in Extraterritoriality, University of Freiburg, Germany (December 2005)

Regulating Economic Markets: The United States as Global Policeman?, Heidelberg Center for American Studies, Heidelberg, Germany (November 2005)

Civil Litigation of International Antitrust and Securities Claims: Foreign Plaintiffs in U.S. Courts, Deutsch-Amerikanische Juristen-Vereinigung, Düsseldorf, Germany (October 2005)

Global Wrongs, Local Remedies, Hague Joint Conference on Contemporary Issues of International Law (July 2005)

Defending Litigation in U.S. Courts, Summer Academy on International Dispute Resolution, Heidelberg, Germany (June 2005)

Global Wrongs, Local Remedies – Jurisdiction in a Globalizing World, Keynote Speech, German Law Journal Annual Workshop, Duke University School of Law (October 2004)

Sovereignty and State Identity in Transnational Litigation, Transatlantic Policy Colloquium, LBJ School of Public Affairs, University of Texas (September 2004)

The Supreme Court's Decision in Empagran: A Return to Comity?, Deutsch-Amerikanische Juristen-Vereinigung, Frankfurt, Germany, and Mannheim, Germany (June 2004)

Transatlantic Judicial Cooperation from the U.S. Perspective, Summer Academy on International Dispute Resolution, Heidelberg, Germany (June 2004)

The Role of Private Litigation in Global Antitrust Enforcement, Deutsch-Amerikanische Juristen-Vereinigung, Bonn, Germany (June 2004)

The Regulation of Global Cartels and the Role of International Law, Faculty Colloquium, IU School of Law (February 2004)

Foreign Plaintiffs in U.S. Courts, Symposium on The Future of Private Rights of Action in Antitrust, Loyola University Chicago (February 2004)

Toward Improved Transatlantic Cooperation in the Taking of Evidence, International Symposium on Transnational Civil Litigation in the European Judicial Area, Université Libre de Bruxelles (January 2004)

Judicial Cooperation and Conflict Avoidance, Association of American Law Schools Annual Meeting, Conflicts Section (January 2004)

Cross-Border Discovery in the Global Era: Rethinking Sovereign Interests, Washington University School of Law, St. Louis (December 2003)

International Cooperation in Transnational Civil Litigation, Indianapolis Law Club (October 2003)

Discovery of Evidence Abroad: Practice in U.S. Courts, European Project on Judicial Cooperation with Third States, New York (May 2003)

Jurisdiction to Prescribe and Jurisdiction to Enforce: Resolving International Conflicts in the Regulation of Internet Activity, University of Cincinnati College of Law (April 2003)

From Empire to Globalization: Comment on The New Zealand Experience, Globalization of Courts, Indiana Journal of Global Legal Studies Annual Conference (April 2003)

Conflict of Laws in Cross-Border Collateral Transactions, International Economic Law Forum, Brooklyn Law School (November 2002)

Fairness Opinions and the Fiduciary Duties of Investment Bankers, Investment Banking Academy, Kelley School of Business (November 2002)

Report on the harmonization of law governing secured transactions, 75th Anniversary Congress, International Institute for the Unification of Private Law (UNIDROIT) (September 2002)

After Enron: Law and Corporate Responsibility, Deutsch-Amerikanische Juristen-Vereinigung, Cologne, Germany (June 2002)

Discovery of Evidence Abroad After Aérospatiale: Territory and the Determination of Sovereign Interests, Symposium on International Litigation, University of Texas School of Law (February 2002)

International Business Regulation, Global Academy, Kelley School of Business (November 2001)

From Sovereignty to Substantivism in the Resolution of Cross-Border Bankruptcies, Arthur T. Moller Faculty Workshop, University of Texas School of Law (November 2001)

Conflict of Laws and International Regulation, Berger International Speaker Series, Cornell Law School (September 2001)

The Role of Public Policy in International Contracts: Reflections on the U.S. Litigation Concerning Lloyd's of London, University of Jena, Germany (May 2001)

Cross-Border Regulatory Enforcement Proceedings and the Privilege Against Self-Incrimination, University of Arizona College of Law (November 2000)

Cooperative Regulatory Enforcement in Europe and the United States, European Economic & Political Issues Workshop, IU School of Public and Environmental Affairs (October 2000)

The Liability of Investment Bankers in Corporate Control Transactions, Investment Banking Academy, Kelley School of Business (October 2000)

Multijurisdictional Practice, Multidisciplinary Practice, and the Legal Curriculum, Institute for International Law, University of Kiel, Germany (April 2000)

The Private Attorney General in a Global Age, Faculty Colloquium, IU School of Law (March 2000)

Duties of Corporate Directors in Mergers and Takeovers, Investment Banking Academy, Kelley School of Business (April 1999)

Commercial Law in the New Millennium: International Bankruptcy Law, Continuing Legal Education seminar, IU School of Law (October 1998)

Panels

Organizer and Moderator, *Extraterritoriality in Comparative Perspective*, American Society of International Law Annual Meeting, Washington D.C. (April 2024)

Roundtable on Extraterritoriality, London School of Economics (February 2020)

Panelist, *Navigating the Backlash to International Economic Governance*, Conference on Navigating the Backlash Against Global Law and Institutions, Hamilton Lugar School for Global and International Studies, Indiana University (October 2019)

Panelist, *Teaching and Studying International Law*, Second World Meeting of Societies for International Law, The Hague (September 2019)

Panelist, *World Politics: "International Law First"?*, Joint Panel of the Institut de Droit International and the Hague Academy of International Law, The Hague (August 2019)

Discussant, Columbia-Sorbonne Colloquium on Extraterritoriality, Columbia Law School (November 2018)

Panelist, *Optional Choice of Court Agreements* (report for the United States), International Academy of Comparative Law Quadrennial Congress, Fukuoka, Japan (July 2018)

Commentator, *Crossing Borders: Mapping the Future of Conflict of Laws Scholarship*, Association of American Law Schools Annual Meeting, San Diego, California (January 2018)

Speaker, *The New Internationalism: IOSCO, International Standards, and Capital Markets Regulation*, Centre for International Governance Innovation Roundtable, Ottawa, Canada (June 2017)

Convenor and Moderator, *Detlev Vagts Roundtable: Lawyering in the Age of Transnational Governance*, American Society of International Law Annual Meeting, Washington D.C. (April 2017)

Moderator and Organizer, *Refugee Law in the Context of Mass Migration*, American Society of Comparative Law Annual Meeting, Seattle (October 2016)

Commentator, 11th Annual Comparative Law Work-in-Progress Workshop, University of Illinois, Champaign (April 2016)

Panelist, *Jurisdictional Issues Involving Foreign Investors, Foreign Exchanges, and Foreign Public Companies,* Conference on Public and Private Securities Enforcement, Osgoode Hall Law School, Toronto (October 2015)

Commentator, Transnational Litigation Workshop, Pepperdine Law School (October 2014)

Moderator, panel on *Genetic Technology and Food Security*, International Academy of Comparative Law Quadrennial Congress, Vienna, Austria (July 2014)

Moderator, panel on *The Role of* Lex Situs*,* Symposium on Choice of Law in Cross-Border Bankruptcy Cases, Brooklyn Law School (March 2014)

Global Securities Litigation: An Argument for Hybrid Regulatory Mechanisms, Section on Securities Regulation, Association of American Law Schools Annual Meeting, New York (January 2014)

Private International Law Beyond the Private: Conflicts of Regulatory Law, American Society of Comparative Law Annual Meeting, Little Rock (October 2013)

Balancing Global and Domestic Law Courses in the Legal Curriculum, Jindal Global Law School, India (February 2013)

Defining the Domestic Interest in International Securities Litigation, Program on Harmony and Dissonance in International Law, American Society of International Law Annual Meeting, Washington D.C. (March 2011) (paper delivered *in absentia*)

Morrison and the Role of International Comity, Program on The Cutting Edge of Extraterritoriality, Association of American Law Schools Annual Meeting, San Francisco (January 2011)

Panelist, Roundtable on *The Idea of Europe on the Twentieth Anniversary of the Opening of the Berlin Wall*, Institute of Germanic Studies, Indiana University—Bloomington (November 2009)

Discussant, Private Enforcement of Competition Law: New Directions, Competition Law Center, George Washington University Law School (February 2009)

Commentator, The Law and Politics of International Cooperation – International Law Roundtable, Vanderbilt Law School (January 2008)

Moderator, *Global Conceptions of Access to Justice*, AALS Annual Meeting (January 2008)

Moderator, *Recognition of Same-Sex Marriage: Conflict of Laws and Public Policy in a Globalizing World*, AALS Annual Meeting (January 2007)

Discussant, Globalization and Its Discontents Colloquium, NYU School of Law (November 2006)

Panelist, *Integrating Transnational Legal Perspectives into the First Year Curriculum (Contracts)*, AALS Annual Meeting (January 2006)

Moderator, *Exploring the Breakdown of the Public-Private Divide in International Law and Law-Making*, American Society of International Law Annual Meeting (April 2005)

Discussant, *Globalization and the New Politics of Labor*, Indiana Journal of Global Legal Studies Annual Conference (February 2005)

Moderator, *Regulating Corporations: Who's Making the Rules?*, American Society of International Law Annual Meeting (April 2003)

Panelist, *Corporate Responsibility in the Age of Enron*, Pro & Con (WTIU talk show) (May 2002)

Moderator, *Globalization and Governance: The Prospects for Democracy*, Indiana Journal of Global Legal Studies Symposium (April 2002)

Panelist, Association of American Law Schools Workshop on International Business Transactions (February 2000)

Professional Affiliations and Service

American Law Institute
- Member (elected 2004)
- Adviser, Restatement (Fourth) of the Foreign Relations Law of the United States
- Member's Consultative Group, Restatement (Third) of the Conflict of Laws

American Society of Comparative Law
- Vice President / President-Elect (2021 to present)
- Chair, Program Committee (2016)
- Member, Executive Committee (2007 to 2012)
- Book Review Editor, American Journal of Comparative Law (2006 to 2011)

American Society of International Law
- Vice President (2017-2019)
- Executive Council (2004-2007, 2016-2019)
- Chair, Nominating Committee (2023-2024)
- Chair, Program Committee (2018-2020)
- Chair, Interest Group Review Committee (2007)
- Co-Chair, Membership Committee (2016-2018)
- Acting Co-Chair, Private International Law Interest Group (2007)
- Co-Chair, Annual Meeting Program Committee (2004)

Member: Executive Director Search Committee (2022); Honors Committee (2022); Nominating Committee (2019-2020 (alternate), 2010-2011, 2007-2008, 2005-2006); 100 Ways Committee (2005-2007); Joint Hague Conference Program Committee (2005); Annual Meeting Program Committee (2003)

International Academy of Comparative Law
- Titular member since 2012
- Associate member, 2007-2012
- General Reporter, 2022 International Congress (Extraterritorial Application of Statutes and Regulations)

Hague Academy of International Law
- U.S. Member of the Curatorium (2019 to present)
- Director, Centre for Research and Studies (2019)
- Lecturer, Summer Session (2013)
- Lecturer, External Programme, Buenos Aires (2012)

U.S. Department of State Advisory Committee on Private International Law (member)

Member, Fulbright-CIES Scholar Advisory Board (2019 to present)

Member, Advisory Board, Max-Planck-Institut für ausländisches und internationales Privatrecht, Hamburg, Germany (2013-2022)

National Academies of Sciences, Engineering, and Medicine

Co-Chair, Planning Committee, Workshop on Openness, International Engagement, and the Federally Funded Science and Technology Research Enterprise (2022)

Member, Consensus Study, International Talent Programs in the Changing Global Environment (2023 to present)

Member, Consensus Study, Confucius Institutes at U.S. Institutes of Higher Education (2022-2023)

Association of American Law Schools
Chair, Comparative Law Section (2007)
Chair, Conflicts Section (2006)
Executive Committee, Conflicts Section (2003, 2004, 2005)
Executive Committee, Comparative Law Section (2004, 2005)

Reporter, ABA Reaccreditation Site Visit Team for Duke Law School (2014)
Reporter, ABA Reaccreditation Site Visit Team for University of Colorado School of Law (2015)

American Bar Foundation Life Fellow

Member, Advisory Board, University of Cologne U.S. office (2013 to present)

Member, Advisory Board, SSRN Transnational Litigation/Arbitration eJournal

Bar admission: New York (1993)
Member, New York Bar Association
Member, American Bar Association

Indiana University: Chair, Vice President for Student Success Search Committee (2022); Chair, Bloomington Campus Promotion Advisory Committee (2016-2017); Member, EURO Institute Advisory Board (2015-2019); Member, CFO Search Committee (2016); Member, EURO Review Committee (2016); Member, Bloomington Faculty Council Long-Range Planning Committee (2015-2016); Member, CIBER Advisory Board, Kelley School of Business (2015-2019); Member, Vice Provost for Academic Affairs Search Committee (2015); Member, Waterman Professorship Review Committee (2014-15); Member, search and screen committee for International Political Economy position, School of Global and International Studies (2014-15); Member, CFO Search Committee (2013); Chair, Review Committee for Dean of the School of Public and Environmental Affairs (2012-13); Member, West European Studies Advisory Board (2002-2010); Member, Bureau of Social Science Research Advisory Board (2007-2010); Chair,

Affirmative Action Officer Review Committee (2009); Member, Core Schools Dean Review Policies Ad-Hoc Committee (2009); Member, Law School Dean Search Committee (2002-03); Member, International Grants Committee (2003-2007)

Indiana University Maurer School of Law: Faculty editor, Indiana Journal of Global Legal Studies (2001-2009); faculty coach, Jessup International Moot Court team (2001-2005; 2007). Representative service: Reaccreditation Committee (Chair); Promotion & Tenure Committee, Appointments Committee; Policy Committee (elected); Teaching Committee (Chair); Educational Policy Committee (Chair); Speakers & Research Committee (Chair); Graduate Students Committee; JD-MBA Task Force

Past Member, Indiana University Credit Union Board of Directors
Past Member, Indiana University Children's Choir Board of Directors
Past Member, Monroe County YMCA Board of Directors

Languages

German (fluent)
French (proficient)
Spanish (beginner)

May 2024