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## EDUCATION

**University of Michigan Law School**, J.D. 2002

**Oxford University**, D.Phil. 1999 (Hodgson Martin Prize for Best Dissertation)

**Oxford University**, M.Phil. 1996 (Distinction)

**Yale University**, B.A. 1994 (Distinction)

## EXPERIENCE

### SMU Dedman School of Law

Professor of Law, with tenure	2014 -
Associate Professor of Law, with tenure	2011 - 2014
Assistant Professor of Law	2006 - 2011

Courses: Constitutional Law I, Constitutional Law II, Administrative Law  
Perspectives on Counterterrorism (Seminar)

Gerald J. Ford Research Fellow	2017-present
Dr. Don M. Smart Teaching Award (selected by 3L students)	2010-11; 2017
Five selections by students as Graduation Ceremony "Hooder"	2008-11; 2017
Fellow, John Goodwin Tower Center for Political Studies	2012-present
Golden Mustang Outstanding Faculty Award (University-wide award)	2008-09
Colin Powell Fellow, John Goodwin Tower Center for Political Studies	2008-09
Teaching Fellow, Maguire Center for Ethics & Professional Responsibility	2007-08

University of Oslo, Fulbright Research Scholar August 2017-July 2018

Washington & Lee School of Law, Visiting Professor of Law Spring 2014  
Course: Constitutional Law (four-credit required course)

McGill University Faculty of Law, O'Brien Research Fellow-in-Residence Fall 2013

**Georgetown University, School of Foreign Service** Spring 2006  
Adjunct Assistant Professor  
Course: Russian Law & Legal Reform in Comparative Perspective (Seminar)

**U.S. Department of Justice**, Washington D.C., Trial Attorney 2003-2006

**The Hon. Thomas P. Griesa**, Law Clerk, U.S. District Court, S.D.N.Y. 2002-2003

**Jones, Day, Reavis & Pogue**, Washington D.C., Summer Associate (Offer extended) 2001

**The A.I.R.E. Centre (Advice on Individual Rights in Europe)** Summers 2000-02  
Intern (London) and Lecturer (Moscow)

**The Washington Post**, Oxford & Moscow 1995-99  
Researcher for David Hoffman, Moscow Bureau Chief

## WORKS IN PROGRESS

“The Richelieu Effect: The Khodorkovsky Case and Political Interference with Justice,” in *LAW AND JUSTICE IN RUSSIA* (M. Kurkchian & A. Kubal, eds., Cambridge University Press 2017).

“Terrorist Watchlists,” in *THE CAMBRIDGE HANDBOOK OF SURVEILLANCE LAW* (D. Gray & S. Henderson, eds., Cambridge University Press 2017).

“Hybrid Warfare, International Humanitarian Law, and the Case of Ukraine,” in *COMPLEX BATTLESPACES: THE LAW OF ARMED CONFLICT AND THE DYNAMICS OF MODERN WARFARE* (2017).

‘*Unlawful Influence*’ and the *al-Nashiri Military Commission at Guantánamo Bay*, *JOURNAL OF INTERNATIONAL PEACEKEEPING* (forthcoming).

*The Unreasonable Rise of Reasonable Suspicion: Terrorist Watchlists and Terry v. Ohio*, 26 *WILLIAM & MARY BILL OF RIGHTS JOURNAL* -- (2017).

## PUBLICATIONS

### **Books:**

- ❖ [NATIONAL SECURITY LAW & THE CONSTITUTION](#) (with Corn & Gurulé) Aspen, 2017.
- ❖ [MRS. SHIPLEY’S GHOST: THE RIGHT TO TRAVEL AND TERRORIST WATCHLISTS](#). University of Michigan Press, 2013. Paperback edition, 2014.

### **Excerpted or Cited in:**

*It’s déjà vu: The Right to Travel & Terrorist Watchlists*, 14.3 *INSIGHTS ON LAW & SOC’Y* 12-19 (2014).  
Shirin Sinnar, *Using Watchlists for Gun Control Would Do More Harm Than Good*, [TIME](#), June 23, 2016.

### **Reviewed by:**

Nina C. Ayoub, *The Talented Mrs. Shipley*, [THE CHRONICLE OF HIGHER EDUCATION](#), May 20, 2013.  
Jason S. Zarin, *Keeping Up with New Legal Titles*, 106 [LAW LIBRARY JOURNAL](#) 110-11 (Winter 2014).  
Susan Ginsburg, *Book Review*, 2 [JOURNAL ON MIGRATION AND HUMAN SECURITY](#) 73-75 (2014).

### **Blurbs from:**

“With authoritative detail, this elegantly written and constructed book takes on an overlooked travesty of contemporary counterterrorism - easy use of the terrorist watch list to stop Americans from coming home. ... A necessary read.” – **Susan Ginsburg, Sr. Counsel & Team Leader, 9-11 Commission**

This book is creative, interesting, and takes on a slice of the war on terror that no one else has systematically considered.” – **Dale Carpenter, University of Minnesota Law School**

“Despite an avalanche of writing about post-9/11 security policies, far too little attention has been paid to the increasingly important world of watchlists and their impact on the ability to travel. Jeff Kahn has filled this gap with a definitive account that deftly blends historical, legal, and policy analysis. And he has done it with real narrative flair. Mrs. Shipley’s Ghost will be required—and thoroughly enjoyable—reading for anyone interested in the intersection of data, security, and liberties.” – **Robert M. Chesney, University of Texas School of Law**

❖ [FEDERALISM, DEMOCRATIZATION AND THE RULE OF LAW IN RUSSIA](#). Oxford University Press, 2002.

**Selected Reviews:**

William E. Butler, *Federalism or Federationism*, 100 MICH. L. REV. 1444-52 (2002) (“... I have not seen a better account, or a more perceptive one, in any language. ... the best and the most thoughtful account available of the early experience.”);

Pamela Jordan, 63 THE RUSSIAN REVIEW 359-60 (2004) (“It is indispensable for students of Russian political institutions and a valuable addition to the literature on comparative federalism.”);

Donald Hancock, 64 SLAVIC REVIEW 208-09 (2005) (“[B]rings an exemplary combination of academic expertise to this meticulously researched and comprehensive analysis ....”).

**Academic Journals:**

U.S. Legal Topics

1. [\*International Travel and the Constitution\*](#), 56 UCLA L. REV. 271-350 (2008).
2. [\*Zoya’s Standing Problem, or, When Should the Constitution Follow the Flag?\*](#) 108 MICH. L. REV. 673-725 (2010).
3. [\*No-Limit Texas Hold’em, or, The Voir Dire in Dallas County\*](#), 13 GREEN BAG 2D 383-97 (2010).
4. [\*Ten Questions on National Security\*](#) (invited essay), 36 WM. MITCHELL L. REV. 5041-60 (2010).
5. [\*The Extraordinary Mrs. Shipley: How the United States Controlled International Travel before the Age of Terrorism\*](#), 43 CONN. L. REV. 819-888 (2011).
6. [\*The Case of Colonel Abel\*](#), 5 JOURNAL OF NATIONAL SECURITY LAW & POLICY 263-301 (2011). (cited by Garrett Epps, *The Real Court Case Behind [Bridge of Spies](#)*, [THE ATLANTIC](#) (Nov. 2015)).
7. [\*The Nacirema Revisited\*](#), 67 SMU L. REV. 807-19 (2014).
8. [\*Very Like A Whale: Analogy & the Law\*](#), 13 LAW, CULTURE & HUMANITIES 1-18 (2015)(lead article).
9. [\*“Protection and Empire”: The Martens Clause, State Sovereignty, and Individual Rights\*](#), 56 VIRGINIA J. INT’L L. 1-49 (2016) (lead article).

Russian and Rule-of-Law Topics

1. *Freedom of Expression in Post-Soviet Russia*, 18 UCLA J. INT’L L. & FOR. AFF. 1-30 (2013).
2. *Report on the Verdict against M.B. Khodorkovsky & P.L. Lebedev*, 4 J. EURASIAN LAW 321-534 (2011)( issue devoted to report)(report cited by European Court of Human Rights, *Khodorkovskiy & Lebedev v. Russia*, App. Nos. 11082/06 & 13772/05, July 25, 2013, at ¶¶ 362 & 890).
3. *The Unification of Law in the Russian Federation* (with A. Trochev & N. Balayan), 25 POST-SOVIET AFFAIRS 310-46 (Oct.-Dec. 2009).
4. *Vladimir Putin & the Rule of Law in Russia*, 36 GA. J. INT’L & COMP. L. 511-58 (2008) (lead article; quoted in [N.Y. Times editorial](#), *Russia’s Dictatorship of Law*, Nov. 21, 2010, Week in Review, p. 7).
5. *Russia’s Criminal Procedure Code Five Years Out* (with W. Burnham) 33 REV. OF CENTRAL & E. EUR. LAW 1-93 (2008) (lead article).

6. *The Search for the Rule of Law in Russia*, 37 GEO. J. INT'L L. 353-409 (2006).
7. *Russia's "Dictatorship of Law" and the European Court of Human Rights*, 29 REV. OF CENTRAL & E. EUR. LAW 1-14 (2004) (lead article).
8. *Russian Compliance with Articles Five & Six of the European Convention of Human Rights as a Barometer of Legal Reform & Human Rights in Russia*, 35 MICH. J. L. REFORM 641-94 (2002) (Кан Джеффри. [Исполнение Россией ст. 5 и 6 ЕКПЧ как показатель соблюдения прав человека](#) // Российский бюллетень по правам человека. № 17 (2003)).
9. *The Parade of Sovereignties: Establishing the Vocabulary of the New Russian Federalism*, 16 POST-SOVIET AFFAIRS 58-89 (2000).

#### **Chapters in Edited Volumes:**

1. *The Law is a Causeway: Metaphor & the Rule of Law in Russia*, in THE LEGAL DOCTRINES OF THE RULE OF LAW & THE LEGAL STATE (RECHTSSTAAT)(IUS GENTIUM: COMPARATIVE PERSPECTIVES ON LAW & JUSTICE, VOL. 38) 229-250 (Silkenat, Hickey, & Barenboim, eds., Springer, 2014).
2. *How Federal Is The Russian Federation?* (with Trochev & Balayan) in FEDERALISM & LEGAL UNIFICATION: A COMPARATIVE EMPIRICAL INVESTIGATION OF TWENTY SYSTEMS (IUS GENTIUM: COMPARATIVE PERSPECTIVES ON LAW & JUSTICE, VOL. 28) 355-390 (Halberstam & Reimann, eds., 2014) [replication of *Russian Federation*, (with Trochev & Balayan) in FEDERALISM & LEGAL UNIFICATION: A COMPARATIVE EMPIRICAL INVESTIGATION OF TWENTY SYSTEMS 257-282 (Halberstam, Reimann, & Sánchez-Códero, eds., Int'l Acad. Comp. Law, 2012)].
3. *The Rule-of-Law Factor*, in INSTITUTIONS, IDEAS AND LEADERSHIP IN RUSSIAN POLITICS 159-83 (J. Newton & Wm. Tompson eds., Palgrave Macmillan, 2010).
4. *Adversarial Principles and the Case File in Russian Criminal Procedure*, in RUSSIA & THE COUNCIL OF EUROPE: TEN YEARS AFTER 107-33 (Malfliet & Parmentier eds., Palgrave Macmillan, 2010).
5. *Presentation of Jeffrey Kahn*, OCCASIONAL PAPER #304: THE RUSSIAN CONSTITUTION AT FIFTEEN: ASSESSMENTS & CURRENT CHALLENGES TO RUSSIA'S LEGAL DEVELOPMENT 54-59 (Dresen & Pomeranz eds., Woodrow Wilson International Center for Scholars, 2010).
6. *Комментарий, ВЕРХОВЕНСТВО ПРАВА И ПРОБЛЕМЫ ЕГО ОБЕСПЕЧЕНИЯ В ПРАВОПРИМЕНИТЕЛЬНОЙ ПРАКТИКЕ* (Москва: Издательство «Статут», 2009).
7. *Putin's Federal Reforms: A Legal-Institutional Perspective*, in BEYOND THE GARDEN RING: DIMENSIONS OF RUSSIAN REGIONALISM 73-109 (Kivinen & Pynnöniemi eds., Kikumora, 2002).
8. *What Is The New Russian Federalism?*, in CONTEMPORARY RUSSIAN POLITICS: A READER 374-83 (Archie Brown ed., Oxford: Oxford University Press, 2001).
9. *Федерализм и федератция*, and *Федерализм и демократия*, in ОСНОВЫ ТЕОРИИ И ПРАКТИКИ ФЕДЕРАЛИЗМА: ПОСОБИЕ ДЛЯ СТУДЕНТОВ ВЫСШИХ УЧЕБНЫХ ЗАВЕДЕНИЙ 9-22 (К. Malfliet & L. Nasyrova eds., Garant, 1999).
10. *Federalism, Democracy and Asymmetry: Issues in Comparative Perspective*, in FEDERALISM: CHOICES IN LAW, INSTITUTIONS AND POLICY. A COMPARATIVE APPROACH WITH FOCUS ON THE RUSSIAN FEDERATION 23-39 (К. Malfliet & L. Nasyrova eds., Garant, 1998).

## **Government Publications and Public Filings:**

1. [Brief of Amici Curiae Former Consular Officers in Support of Respondent](#), *Kerry v. Din*, No. 13-1402 (U.S. Sup. Ct., Jan. 20, 2015) (co-author).
2. Expert Witness Testimony, *Ibrahim v. Dep't Homeland Security*, No. 3:06-cv-00545-WHA (N.D. Cal., Dec. 4, 2013) (plaintiff's expert in first & so far only No Fly List bench trial).
3. Report Prepared for the Council of the President of the Russian Federation for the Development of Civil Society & Human Rights regarding the Verdict of the Khamovnichesky District Court of the City of Moscow against M.B. Khodorkovsky & P.L. Lebedev, Criminal Case # 1-23/10 (Oct. 1, 2011) (Submitted to President Medvedev on December 27, 2011).
4. "Sensitive but Unclassified" cable from American Embassy Yerevan to the Secretary of State, Department of Justice, and Department of Commerce, Yerevan 01419 (Oct. 10, 2006).
5. "An Assessment of the Russian Federation Criminal Procedure Code in Moscow & Krasnoyarsk, Oct. 15 – Nov. 5, 2005," Final Report, OPDAT, Crim. Div., U.S. Dep't of Justice (Feb. 7, 2006).
6. "Unclassified" cable from American Embassy Moscow to the Secretary of State, Department of Justice, and Department of Commerce, Moscow (Nov. 14, 2005).

## **Other Print Periodicals and Invited Contributions to Electronic Periodicals:**

[At SMU visit, Trump's foreign policy adviser was a modern-day Joe McCarthy](#), DALLAS MORNING NEWS, July 25, 2016 (online) & July 26, 2016 at 15A (print).

[A 'No Buy' List for Guns Is a Bad Idea](#), NEW YORK TIMES, July 1, 2016, at A23 (print and online).

[The 'No Fly List' operates in secret, and its power to exclude is vast](#), GUARDIAN (UK), Dec. 23, 2015.

[America hasn't always lived the values celebrated in "Bridge of Spies."](#) WASH. POST, Oct. 23, 2015.

[From Hollywood with Love: The Case of Colonel Abel](#), LAWFARE, Oct. 16, 2015.

[Joint Series: Application of IHL by National Courts](#), LAWFARE, Sept. 22, 2015 (cross-posted on [INTERCROSS](#) (blog of the International Committee of the Red Cross), Sept. 23, 2015).

[Guest Post: A Reply to Margo Schlanger on \*Latif\* & Fundamental Rights](#), JUST SECURITY, June 30, 2014.

[Guest Post from Jeff Kahn on \*Latif v. Holder\*](#), LAWFARE, June 25, 2014.

[A Game-Changing Ruling in the No-Fly List Case](#), LAWFARE, Jan. 16, 2014.

[Jeff Kahn on Terrorism Watchlists and the Ibrahim Trial](#), LAWFARE, Dec. 28, 2013.

[In Putin's Russia, Shooting the Messenger](#), NEW YORK TIMES, Feb. 25, 2013 (online).

*In Putin's Russia, Shooting the Messenger*, INTER'L HERALD TRIBUNE, Feb. 27, 2013, at 8 (print).

Guest Blog Posts, CONCURRING OPINIONS

["It's déjà vu all over again": Tanvir v. Holder — The Latest No Fly List Case](#), Apr. 25, 2014;

[Res Ipsa Loquitur: The Justice Department's Censored Judicial Opinion Revealed At Last](#), Apr. 18, 2014;

[There & Back Again: John Rizzo & Yuri Nosenko](#), Apr. 10, 2014;

["Would Winston Smith and Josef K. please return to the gate? Your flight is ready to depart."](#), July 27, 2012;

[Russian Human Rights Council Recommends Quashing Khodorkovsky's Conviction](#), Dec. 31, 2011;  
[When Worlds Collide: Russia, the Internet, and Nothing to Hide \(or, Интернет в России\)](#), Dec. 12, 2011;  
[What if the Boy Who Cried Wolf Could Testify under a Pseudonym . . . as an Expert Witness on Canis Lupus?](#), Dec. 12, 2011;  
[AALS "Hot Topics" Program: Russia's "Dictatorship of Law"](#), Dec. 5, 2011;  
[Pretext, the Rule of Law, and the Good Official](#), Nov. 29, 2011;  
["The first thing we do, let's \[train\] all the lawyers."](#), Nov. 20, 2011;  
[Leo, J. Edgar, and Ruth](#), Nov. 10, 2011;  
[Post-Soviet Russia: Just Like 15th Century England?](#), Nov. 7, 2011;  
[A Debate about Connecting the Dots and the Christmas Plot](#), Jan. 27, 2010;  
[Meet Mrs. Shipley](#), Jan. 25, 2010;  
[A Very Brief History of the No-Fly List](#), Jan. 7, 2010.

*A Response to 'Connecting the Dots and the Christmas Plot,'* [HARV. NAT'L SECURITY J.](#), Jan. 27, 2010.  
*Professor Frederick C. Moss, or, The Education of a Junior Colleague*, 63 SMU L. REV. 933-37 (2010).  
*International Travel & the Constitution*, 30 ABA NAT'L SECURITY LAW REPORT 13-15 (Nov./Dec. 2008).  
*Moscow vs. Kazan: Constitutions on Trial*, 3 RFE/RL RUSSIAN POL. WKLY., June 20, 2003.  
*Which Federalism is Right for Iraq?* 7 RADIO FREE EUR./RADIO LIBERTY NEWSLINE, May 5, 2003.  
*Opening the Floodgates?* MOSCOW TIMES 8 (July 18, 2002).  
*Political Palimpsests: Reform of Republican Constitutions*, 2 RFE/RL RUSSIA REP., July 17, 2002.  
*A Marriage of Convenience: Russia & the European Court of Human Rights*, 2 RFE/RL RUSSIA REP., June 19, 2002.  
*Canaries in the Coalmine: Early Warning Signals for Putin's Federal Reforms*, 4 RFE/RL RUSS. FED'N REP., Feb. 13, 2002.

#### **Commissioned Book Reviews:**

1. Review of Mary McAuley, HUMAN RIGHTS IN RUSSIA: CITIZENS AND THE STATE FROM PERESTROIKA TO PUTIN (I.B. Tauris, 2015) and Lauri Mälksoo, ed., RUSSIA AND EUROPEAN HUMAN-RIGHTS LAW: THE RISE OF THE CIVILIZATIONAL ARGUMENT (Leiden: Brill Nijhoff, 2014) in 75 SLAVIC REVIEW 1060-1062 (2016).
2. Review of Sarah B. Snyder, HUMAN RIGHTS ACTIVISM AND THE END OF THE COLD WAR: A TRANSNATIONAL HISTORY OF THE HELSINKI NETWORK (Cambridge University Press, 2011) in 72 SLAVIC REVIEW 138-39 (2013).
3. Review of Alexei Trochev, JUDGING RUSSIA: CONSTITUTIONAL COURT IN RUSSIAN POLITICS, 1990-2006 (Cambridge University Press, 2008) in 68 SLAVIC REVIEW 729-30 (2009).
4. Review of Peter Söderlund, THE DYNAMICS OF FEDERALISM IN RUSSIA: A STUDY OF FORMAL AND INFORMAL POWER RESOURCES OF THE REGIONAL CHIEF EXECUTIVES IN RUSSIAN CENTRE-REGION RELATIONS (Åbo Akademi, 2006), in 60 EUROPE-ASIA STUDIES 700-01 (2008).



5. Review of W. Burnham, P. Maggs, & G. Danilenko, *LAW & LEGAL SYSTEM OF THE RUSSIAN FEDERATION* (3d ed., Juris, 2004), in 33 *REV. OF CENTRAL & E. EUR. LAW* 239- 47 (2008).
6. Review of Yoshiko M. Herrera, *IMAGINED COMMUNITIES: THE SOURCES OF RUSSIAN REGIONALISM* (Cambridge University Press, 2005), in 65 *THE RUSSIAN REVIEW* 354-56 (2006).
7. Review of Josephine Andrews, *WHEN MAJORITIES FAIL: THE RUSSIAN PARLIAMENT, 1990-1993*. (Cambridge University Press, 2002), in 63 *THE RUSSIAN REVIEW* 551-52 (2004).
8. Review of William E. Butler, *RUSSIAN LAW* (Oxford Univ. Press, 2d ed. 2003), *CIVIL CODE OF THE RUSSIAN FEDERATION, PARTS I, II, & III* (OUP, 2003), and *RUSSIAN COMPANY & COMMERCIAL LEGISLATION* (OUP, 2003), in 29 *REV. OF CENTRAL & E. EUR. LAW* 421-28 (2004).

### **ACADEMIC LECTURES, CONFERENCE PRESENTATIONS, AND SPEAKING ENGAGEMENTS**

– 2017 –

AT&T Legal Conference, Co-Presenter, “Supreme Court Update: The Nine” (with Peter Keisler), Omni Hotel, Dallas, May 3, 2017.

Morning Keynote, “Terrorist Watchlists, Freedom of Movement, & the Meaning of Citizenship,” MSDS@SMU, Magnolia Hotel, Dallas, March 31, 2017.

Invited presentation, “The Unreasonable Rise of Reasonable Suspicion: Terrorist Watchlists and *Terry v. Ohio*,” at the Institute of Bill of Rights and *William and Mary Bill of Rights Journal* Symposium, Williamsburg, Virginia, March 24, 2017.

Keynote Address, “The Story of James Donovan: The Real-Life Inspiration for Steven Spielberg’s *Bridge of Spies*,” at the Institute for Honor Symposium From Redcoats to Red Spies and Beyond: Lawyers & Infamous Clients, Washington & Lee School of Law, Lexington, VA, March 14, 2017.

Live Interview, Fox4 News (Good Day Program), Dallas, February 7, 2017, 7:22AM ([“Constitutional Law Professor Discusses President Trump’s Travel Ban”](#)).

Organizer and Moderator, [“Big Data” – A Panel Discussion on Database Technology, Liberty, and Privacy](#), February 3, 2017 (panelists Patricia Kosseim (OPC), Joel Reidenberg (Fordham), Justin Koplow (AT&T)).

– 2016 –

Invited Participant, Roundtable on “Rethinking the Role of Law in Contemporary Russia,” at Annual Meeting of the Association for Slavic, East European, and Eurasian Studies, Washington, D.C., Nov. 19, 2016.

Invited Presenter, “Hybrid Warfare, International Humanitarian Law, and the Case of Ukraine,” at ASIL Mid-Year Meeting, University of Washington Law School, Seattle, WA, Nov. 12, 2016.

Presentation on terrorist watchlists at conference “Protecting Civil Liberties and the Rule of Law in the Age of Terrorism” cosponsored by the Henry M. Jackson Foundation, the Wilson Center’s Rule of Law Initiative, the Kennan Institute, and the Middle East Program, Washington D.C., Oct. 17, 2016 (follow-up interview on Wilson Center NOW with John Milewski, <https://www.wilsoncenter.org/article/civil-liberties-the-age-terrorism-part-1>).

Invited Lecture on terrorist watchlists, 2016 Conference for Justice: National Law Conference for Imams and Mosque Leaders, Dallas, TX, Oct. 9, 2016.

Invited Lecture entitled “The Proliferation of Terrorist Watch Lists in the U.S.,” International Institute for Strategic Studies, Arundel House, London, Sept. 22, 2016.

Invited Presenter, “‘Unlawful Influence’ and the al-Nashiri Military Commission at Guantánamo Bay,” at the Asia Pacific Military Justice Workshop, National University of Singapore Faculty of Law, Sept. 20-21, 2016.

Invited Lecture entitled “The Temptation of Terrorist Watchlists: How the U.S. No-Fly List is Changing the Meaning of Citizenship,” National University of Singapore Faculty of Law, Sept. 15, 2016.

Invited Panelist, Fugh Symposium on Law and Military Operations, The Judge Advocate General’s Legal Center and School, Department of the Army, Charlottesville, VA, Aug. 10, 2016.

Interview, Evening Edition “CBS 11 News,” KTVT-TV, Feb. 13, 2016 ([“Justice Antonin Scalia’s Legacy Touches Dallas”](#)).

– 2015 –

17-minute radio interview on U.S. No Fly List, [Bloomberg Law Radio](#), Dec. 28, 2015.

Radio interview on British family denied travel to Disneyland, BBC Radio 5 Live (UK), Dec. 24, 2015.

Invited Presentation, “When Politics interferes with Justice: the Khodorkovsky Case,” Workshop on Law and Justice in Russia, Centre for Socio-Legal Studies, Oxford University, Dec. 17-18, 2015.

Guest Lecture, “Terrorist Watchlists, Freedom of Movement, and the Erosion of Citizenship in the USA, Canada, and UK,” Norwegian Centre for Human Rights, University of Oslo, Dec. 15, 2015.

Radio interview on Pres. Obama’s proposed gun sales link to No-Fly List, [Texas Standard](#) (KERA), Dec. 8, 2015.

Invited Panelist, “Hiding in Plain Sight: The Brooklyn Trial of KGB Spy Rudolf Abel,” Brooklyn Historical Society, Nov. 3, 2015 (real history of Spielberg film *Bridge of Spies*, on [C-SPAN3](#)).

Invited Presenter, “Terrorist Watch Lists and the Uses of Intelligence,” Cyber-Security Symposium, SMU Dedman School of Law, Oct. 23, 2015.

17-minute radio interview on Steven Spielberg’s film, “Bridge of Spies,” and my article, “The Case of Colonel Abel,” [Bloomberg Law Radio](#), Oct. 12, 2015.

60-minute podcast on Steven Spielberg’s film, “Bridge of Spies,” and my article, “The Case of Colonel Abel,” [Your Weekly Constitutional](#), Oct. 12, 2015 (airing on public radio in November).

Panel Convener/Chair and presenter, “Citizenship & the Right to Travel: How the Technologies that launched Globalization have Redefined (and Strengthened) the State’s Power to Restrict Freedom of Movement” European Consortium for Political Research General Conference, Université de Montréal, Aug. 27, 2015.

Invited Presenter, “Application of IHL by National Courts,” 3rd Annual ICRC Transatlantic Workshop on International Law and Armed Conflict, Pembroke College, Oxford, July 15-16, 2015.



Invited Panelist, “The U.S. Supreme Court: Impact of Recent Decisions,” Dallas Democratic Forum, Belo Mansion, Dallas, July 9, 2015.

30-minute radio interview on U.S. Supreme Court opinions announced for Horne v. Department of Agriculture, [Bloomberg Law](#), June 22, 2015.

Radio interview on U.S. Supreme Court oral argument in same-sex marriage cases, KRLD 1080AM with Mitch Carr, April 28, 2015.

Presentation at SMU Ethics Colloquy, entitled “Metaphor & the Rule of Law,” April 7, 2015.

Designated Observer, National Institute of Military Justice, at military commission proceeding in U.S. v. Abd Al Rahim Hussayn Muhammad Al Nashiri, Guantánamo Bay, Cuba, Feb. 22-28, 2015.

Invited Panelist, “Cybersurveillance in the Post-Snowden Age,” Washington & Lee University School of Law, Lexington, Virginia, January 23, 2015.

Invited Lecture on “Mrs. Shipley's Ghost: The Right to Travel and Terrorist Watchlists,” King of Glory Lutheran Church, Dallas, Texas, January 12, 2015.

Organizer and presenter, AALS National Conference “Hot Topics” Panel entitled “Beyond the No Fly List: Terrorist Watchlists, the Terrorist Screening Center, and the Information Revolution,” Washington D.C., January 3, 2015.

– 2014 –

Presentation on “Robert Bolt, Vaclav Havel, and the Rule of Law in Russia,” in the roundtable “The Rule of Law, Business, and Crime: Law and Politics in Russia and Kazakhstan,” 46th Annual Convention of the Association for Slavic, East European, and Eurasian Studies, San Antonio, Texas, November 22, 2014.

Presentation on “The Khodorkovsky Case, Collateral Attacks, and the Rule of Law,” 14th Annual Aleksanteri Conference on Restructuring State and Society in Russia, University of Helsinki, Finland, October 24, 2014.

Chair and panelist, “Citizenship and the Right to Travel: A Legal History of the Relationship from before the Passport to after the No Fly List,” 8th Annual European Consortium for Political Research, University of Glasgow, Sept. 4, 2014.

Invited Lecture entitled “The Khodorkovsky Saga, Power Politics and Legal Reform in Russia,” International Institute for Strategic Studies, Arundel House, London, Sept. 3, 2014.

Invited Panelist, 22nd Annual Teaching Effective Symposium, SMU, August 21, 2014.

30-minute radio interview, “Lawsuit Over Federal Watch List,” [Bloomberg Law](#), August 18, 2014.

Keynote Speaker, “The Past, Present, & Future of the No Fly List,” Weil Gotshal, Dallas, Aug. 13, 2014.

Public lecture entitled, “Liberty and Security at 30,000 Feet: Freedom of Movement and the No Fly List,” Dallas Public Library Preston-Royal Branch, August 7, 2014.

Invited Panelist, Fugh Symposium on Law and Military Operations, The Judge Advocate General’s Legal Center and School, Department of the Army, Charlottesville, VA, May 14, 2014.

Presentation on “The Law is a Causeway: Metaphor and the Rule of Law in Russia,” 3rd Annual Conference of the Younger Comparativists Committee of the American Society of Comparative Law, Lewis & Clark School of Law, Portland, OR, April 5, 2014.

Presentation on “Separation of Powers and the Future of National Security Law,” Symposium on the Future of National Security Law, Pepperdine University School of Law, Malibu, CA, April 4, 2014.

Presentation on “The Law is a Causeway: Metaphor and the Rule of Law in Russia,” 17th Annual Conference of the Association for the Study of Law, Culture & the Humanities, University of Virginia School of Law, Charlottesville, VA, March 10, 2014.

– 2013 –

Invited panelist, “Intelligence, National Security, and Civil Liberties: A Conversation with the NSA,” SMU Tower Center for Political Studies, Nov. 19, 2013 (co-panelist with John DeLong, Director of Compliance, National Security Agency, & Joshua Rovner, SMU Tower Center).

30-minute radio interview on Mrs. Shipley’s Ghost, “The Source” David Davies, KSTX, July 10, 2013.

One-hour radio interview on Mrs. Shipley’s Ghost, “Think” with Krys Boyd, KERA, June 5, 2013.

Presentation on Mrs. Shipley’s Ghost: The Right to Travel and Terrorist Watchlists, Conference on “Illegality Regimes: Mapping the Law of Illegality,” VU University Amsterdam, May 30 – June 1, 2013.

Featured speaker, “Terrorist Watch Lists and Civil Liberties,” Council on Foreign Relations, Crescent Club, Dallas Roundtable, Dallas, April 29, 2013.

Invited Panelist, “Drone Strikes: Security, Human Rights & Morality,” SMU Law School, Apr. 11, 2013.

Presentation at SMU Ethics Colloquy, entitled “Mrs. Shipley’s Ghost,” March 22, 2013.

Presentation at South Texas College of Law, entitled “Mrs. Shipley’s Ghost: The Right to Travel and Terrorist Watchlists,” February 22, 2013.

Invited Panelist, “Freedom of Expression in Post-Soviet Russia,” at the symposium *Building BRICS: Human Rights in Today’s Emerging Economic Powers*, sponsored by the UCLA Journal of International Law and Foreign Affairs, UCLA School of Law, February 15, 2013.

Luncheon talk to Burmese Women’s Leadership Delegation sponsored by the George W. Bush Institute and Goldman Sachs Foundation, SMU Dedman School of Law, February 11, 2013.

Interview, Evening Edition “CBS 11 News,” KTVT-TV, January 16, 2013 (“North Texans Vocal on Both Sides of Gun Discussion”).

– 2012 –

Invited Panelist, “The Trials of Mikhail Khodorkovsky: A Symposium on Russia and the Rule of Law,” Princeton University, November 30, 2012.

Roundtable participant, “Boundaries of Legal (Dis)Order in Russia,” Annual Meeting of the Association for Slavic, East European, and Eurasian Studies (ASEEES), New Orleans, Nov. 17, 2012.

Presenter (1 of 2 invited speakers) at seminar entitled “Russia on the Eve of Presidential Elections: Stagnation, Crisis or Reform?” Swedish Institute of Int’l Affairs (“UI”), Stockholm, February 2, 2012.

Public lecture entitled “The Second Conviction of Mikhail Khodorkovsky: Implications for Russian Legal Reform and the European Court of Human Rights,” Aleksanteri Institute, University of Helsinki, in Helsinki, Finland, February 1, 2012.

Public lecture entitled “After Twenty Years: Russia, Human Rights, and Legal Reform,” at the Russian & Eurasian Studies Seminar at St. Antony’s College, Oxford University, Jan. 30, 2012.

Public lecture entitled “The Second Conviction of Mikhail Khodorkovsky: Implications for Russian Legal Reform and the European Court of Human Rights,” at the Norwegian Institute for International Affairs (“NUPI”) in Oslo, Norway, January 27, 2012.

Invited Speaker, University of Michigan Center for Russian, East European & Eurasian Studies “Brown Bag Lecture Series,” January 18, 2012.

Invited Speaker, University of Michigan Center for Russian, East European & Eurasian Studies “Russian Law Workshop,” January 17, 2012.

Organizer & Presenter, AALS National Conference “Hot Topics” Panel entitled “The Dictatorship of Law: The Khodorkovsky Case, Human Rights, & the Rule of Law in Russia,” Washington D.C., Jan. 6, 2012.

– 2011 –

Presentation at the University of Connecticut School of Law, entitled “Mrs. Shipley’s Ghost: The Right to Travel and the Challenge of Terrorism,” November 14, 2011.

Commentator to presentation by retired Chief Justice Pius Langa, Symposium on the South African Constitutional Court, SMU Dedman School of Law, May 12, 2011.

Presentation at SMU Ethics Colloquy, entitled “Pretextualism,” April 13, 2011.

Presentation at Stanford Law School, entitled “Mrs. Shipley’s Ghost: The Right to Travel and the Challenge of Terrorism,” March 30, 2011.

Invited Presenter, Panel on “National Security Law: Terrorism, International Travel, and Cybersecurity,” at the conference “Liberty Through the Rule of Law,” 2011 J. Reuben Clark Law Society Conference, Southern Methodist University, February 18, 2011.

Presentation at the Lewis & Clark School of Law, entitled “Mrs. Shipley’s Ghost: The Right to Travel and the Challenge of Terrorism,” February 15, 2011.

– 2010 –

Invited Presenter, “The Case of Colonel Abel,” at the conference “Russian Law at the Cross-roads: Legal Theory, Practice and Scholarship in Contemporary Russia,” at the Faculty of Law and Helsinki Collegium for Advanced Studies, University of Helsinki, Finland, Oct. 28-29, 2010.

Presentation at the University of Wisconsin School of Law, entitled “International Travel, National Security, and the U.S. Constitution,” October 15, 2010.

Public Lecture, “The Case of Colonel Abel: What the Prosecution of a Master Soviet Spy Teaches about American and Russian Criminal Justice,” Center for Russia, East Europe, and Central Asia, University of Wisconsin, Oct. 14, 2010.

Invited Speaker, “The Case of Colonel Abel,” Madison (WI) Council on Foreign Relations, Oct. 14, 2010.

Guest Lecturer on the European Court of Human Rights in Professor Kathryn Hendley’s course, “Comparative Law” (Law 818), University of Wisconsin School of Law, Oct. 14, 2010.

Invited Presenter, Plenary Session, “The Case of Colonel Abel,” at the conference “Criminal Justice: Connections Through Time,” Herzen State Pedagogical University, St. Petersburg, Russia, Oct. 6-8, 2010.

Invited Presenter, Michigan State Jr. Faculty Workshop, “The Extraordinary Mrs. Shipley: How the United States Controlled International Travel before the Age of Terrorism,” Michigan State University, Oct. 1, 2010.

Invited Presenter, Stanford/Yale Junior Faculty Forum, “The Extraordinary Mrs. Shipley: How the United States Controlled International Travel before the Age of Terrorism,” Yale Law School, June 18-19, 2010.

Organizer and Moderator, “Russia, Europe, and Human Rights,” a symposium honoring Karinna Moskalenko, Southern Methodist University, Dallas, May 14, 2010.

Invited Panelist, “Russia’s Expanding Engagement with International Law in Trade, Human Rights, and Energy Investments,” Harriman Institute, Columbia University, New York, April 23, 2010.

Discussant, 3rd Annual National Security Law Workshop, Univ. of Texas Law School, Apr. 2, 2010.

– 2009 –

Invited Panelist, “From 9-11 Through Guantanamo, Iraq, and Afghanistan: Recent Developments in National Security Law,” Appellate Judges Education Institute 2009 Summit, Orlando, Florida, November 20, 2009.

Invited Panelist, Roundtable on Law and Politics in Contemporary Russia, American Association for the Advancement of Slavic Studies, 41st National Convention, Boston, November 14, 2009.

Presentation to Delegation of Jurists, Government Officials, Scholars and Private Citizens of the Republic of Indonesia, on “Federalism in American and Comparative Perspective,” Rule-of-Law Forum at SMU Dedman School of Law, October 2, 2009.

Invited Participant, 3rd Int’l Roundtable on the Supremacy of Law, Moscow, Russia, June 5, 2009.

Presentation at Meeting of the Executive Board, SMU Dedman School of Law, entitled “Fear, Lawfare, and Access to Court,” Dallas, Texas, Apr. 21, 2009.

Presentation at Willamette University College of Law entitled “Zoya’s Standing Problem, or, When Should the Constitution Follow the Flag?” Salem, Oregon, Apr. 14, 2009.

Presentation at SMU Dedman School of Law Faculty Forum, entitled “Zoya’s Standing Problem, or, When Should the Constitution Follow the Flag?” SMU Dedman School of Law, Apr. 1, 2009.

Presentation entitled “Russian Federalism at Fifteen,” as part of the conference “The Russian Constitution at Fifteen: Assessments and Current Challenges to Russia’s Legal Development,” at the Kennan Institute, Woodrow Wilson International Center for Scholars, Mar. 19, 2009.

Presentation as Lead National Reporter, “The Unification of Law in the Russian Federation,” part of the general report “National Unification of Laws in Federal Systems,” Thematic Congress of the International Academy of Comparative Law, Mexico City, Nov. 13, 2008.

Public Lecture at the University of Oklahoma for the Presidential Dream Course Program entitled “The Rule of Law in Russia,” Norman, Oklahoma, Nov. 6, 2008.

Presentation at University of Minnesota Law School Works-in-Progress Forum, “International Travel, National Security, and the Constitution in War and Peace,” Minneapolis, Oct. 16, 2008.

Presentation at Villanova School of Law, “International Travel and the Constitution,” Oct. 3, 2008.

Commentator, Colloquium on Law and Citizenship (paper by Leti Volpp entitled “Engendering Culture: Citizenship, Identity, and Belonging,”), SMU Dedman School of Law, Oct. 1, 2008.

Radio interview on “NPR Morning Edition,” KERA Public Radio, Sept. 23, 2008 (“Supporters Rally Outside Holy Land Foundation Courthouse”).

Radio interview on “NPR Morning Edition,” KERA Public Radio, Sept. 22, 2008 (“Opening Arguments Presented in Holy Land Foundation Retrial”).

Interview, Evening Edition “Fox 4 News,” KDFW-TV, June 12, 2008 (“Body Scanning Begins at D/FW Airport”).

Presentation at the 2008 Joint Annual Meeting of the Law and Society Association and the Canadian Law and Society Association, entitled “International Travel and the U.S. Constitution During the War on Terror,” Montreal, May 30, 2008.

Presentation to Delegation of Jurists, Government Officials, Scholars & Private Citizens of Republic of Indonesia, on “The U.S. Dep’t of Justice & American Efforts to Combat Transnational Crime, Organized Crime, & Terrorism,” Rule-of-Law Forum at SMU Dedman School of Law, May 25, 2008.

Presentation at the National Security Law Junior Faculty Workshop, entitled “International Travel and the U.S. Constitution,” Wake Forest University School of Law, May 23, 2008.

Lecture entitled “Vladimir Putin, Dmitrii Medvedev, and the Rule of Law in Russia,” at the Dallas Bar Association, International Law Section, May 20, 2008.

Participant, 3rd Annual Comparative Law Work-in-Progress Workshop, University of Michigan Law School, May 15-16, 2008.

Lecture entitled “The Rule of Law and its Implications for Russia,” at the Society of International Business Fellows Dallas Briefing, SMU Dedman School of Law, May 5, 2008.

Public Lecture entitled “Vladimir Putin and the Rule of Law” at the Kennan Institute, Woodrow Wilson International Center for Scholars, Apr. 17, 2008.

Presentation at the 11th Annual Meeting of the Association for the Study of Law, Culture and the Humanities, entitled “International Travel and the U.S. Constitution During the War on Terror,” Boalt Hall, UC Berkeley, California, Mar. 28, 2008.

Presentation at Texas Wesleyan School of Law Faculty Colloquium, entitled “International Travel and the U.S. Constitution during the War on Terror,” Ft. Worth, Texas, Feb. 19, 2008.

Presentation at SMU Dedman School of Law Faculty Forum, entitled “International Travel and the U.S. Constitution during the War on Terror,” SMU Dedman School of Law, Feb. 14, 2008.

Presentation at AALS National Conference, Section on International Human Rights Law, entitled “Thoughts Toward Protection of a Right to International Travel,” New York, Jan. 6, 2008.

– 2007 –

Presentation to Delegation of Jurists, Government Officials, Scholars and Private Citizens of the People’s Republic of China, on “The U.S. Department of Justice and American Efforts to Combat Transnational Crime, Organized Crime, and Terrorism,” Rule-of-Law Forum at SMU Dedman School of Law, Nov. 11, 2007.

Presentation entitled “Adversarial Principles & the Case File in Russian Criminal Procedure,” at Expert Seminar “Russia & the Council of Europe: 10 Years After,” Katholieke Universiteit Leuven (Belgium), Oct. 26, 2007.

Public lecture entitled “Vladimir Putin and the Rule of Law” at the Norwegian Institute for International Affairs (“NUPI”) in Oslo, Norway, Oct. 24, 2007.

Public lecture entitled “Vladimir Putin and the Rule of Law” at the Russian and Eurasian Studies Seminar at St. Antony’s College, Oxford University, Oct. 22, 2007.

Presentation of paper entitled “Russia’s Hybrid Criminal Procedure Code,” at the conference “Law and Society in the 21st Century,” Humboldt-Universität zu Berlin, July 27, 2007.

Presentation of paper “International Travel and the U.S. Constitution during the War on Terror,” at the 4th Annual Gloucester Summer Legal Conference, Gloucester, England, July 21, 2007.

Nationally aired radio interview on “Morning Edition,” National Public Radio, July 16, 2007 (“Legal Affairs: Jury Selection Starts in Case Against Muslim Charity”).

Small Group Discussion Leader (group incl. former Associate Justice Sandra Day O’Connor & former Texas Supreme Court Chief Justice Thomas R. Phillips), Fair and Independent Courts: A Conference on Judicial Independence, Selection & Accountability, SMU Dedman School of Law, Apr. 4, 2007.

Participant and Draftsman of Topics for Discussion, United States Supreme Court / European Court of Justice Judicial Summit, Washington D.C., Feb. 21, 2007.

– 2006 –

Closed-Door Briefing and Presentation to Republic of Armenia Minister of Justice Davit Harutyunyan & Deputy Minister Ashot Abovian on “Drafting Legislation Concerning Forensic Examinations,” Ministry of Justice, Yerevan, Armenia, Sept. 14, 2006.

Presentation to Matriculating L.L.M. Students on “American Constitutional Law and Civil Procedure,” Southern Methodist University, Dedman School of Law, Aug. 18, 2006.



Presentation to Delegation from the Islamic Republic of Afghanistan, on “Federalism in Comparative Perspective,” Rule-of-Law Forum at SMU Dedman School of Law, July 31, 2006.

Presentation, “Russia’s Hybrid Criminal Procedure Code,” SMU Dedman School of Law, Jan. 20, 2006.

– 2005 –

Lecture to the Krasnoyarsk Bar Association on “The Work of an American Criminal Defense Attorney,” Chamber of Advocates, Krasnoyarsk, Russia, Oct. 28, 2005.

Presentation of paper entitled “The Search for the Rule of Law in Russia,” at the conference “Political Institutions, Political Culture and Political Leadership in the Soviet Union and Russia,” St. Antony’s College, Oxford University, June 25, 2005.

– 1999-2003 –

Presentation of paper entitled “Russia’s ‘Dictatorship of Law’ and the European Court of Human Rights,” at Conference in Honor of the 50th Anniversary of the Russian and Eurasian Studies Centre, St. Antony’s College, Oxford University, July 5, 2003.

Presentation entitled “Putin’s Federal Reforms: A Legal-Institutional Perspective,” at Conference “Dimensions of Russian Regionalism,” Aleksanteri Institute, University of Helsinki, Nov. 23, 2001.

Presentation of paper entitled “Dictators in Law? The Uses and Abuses of Constitutionalism in Russia’s Republics,” at the conference “Ten Years of Post-Communist Russia,” European University of St. Petersburg, Russia, May 24-26, 2001.

Presentation entitled “The Crooked Timber of Russian Federalism,” University of Michigan, Institute of Social Research, Dec. 11, 2000.

Presentation entitled “From the ‘Parade of Sovereignties’ to the ‘Dictatorship of Laws’: What is the New Russian Federalism?” Kellogg Institute for Int’l Studies, University of Notre Dame, Nov. 28, 2000.

Numerous presentations on the European Court of Human Rights at Council of Europe/ A.I.R.E. Centre for Human Rights Summer School, Moscow, June 2002, July 2001, July 2000.

Presentation entitled “A Federal Façade: Russia’s Republics in Transition,” at St. Antony’s College, Oxford University, Centre for Russian & East European Studies, May 10, 1999.

**PRIZES & AWARDS**

Fulbright Research Scholar, University of Oslo, Faculty of Law (PluriCourts), Aug. 2017-July 2018.

Gerald J. Ford Research Fellowship, 2017-2018.

Dr. Don M. Smart Teaching Award (selected by 3L students), 2011.

Summer Research Grant Recipient, SMU Dedman School of Law, 2010, 2009, 2008, 2007 & 2006.

Golden Mustang Outstanding Faculty Award (University-wide award), SMU, 2008-09.

Colin Powell Faculty Fellowship, Tower Center for Political Studies, SMU, 2008-09.

Teaching Fellow, Maguire Center for Ethics & Professional Responsibility, SMU, 2007-08.

Grant Recipient, University of Michigan International Institute, 2001 & 2000.

Hodgson Martin Prize for Best Dissertation in the Centre for Russian & E. Eur. Studies, Oxford, 1999.

Distinction awarded in M.Phil. (sole recipient in graduating class), Oxford University, 1996.

Overseas Research Students Award, Committee of Vice-Chancellors and Principals of the Universities of the United Kingdom, 1995-96.

Distinction awarded in Philosophy and International Studies, Yale University, 1994.

### **PROFESSIONAL AND SCHOLARLY ORGANIZATIONS**

State Bar of Michigan (Active Status)

Association for Slavic, East European, and Eurasian Studies

International Social Research Institute in Ljubljana (IISER) (Member, Academic Board)

Board of Advisors, National Institute of Military Justice

The International Lawyer (journal of the ABA section on inter'l law) (Member, Faculty Advisory Board)

### **UNIVERSITY SERVICE**

Provost's Search Committee for Dean of SMU Dedman School of Law (Feb. – Nov. 2013)

Provost's Search Committee for Professor of Presidential Studies/Director of Presidential History (Feb. 2011 – Feb. 2012)

Dedman College Dean's Committee for Tower Center Scholars Program (April 2012 – Sept. 2016)

Founding Member, Advisory Board, Embrey Human Rights Education Program (Sept. 2006-June 2015)

Law School Committees:

Admissions (Chair, Summer 2016)

Appointments (2014-2016; Chair, 2015-16)

Curriculum (2007-08)

Executive Committee (2014-16)

Jud'l Clerkships (Chair, 2012-13; 2014-16)

### **LANGUAGE**

Russian

### **INTERESTS**

Sailing, Chinese Chess (Xiang Qi), Tennis