

GEOFFREY STEVEN CORN

PROFESSOR OF LAW

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PROFESSIONAL EXPERIENCE

SOUTH TEXAS COLLEGE OF LAW HOUSTON

- Professor of Law 2011 – present
- Associate Professor of Law 2008-2011
- Assistant Professor of Law 2005-2008

TEACHING AWARDS

- Association Teaching Excellence Award: 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 Student Bar 2006,
- Student Bar Association Mentorship Excellence Award: 2005, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015

UNITED STATES ARMY

- Special Assistant to The Judge Advocate General for Law of War Matters/Chief of the Law of War Branch, Office of The Judge Advocate General 2004-2005
- Judge Advocate Officer (Retired Lieutenant Colonel) 1992-2004
- Military Intelligence Officer 1984-1992

EDUCATION

US ARMY JUDGE ADVOCATE GENERAL'S SCHOOL, Charlottesville, VA LL.M., 1997

- Distinguished Graduate (first in class)
- American Bar Association Award for Professional Merit
- Award for Outstanding Achievement in International Law

GEORGE WASHINGTON UNIVERSITY LAW SCHOOL, Washington, D.C. J.D., 1992

- Highest Honors (top two percent of class, ranked 10 of 415 graduates)
- Order of the Coif
- George Washington Law Review
- Award for outstanding achievement in the field of civil procedure

HARTWICK COLLEGE, Oneonta, NY BA History, 1983

- Magna Cum Laude
- John Christopher Hartwick Scholarship (awarded to the top six members of the rising senior class for overall academic achievement and commitment to the values represented by John Christopher Hartwick).

PUBLICATIONS

FORTHCOMING BOOKS AND BOOK CHAPTERS

LAW IN WAR: A CONCISE OVERVIEW, Routledge, U.K. (forthcoming, 2016) (lead author).

VIEWING TREATIES THROUGH A MILITARY LENS, Chapter in *TREATIES AS LAW OF THE LAND? CHANGE AND UNCERTAINTY IN THE DOMESTIC EFFECTS OF INTERNATIONAL AGREEMENTS*, Cambridge University Press (forthcoming, 2016) (with Dru Brenner-Beck).

BOOKS AND BOOK CHAPTERS

NATIONAL SECURITY LAW AND THE CONSTITUTION (Textbook), Wolters Kluwer (2016) (lead author).

U.S. MILITARY OPERATIONS: LAW, POLICY, AND PRACTICE, Oxford University Press (2015) (co-editor and lead author).

NATIONAL SECURITY LAW: PRINCIPLES AND POLICY, Wolters Kluwer (2015) (lead author).

WAR ON TERROR AND THE LAWS OF WAR: A MILITARY PERSPECTIVE (2nd Edition), Oxford University Press (2014) (lead author).

THE LAW OF ARMED CONFLICT: AN OPERATIONAL APPROACH, Wolters Kluwer (2012) (editor and lead author).

PRINCIPLES OF COUNTER-TERRORISM: A CONCISE HORNBOOK, Thompson-West (2010) (with Professor Jimmy Gurulé).

WAR ON TERROR AND THE LAWS OF WAR: A MILITARY PERSPECTIVE, Oxford University Press (2009) (editor and lead author).

AUTONOMOUS WEAPON SYSTEMS: MANAGING THE INEVITABILITY OF "TAKING THE MAN OUT OF THE LOOP", Chapter in *AUTONOMOUS WEAPON SYSTEMS: LAW, ETHICS, AND POLICY*, Cambridge University Press (forthcoming, 2016).

THE LAWS OF WAR: REGULATING THE USE OF FORCE, Chapter in *NATIONAL SECURITY LAW IN THE NEWS: A GUIDE FOR JOURNALISTS, SCHOLARS AND POLICYMAKERS*, American Bar Association Standing Committee on Law and National Security and Northwestern University's Medill School of Journalism (2012) (with Laurie Blank).

TWO SIDES OF THE COMBATANT COIN: UNTANGLING DIRECT PARTICIPATION IN HOSTILITIES FROM BELLIGERENT STATUS IN NONINTERNATIONAL ARMED CONFLICTS, in *COUNTERINSURGENCY LAW : NEW DIRECTIONS IN ASYMMETRIC WARFARE*, New York: Oxford University Press (2013).

CIVILIAN CONTROL OVER THE MILITARY, in *ASHGATE RESEARCH COMPANION TO POLITICAL LEADERSHIP*, Ashgate Publishers (2009) (with Eric Jensen).

Contractors and the Law, in CONTRACTORS AND WAR: THE TRANSFORMATION OF U.S EXPEDITIONARY OPERATIONS, Stanford, CA: Stanford University Press (2012).

Extraterritorial Law Enforcement or Transnational Counterterrorist Military Operations: The Stakes of Two Legal Models, in NEW BATTLEFIELDS/OLD LAWS: CRITICAL DEBATES ON ASYMMETRIC WARFARE, New York: Columbia University Press (2011).

THE PRINCIPLE OF HUMANITY, in the MAX PLANCK ENCYCLOPEDIA OF PUBLIC INTERNATIONAL LAW, Oxford University Press (2011, 2012, 2014, 2016).

QUESTIONING THE JURISDICTIONAL MOORINGS OF THE MILITARY COMMISSION ACT, Chapter in MILITARY LAW AND JUSTICE (Edited by Asifa Begim), Icfai University Press (2010) (reprint of an article published in the Texas International Law Journal).

ARTICLES

Targeting and Civilian Risk Mitigation: The Essential Role of Precautionary Measures, 223 Mil. L. Rev. 785 (2016) (with James Schoettler).

Targeting, Distinction, and the Long War: Guarding against Conflation of Cause and Responsibility, vol. 46, Israel Yearbook on Human Rights (2016).

Two For One: The Ethical Pursuit of Justice in the Military, And Battlefield Success, Through Joint Prosecutorial Decisions, 45 Southwestern L. Rev. (2015) (with Rachel VanLandingham).

A Military Justice Solution in Search of a Problem: A Response to Professor Vladeck, 104 GLJ Online 29 (2015) (with M. Christopher Jenks), available at: <http://georgetownlawjournal.org/glj-online/a-military-justice-solution-in-search-of-a-problem-a-response-to-vladeck/>

Averting the Inherent Dangers of “Going Dark”: Why Congress Must Require a Locked Front Door to Encrypted Data, 72 Wash. & Lee L. Rev. 1433 (2015).

Regulating Hostilities in Non-International Armed Conflicts: Thoughts on Bridging the Divide between the Tadic Aspiration and Conflict Realities, 91 Int'l L. Stud. 281 (2015).

Ensuring Experience Remains the Life of the Law: Incorporating Military Realities into the Process of War Crimes Accountability, 14 Global Community: Yearbook of International Law and Jurisprudence, G. Ziccardi Capaldo ed., vol. I (2014) Oxford University Press.

Contemplating the True Nature of the ‘Responsibility’ in Responsible Command, International Review of the Red Cross, IRRC No. 895/896 (2015).

Military Justice Sentencing Theory and Practice, Federal Sentencing Reporter (2015).

The Admissibility of Confessions Compelled by Foreign Coercion: A Compelling Question of Values in an Era of Increasing International Criminal Cooperation, 42 Pepp. L. Rev. 467 (2015) (with Kevin Cieply).

War, Law, and Precautionary Measures: Broadening the Perspective of this Vital Risk Mitigation Principle, 42 Pepp. L. Rev. 419 (2015).

Exploring U.S. Treaty Practice through a Military Lens, 38 Harv. J.L. & Pub. Pol'y 547 (2015).

The Military Response to Criminal Violent Extremist Groups: Aligning Use of Force Presumptions with Threat Reality, 47 Isr. L. Rev. 253 (2014) (with Tanweer Kaleemullah).

Strange Bedfellows: How Expanding The Public Safety Exception To Miranda Benefits Counterterrorism Suspects, 41 Fordham Urb. L.J. 1 (2013) (with Chris Jenks).

Belligerent Targeting and the Invalidity of the Least Harmful Means Rule, 89 Int'l. L. Stud. 536 (2013) (with co-authors).

Miranda, Secret Questioning, and the Right to Counsel, 66 Ark. L. Rev. 931 (2013).

Terrorism, Tips, And The Touchstone Of Reasonableness: Seeking A Balance Between Threat Response And Privacy Dilution, 118 PENN ST. L. REV. 129 (2013).

Losing the Forest for the Trees: Syria, Law and the Pragmatics of Conflict Recognition, 46 Vand. J. Transnat'l L. 693 (2013) (with Laurie Blank).

Even if it Ain't Broke Why Not Fix It? Three Proposed Changes to the Uniform Code of Military Justice, 6 J. Nat'l Sec. L. & Pol'y 447 (2013) (with Victor Hansen).

Geography of Armed Conflict: Why it is a Mistake to Fish for the Red Herring, 89 Int'l. L. Stud. 77 (2013).

Arizona v. Gant: Deciphering the Meaning of Reasonable Belief, 45 Conn. L. Rev. 177 (2011).

Unprivileged Belligerents, Preventive Detention, and Fundamental Fairness: Rethinking the Review Tribunal Representation Model, 11 Santa Clara J. Int'l L. 99 (2012) (with Peter A. Chickris).

Two Sides of the Combatant COIN: Untangling Continuous Combat Function from Belligerent Status in Non-International Armed Conflicts, 33 U. Pa. J. Int'l L. 313 (2012). (with Chris Jenks).

The Law of Operational Targeting: Viewing the LOAC through an Operational Lens, 47 Tex. Int'l L.J. 337 (2012) (with Lieutenant Colonel Gary Corn).

The Missing Miranda Warning: Why What You Don't Know Really Can Hurt You, 2011 UTAH L. REV. 761.

Targeting, Command Judgment, and a Proposed Quantum of Proof Component: A Fourth Amendment Lesson in Contextual Reasonableness, 77 Brook. L. Rev. 2 (2012).

Siren Song: The Implications of the Goldstone Report on International Criminal Law, 7 PUBLICIST, Wint. 2011. (with Chris Jenks)

America's Longest Held Prisoner Of War: Lessons Learned From The Capture, Prosecution, And Extradition Of General Manuel Noriega, 71 LA. L. REV. 1111 (2011). (with Sharon G. Finegan)

Thinking The Unthinkable: Has The Time Come To Offer Combatant Immunity To Non-State Actors? 22 STAN. L. & POL'Y REV. 253 (2011).

Triggering Congressional War Powers Notification: A Proposal to Reconcile Constitutional Practice with Operational Reality, 14 Lewis & Clark L. Rev. 687 (2010).

International Legality, the Use of Military Force, and Burdens of Persuasion: Self-Defense, the Initiation of Hostilities, and the Impact of the Choice Between Two Evils on the Perception of International Legitimacy, 30 PACE L. REV. 484 (2010). (with Colonel Dennis Gyllensporre, Swedish Army)

Mixing Apples and Hand Grenades: The Logical Limit of Applying Human Rights Norms to Armed Conflict, 1 Journal of International Humanitarian Legal Studies, 52 (2010).

The Obama Administration's First Year and IHL: A Pragmatist Reclaims the High Ground, 12 Yearbook of International Humanitarian Law, 263 (2009) (with Eric Jensen).

Imputed Liability for Supervising Prosecutors: Applying the Military Doctrine of Command Responsibility to Reduce Prosecutorial Misconduct, 14 Berkley J. of Crim. Law, 395 (2009) (with Adam Gershowitz).

Understanding the Limitations on Invoking the Courts-Martial Option for Trying Captured Terrorists, 17 Willamette J. of Int. Law & Disputes 1 (2011).

Back to the Future: De Facto Hostilities, Transnational Terrorism, and the Purpose of the Law of Armed Conflict, 30 U. PA. J. INT'L. L. 1345 (2009).

The Commission Prosecutor: Navigating Uncharted Ethical Waters in a Sea of International Uncertainty, 50 S. Tex. L. Rev. 803 (2009).

The National Security Constitution: The Separation of Powers and the War on Terror, 23 St. John's J. Legal Comment. 973 (2009).

Transnational Armed Conflict: A 'Principled' Approach to the Regulation of Counter-Terror Combat Operations, 42 Isr. L. Rev. 45 (2009) (with Eric T. Jensen).

Making the Case for Conflict Bifurcation in Afghanistan: Transnational Armed Conflict, Al Qaida, and the Limits of the Associated Militia Concept, 85 Int. L. Stud. 181 (2009) (republished in the Israel Yearbook of Human Rights).

Viewing Hamdan through a Military Lens, 33 OKLAHOMA CITY L. REV. 101 (2008).

10 Questions on National Security Law, 34 WILLIAM MITCHELL L. REV. 5007 (2008). (with Norman Abrams, et al).

Untying the Gordian Knot: A Proposal for Determining Applicability of the Laws of War to the War on Terror, 81 TEMPLE L. REV. 787 (2008).

The Role of the Courts in the War on Terror: The Intersection of Hyperbole, Military Necessity, and Judicial Review, 43 New England L. Rev. 17 (2008).

Bringing Discipline to the Civilianization of the Battlefield: A Proposal for a More Legitimate Approach to Resurrecting Military Criminal Jurisdiction over Civilian Augmentees, 62 Miami L. Rev. 491 (2008).

Unarmed But How Dangerous? Civilian Augmentees, The Law Of Armed Conflict, And The Search For A More Effective Test For Permissible Civilian Battle-Field Functions, 2 J. NAT'L SECURITY L & POL'Y 257 (2008).

Questioning the Jurisdictional Moorings of the Military Commission Act, 43 Tex. Int'l L.J. 29. (2007). Reprinted in MILITARY LAW AND JUSTICE (Asifa Begim, ed.) (India: ICAFI University Press, 2010).

Enemy Combatants and Access to Habeas Corpus: Questioning the Validity of the Prisoner of War Analogy, 5 Santa Clara J. Int'l L. 2 (2007).

The Political Balance of Power Over the Military: Rethinking the Relationship between the Armed Forces, the President, and Congress, 44 Hous. L. Rev. 553 (2007).

Understanding the Distinct Function of the Combatant Status Review Tribunals: A Response to Blocher, 116 Yale L.J. (POCKET PART) 327 (2007). (with Eric Talbot Jenson & Sean Watts)

Hamdan, Lebanon, and the Regulation of Armed Conflict: The Need to Recognize a Hybrid Category of Armed Conflict, 40 Vand. J. Transnat'l L. 295 (2006).

Taking the Bitter with the Sweet: A "Full and Fair" Critique of the Military Commissions, 35 Stetson L. Rev. 811 (2006).

Hamdan, Fundamental Fairness, and the Significance of Additional Protocol II, ARMY LAW., Aug. 2006, at 1.

Developing Warrior Lawyers: Why it's Time to Create a Joint Services Law of War Academy, Mil. L. Rev. (June, 2006).

“Snipers in the Minaret: What is the Rule?” The Law of War and the Protection of Cultural Property: A Complex Equation, *The Army Lawyer* (July, 2005).

“Improving the Fighting Position” A Practitioners Guide to Operational Law Support to the Interrogation Process, *The Army Lawyer* (July, 2005) (with LTC Paul Kantwill and Captain Jon Holdoway).

Bringing International Agreements Out of the Shadows: Confronting the Challenges of a Changing Force, *The Army Lawyer* (July, 2005) (with Colonel James Schoettler).

Clinton, Kosovo, and the Final Destruction of the War Powers, Resolution, 42 *Wm and Mary L. Rev.* 1149 (April, 2001).

Authority to Court-Martial Non-U.S. Military Personnel for Serious Violations of International Humanitarian Law Committed During Internal Armed Conflicts, 167 *Mil. L. Rev.* 74 (2001) (cited in CRS Report for Congress, *Terrorism and the Law of War: Trying Terrorists as War Criminals before Military Commissions* (December 11, 2001)).

“To Be or Not To Be, That is the Question?” Contemporary Military Operations and the Status of Captured Personnel, 3 *J. Nat’l. Security L.* 75 (1999) (cited in CRS Report for Congress, *Treatment of “Battlefield Detainees” in the War on Terror* (September 17, 2003)).

Campbell v. Clinton: The “Implied Consent” Theory of Presidential War Power is Again Validated, 161 *Mil. L. Rev.* 202 (1999).

Presidential War Power: Do the Courts Offer Any Answers, 157 *Mil. L. Rev.* 180 (1998) (cited in *Campbell v. Clinton*, 203 F.2d 19 (D.C. Cir. 2000)).

ADDITIONAL WRITINGS

The Problem with Law Avoidance, 32 *ABA National Security Law Report* 1, 4-7 (Winter 2010).

Article Commissioned by the International Humanitarian Law Research Initiative of Harvard Law School and the Swiss Government: *Law of Armed Conflict Challenges in Multi-National Operations* (2007).

New Options for Prosecuting War Criminals in Internal Armed Conflicts, *Parameters*, U.S. Army War College Quarterly, (Spring 2002) (also published in Spanish in the quarterly Hispano-American edition of the *Military Review* as *Nuevas Opciones para la Prosecucion de Criminales de Guerra en los Conflictos Armadas Internos*, March-April 2003).

War! The President, the Congress, and the Constitution, published by the Institut fur Friedenssicherungsrecht of the Ruhr Universitat Bochum in *Humanitares Volkerrecht* by the Deutsches Rotes Kreuz (German Red Cross) (April 2002) (solicited following a presentation made at the on the same subject at the bi-annual German -American

Law Symposium in Garmisch, Germany in 2001).

International and Operational Law Deskbook, TJAGSA (1997-2000) (contributing author).

The Operational Law Handbook, TJAGSA (1997-2000) (contributing author).

SELECTED PRESENTATIONS, VISITING TEACHING, AND ACADEMIC EVENT PARTICIPATION

Technology, Transnational Conflict, and the Erosion of Inherent Limits on the Exercise of War Powers, Notre Dame Law School, September, 2016.

The Role of the Commander and Law of Armed Conflict Compliance, Senior Officer Legal Orientation Course, United States Army Judge Advocate General's School, Charlottesville, VA, May, 2016.

Inaugural International Humanitarian Law/Law of Armed Conflict Workshop: Autonomous Weapons Systems, University of Minnesota School of Law, April, 2016.

Legal Regulation of Lethal Combat Targeting, International Bar Association, Annual Conference on International Criminal Law Legal Challenges of Modern Warfare, Peace Palace, The Hague, the Netherlands, January 2016.

Passive Distinction and Targeting Legality, Keynote Address, United States European and Africa Command Joint Annual Legal Conference, Stuttgart, Germany, February, 2016.

Precautions, Lethal Targeting, and Civilian Risk Mitigation, Hebrew University Minerva Center for Human Rights, Winter 2012.

Ethical Dimensions of Military Command Prosecutorial Discretion, Southwestern Law Review Symposium, October 2015.

Assessing the Significance of Responsible Command, Inaugural Graduate Course Lecture Series, United States Army Judge Advocate General's School, Charlottesville, VA, September 2015.

Torture is Different, Court of Appeals for the Armed Forces Annual CLE, Washington, D.C., May 2015.

Lead Organizer and Participant, *National Security Law Scholars Conference*, South Texas College of Law, May 2015.

Precautionary Measures and the Regulation of Hostilities, First Annual Humanitarian Law Conference hosted by Shurat Hadin, Jerusalem, Israel, May 2015.

JINSA Gaza Conflict Assessment, Washington, D.C., May 2015.

American Red Cross Clara Barton Humanitarian Law Competition, Chicago, IL, March 2015.

Precautionary Measures in Armed Conflict, United States Special Operations Command Annual Legal Conference, Tampa, FL, February 2015.

First Annual International Legal Conference hosted by the Israeli Defense Forces, Panel Moderator and Conference Participant, Tel Aviv, Israel, February 2015.

Understanding the Operational Realities of Conflict Regulation, United Nations Human Rights Committee, Geneva, Switzerland, February 2015.

Going Dark: The Dangers of Total Encryption of Personal Communication Devices, Symposium on Surveillance in the New Era, Washington & Lee Law School, January 2015.

Improving Humanitarian Protection in Non-International Armed Conflicts, Joint Conference sponsored by the Naval War College and the United States Military Academy Law Department, West Point, NY, October 2014.

New Battlefield Old Laws Annual Presentation, Institute for Counter-Terrorism, Israel, September 2014.

Lead Organizer and Participant, Trans-Atlantic Dialogue on International Humanitarian Law, Oxford University, July 2014.

Lead Organizer and Participant, National Security Law Scholars Conference, U.S. Army JAG School, May 2014.

A Conceptual Framework for Conducting Legal Review of Autonomous Weapons Systems, European Union Institute, Florence, Italy, April 2014.

National Security in the 21st Century, Pepperdine School of Law, April 2014.

Protecting Access to Education in Armed Conflict, International Committee of the Red Cross, Geneva, March 2014.

The Guantanamo Trap: Commentary on Documentary, International Human Rights Festival, Geneva, March 2014.

Conflict and Precautionary Measures, Geneva Faculty of Law, Geneva, March 2014.

Human Rights and the Regulation of Armed Hostilities, University of Houston Honors College Lecture Series, October 2013

The Law of Armed Conflict: Evolving to Address Future Challenges, American Judicial Education Institute Annual Conference, San Diego, CA, October 2013

The Law of Armed Conflict and Emerging Technologies, University of Leiden, Netherlands, November 2013.

Distinguished Visiting Scholar, Emory Law School International Humanitarian Law Clinic, April 2013.

Armed Conflict and the Moral Relevance of Legal Fictions, University of Minnesota Law School International Law Symposium, March 2013.

Armed Conflict, Emerging Technologies, and the Challenges of Effective Regulation, University of Utah School of Law International Law Symposium, February 2013.

Organized Criminal Threats, Military Response, and Legal Authority, Hebrew University Minerva Center for Human Rights, November 2012.

Legal Interoperability and Multi-National Operations, International Association for Military Law and the Law of War Tri-Annual Conference, Quebec, Canada, May 2012.

Unprivileged Belligerents, Preventive Detention, and Fair Process: Questioning the Lay Representation Model, Santa Clara Journal of International Law Symposium on Emerging Issues in International Humanitarian Law, February 2012.

National Security and Human Rights, Keynote Address, Mexican National Security Agency Legal Conference, Mexico D.F., November 2011.

Emerging Concepts of Armed Conflict and the Challenge to Internal Security, Annual International Counter-Terrorism Conference, Interdisciplinary Center Herzilya, Israel, September 2011.

Thematic Framework for a National Security Law Course, ABA Standing Committee on National Security Law Annual Conference on Teaching National Security Law, Georgetown Law Center, September 2011.

Integrating LOAC Instruction into Other Law School Subject Areas, ICRC Conference on Teaching International Humanitarian Law, Emory Law School, February 2011.

A Proposed Quantum Framework for Targeting Reasonableness, Presentation at the Annual Legal Conference for the U.S. Special Operations Command, Tampa, FL, February 2011.

A Proposed Quantum Framework for Targeting Reasonableness, Presentation at the Annual Legal Conference for the U.S. Central Command, Doha, Qatar, February 2011
Critiquing the Air and Missile Warfare Manual, University of Texas International Law Journal Symposium, Austin, TX, February 2011.

Two Sides of the Combatant COIN: Belligerent Status in Non-International Armed Conflicts, Annual International Counter-Terrorism Conference, Interdisciplinary Center Herzliya, Israel, September 2010.

The Role of Human Rights in Armed Conflict, Keynote Address to the International Law Students Association Summer Conference in Istanbul, Turkey, July 2010

Civilian Protection during Military Operations, Defense Institute of International Legal Studies, Newport, RI, July 2010.

Understanding the Contextual Meaning of Arbitrary State Action, Conference of the American Armies, Bogota, Colombia, April 2010.

Seeking Legal Legitimacy in the War on Terror, Presentation to the Political Science Department of Hartwick College, April 2010.

The Law of War and the War on Terror, Presentation to the Prairie View A&M Army ROTC and Pre-Law Organization, April 2010.

Integrating LOAC Instruction into Other Law School Subject Areas, ICRC Conference on Teaching International Humanitarian Law, Berkley Law School, April 2010.

Human Rights in Armed Conflict, Faculty Forum Presentation, Southern Methodist University Dedman School of Law, February 2010.

Mind the Gap: Human Rights and Armed Conflict, Debate with Professor Blum of Harvard Law School sponsored by the American Society of International Law, Washington, DC, February 2010.

The Law of War and the War on Terror: Current Issues, Keynote Presentation at the Annual Legal Conference for the U.S. Special Operations Command, Tampa, FL, February 2010.

The Logical Limits of Applying Human Rights Norms in Armed Conflict, Annual Sommerfeld Lecture, U.S. Army Judge Advocate Legal Center and School, Charlottesville, VA, August 2009.

Legal Issues in the War on Terror, International Association for Military Law and the Law of War Tri-Annual Conference, Tunis, Tunisia, May 2009.

Thinking the Unthinkable: Extending Combatant Immunity to Transnational Non-State Belligerents, Annual International Counter-Terrorism Conference, Interdisciplinary Center Herzliya, Israel, September 2009.

The Trial of Unlawful Enemy Combatants and the Limits of Legitimate Military Jurisdiction, International Law Association (West) Annual Conference, Willamette Law School, Salem, OR, March 2009.

Guantanamo Bay After Boumediene and Hamdan: What Happens Now? University of San Diego Law School, November 2008.

Keynote Address, *The Law of War and the War on Terror*, 47th International Affairs Symposium, Lewis and Clark University, April 2008.

Navigating the Twilight Zone between Crime and War: Khadr, Terrorism, and the Limits of War Crimes Jurisdiction, ILA, Canadian Branch, April 2008.

Transnational Terrorism and Armed Conflict, Annual International Counter-Terrorism Conference, Interdisciplinary Center Herzliya, Israel, September 2008.

Legal Issues in the Treatment of Unlawful Enemy Combatants, Annual Legal Conference for United States Northern Command, New Orleans, LA, April 2008.

Triggering the Law of Armed Conflict, Hebrew University School of Law Annual Humanitarian Law Symposium, Jerusalem, Israel, May 2008.

Customary International Law and the Treatment of Detainees, Conference on Customary International Humanitarian Law, Institute for International Humanitarian Law, San Remo, Italy, March 2006 (sponsored by the Swiss and Italian Ministries of Foreign Affairs).

The Effectiveness of Humanitarian Law in Regulating the War on Terror, Panel Participant, International Law Weekend sponsored by the Bar Association of the City of New York, November 2005.

Customary Norms Regulating Armed Conflict, Conference on Customary International Humanitarian Law, McGill University, Canada, October 2005 (sponsored by the Canadian Red Cross).

The Law of Armed Conflict, NATO Allied Rapid Reaction Force Legal Course, March 2003.

Guest Lecturer, NATO Allied Rapid Reaction Corps Legal Symposium, Rheindallen, Germany – Topic: Application of International Humanitarian Law to United Nations Sponsored Military Operations 2002.

Lecturer, Red Cross Institute of International Humanitarian Law, San Remo, Italy – Topic: The Application of International Human Rights Norms to Military Operations Other Than War, 2001 and 2002.

Lecturer, German-American Legal Symposium, Garmisch, Germany – Topic: War and the United States Constitution, 2001.

Guest Lecturer, The University of Virginia School of Law, Charlottesville, VA, The Foundations of International Humanitarian Law, 2000.

Guest Lecturer, The University of Virginia School of Law Annual Summer National Security Law Symposium, Charlottesville, VA, The Foundations of International Humanitarian Law, 1998 and 1999.

Guest Lecturer, Partnership for Peace Legal Symposium, Tallinn, Estonia – Topic: Compliance with International Human Rights Obligations During Peacekeeping Operations, 1999.

Guest Lecturer, Symposium for Kenyan Military and Civilian Leaders, Nairobi, Kenya – Topics: International Humanitarian and Human Rights Obligations; National Security Structures, 1999.

Guest Lecturer, Naval Justice School Legal Symposium for Partnership for Peace Nations, Newport, RI – Topic: Protection of the Environment During Military Operations, 1997.

EXPERT CONSULTING, WITNESS, OR COMMISSION MEMBER

Expert consultant to Medecine sans Frontiers (Doctors without Borders) to assist in review of the United States Central Command investigation into the 2015 U.S. military attack against the Kunduz Trauma Center in Afghanistan.

Testimony before the Senate Armed Services Committee on the issue of the legal framework for continued military operations directed against al Qaeda and the legality of utilizing drone capabilities to attack belligerent operatives.

Expert testimony before the Senate Judiciary Committee on the issue of criminal accountability for U.S. contractors associated with military operations and the proposed Civilian Extraterritorial Jurisdiction Act.

Expert defense consultant and witness in the case of Prosecutor v. Gotovina, International Criminal Tribunal for the Former Yugoslavia, (testified on the legality of the use of indirect fire weapons systems against enemy targets located in a populated area).

Expert defense consultant and witness, United States v. Boskovic, Federal District Court (Portland, OR), (assisted in defending Mr. Spirc against allegations of criminal fraud during his refugee application process for failing to disclose that he had been a member of the Bosnian Serb militia during the Bosnian civil war)

Expert defense consultant and witness in the case of United States v. Hamdan, U.S. Military Commission, (testified on the applicability of the law of armed conflict to the struggle against transnational terrorism).

Expert defense consultant on law of war issues in United States v. Hassoun (Jose Padilla's co-defendant).

Expert defense consultant on law of war issues in the original Military Commission case of United States v. Khadr (assisted defense team in developing strategy to challenge the charge of "Murder by an Unlawful Combatant").

Expert consultant for attorneys representing Guantanamo detainee Al Bihani in his effort to obtain *habeas* relief.

Expert consultant and witness in the General Court-Martial trial of Captain Rogelio Maynulet (a U.S. Army officer charged with the murder of a wounded Iraqi insurgent during Operation Iraqi Freedom), (provided expert assistance and testimony on the law of armed conflict).

OTHER PROFESSIONAL EXPERIENCE

INTERNATIONAL AND NATIONAL SECURITY

Special Assistant to the Judge Advocate General for Law of War Matters and Chief of the Law of War Branch, Office of the Judge Advocate General, U.S. Army, August 2004-July 2005 (*Senior U.S. Army expert for legal issues related to the Law of War, international law, national security law, and the law of military operations*).

Chief, International Law and Operations Division, Office of the Judge Advocate, U.S. Army Europe, June 2001-July 2003 (*Subject matter expert for U.S. Army Europe on all legal issues related to international law, national security law, and the law of military operations*).

Professor of Law, United States Army Judge Advocate General's School, Charlottesville, VA, May 1997 – June 2000 (*Evaluated as the most effective teacher in this ABA Accredited degree granting Institution Responsible for curriculum development, teaching, advising career attorneys enrolled in an LL.M. program*).

CRIMINAL LAW

Regional Defense Counsel, United States Army Trial Defense Service, July 2003-July 2004 (*Supervised the delivery of criminal defense services for all U.S. Army personnel in the Western United States, Alaska, and Hawaii. Represented service-members at felony level criminal proceedings*).

Chief of Criminal Law and Senior Criminal Trial Attorney, Office of the Staff Judge Advocate, 101st Airborne Division and Fort Campbell, Fort Campbell, KY, May 1993 – May 1997 (*Supervised the administration of criminal justice for one of the largest military communities in the United States: Represented the United States in over 50 felony level prosecutions*).

OTHER MILITARY EXPERIENCE

Legal Assistance Attorney, Office of the Staff Judge Advocate, 101st Airborne Division and Fort Campbell, Fort Campbell, KY, January 1993 – May 1993 (*Provided "legal aid" type services to military and civilian personnel assigned to Fort Campbell*).

Summer Intern, U.S. Army Judge Advocate General's Corps, Fort Belvoir, Virginia, 1990 and 1991.

Comment [MB1]: YEAR?

Tactical Intelligence Officer, U.S. Army South, Republic of Panama, 1984 – 1988 (*Served as the staff intelligence officer at the Regional Command, Infantry Brigade, and Infantry Battalion levels during the period of intense political and security disruption caused by the exposure of corruption in the Noriega regime*).

MILITARY EDUCATION

U.S. Army Command and Staff College (2000-2001).

Judge Advocate Graduate Course (1996-1997).

Judge Advocate Basic Course (1992).

Military Intelligence Officer Advanced Course (1988).

Military Intelligence Officer Basic Course (1984).

Officer Candidate School (1984).

BAR ADMISSIONS

Virginia

CURRENT PROFESSIONAL MEMBERSHIPS

Advisor, Gemunder Center for Security Affairs, Jewish Institute of National Security Affairs

Reading Committee, International Committee of the Red Cross Geneva Convention Commentary Revision

Board of Advisors, Naval War College International Legal Studies

National Institute of Military Justice

American Bar Association

REFERENCES AND WRITING SAMPLE AVAILABLE UPON REQUEST