

Personal Data:

Name: ARTHUR MARK WEISBURD
DOB: July 10, 1948
Work Address: CB# 3380 Van Hecke-Wettach Hall
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Current Employment:

1981-present: Faculty member, Law School, University of North Carolina. Assistant professor, July 1981 - June 1986. Associate professor, July, 1986 - June 1989. Professor, July 1989-present. Have taught civil procedure, remedies, conflicts of law and international law. Research interests include those subjects, as well as the law of political speech and organization.

Previous Employment:

1976-1981: Associate attorney, Wilmer, Cutler & Pickering, Washington, D.C. Practice focused on the federal securities and antitrust laws, and issues of freedom of speech and association.

1970-1973: Officer, Foreign Service of the United States. Service included tour of duty in East Pakistan/Bangladesh April, 1971 - May, 1973, encompassing Bengali Liberation Struggle and first days of independent Bangladesh.

Education:

J.D. summa cum laude, University of Michigan, 1976.
Honors: Frank Holmes Schaffer award for general excellence; highest average in graduating class; Order of the Coif; note editorship, MICHIGAN LAW REVIEW; book award, Constitutional Law I.

A.B. magna cum laude, Princeton University, 1970.
Major: Public and International Affairs.
Honors: Myron T. Herrick prize for best senior thesis written by student in school of public and international affairs.

Professional Organizations:

District of Columbia Bar.
North Carolina Bar Association.
American Society of International Law.

Significant Writing:

Books: FAILINGS OF THE INTERNATIONAL COURT OF JUSTICE (Oxford University Press, 2015).

USE OF FORCE: THE PRACTICE OF STATES SINCE WORLD WAR II (Pennsylvania State University Press, 1997).

Book

Chapters: *Use of Force: Justiciability and Admissibility*, THE OXFORD HANDBOOK OF THE USE OF FORCE IN INTERNATIONAL LAW (Marc Weller, ed.) (Oxford University Press, 2015)

Dualism in the United States in BASIC PRINCIPLES OF PUBLIC INTERNATIONAL LAW: MONISM AND DUALISM (Marko Novakovic, editor) (University of Belgrade, Institute of International Politics and Economics, Belgrade, and Institute of Comparative Law, Belgrade, 2013.).

Consistency, Universality, and the Customary Law of Interstate Force in CONSTRUING THE INTERNATIONAL CUSTOMARY LAW ON THE USE OF FORCE: A METHODOLOGICAL APPROACH (Enzo Cannizzaro and Paolo Palchetti eds. 2005).

Casebook: COMPARATIVE HUMAN RIGHTS LAW: VOL. I - EXPRESSION, ASSOCIATION, RELIGION (Carolina Academic Press, 2008); VOL. II - DETENTION, PROSECUTION, CAPITAL PUNISHMENT (Carolina Academic Press, 2008).

Articles: *Responses to the Five Questions: Thoughts After A Decade*, 35 WILLIAM MITCHELL LAW REVIEW 1527-35 (2012).

Medellin, the President's Foreign Affairs Power, and Domestic Law, 28 PENN STATE INTERNATIONAL LAW REVIEW 595-631 (2010).

The International Court of Justice and the Practice of States, 31 UNIVERSITY OF PENNSYLVANIA JOURNAL OF INTERNATIONAL LAW 295-372 (2009).

Al Qaeda and the Law of War, 11 LEWIS & CLARK LAW REVIEW 1063-1086 (2007).

Using International Law to Interpret National Constitutions, 21 AMERICAN UNIVERSITY INTERNATIONAL LAW REVIEW 365-377 (2006).

International Judicial Decisions, Domestic Courts, and the Foreign Affairs Power, CATO SUPREME COURT REVIEW 2004-2005 287-320.

The War in Iraq and the Dilemma of Controlling the International Use of Force, 39 TEXAS INTERNATIONAL LAW JOURNAL 521-560 (2004).

American Judges and International Law, 36 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 1475-1531 (2003).

Problems With The Concept of >Vertical Conflicts = in AMERICAN SOCIETY OF INTERNATIONAL LAW, PROCEEDINGS OF THE 96TH ANNUAL MEETING 42-45 (2002).

Customary International Law and Torture: The Case of India, 2 CHICAGO JOURNAL OF INTERNATIONAL LAW 81-99 (2001).

International Law and the Problem of Evil, 34 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 225-281 (2001).

Then and Now - Changes in Public International Law Over the Life of the Journal, 25 NORTH CAROLINA JOURNAL OF INTERNATIONAL LAW AND COMMERCIAL REGULATION 533-549 (2000).

International Courts and American Courts, 21 MICHIGAN JOURNAL OF INTERNATIONAL LAW 877-939 (2000).

Implications of International Relations Theory for the International Law of Human Rights, 38 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 45-112 (1999).

International Crimes of States: The Decay of An Idea, 23 POLISH YEARBOOK OF INTERNATIONAL LAW 51-67(1997-1998).

Due Process Limitations on Federal Extraterritorial Legislation?, 35 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 379-428 (1997).

The Effect on the Customary Law of Human Rights of Treaties and Other Formal International Acts, 25 GEORGIA JOURNAL OF INTERNATIONAL LAW 99-146 (1995/96).

The Emptiness of the Concept of Jus Cogens as Illustrated by the War in Bosnia-Herzegovina, 17 MICHIGAN JOURNAL OF INTERNATIONAL LAW 1-51 (1995).

State Courts, Federal Courts and International Cases, 20 YALE JOURNAL OF INTERNATIONAL LAW 1-64 (1995).

The Executive Branch and International Law, 41 VANDERBILT LAW REVIEW 1205-1269 (1988).

A Reply to Professor D'Amato, 21 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 473-488 (1988).

Customary International Law: The Problem of Treaties, 21 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 1-46 (1988).

Territorial Authority and Personal Jurisdiction, 63 WASHINGTON UNIVERSITY LAW QUARTERLY 377-432 (1985).

Candidate-Making and the Constitution: Constitutional Restraints on and Protections of Party Nominating Methods, 57 SOUTHERN CALIFORNIA LAW REVIEW 213-281 (1984).

The Classification System in Project: Government Information and the Rights of Citizens, 73 MICHIGAN LAW REVIEW 973-1015 (1975).

Book Reviews:

Review of Alberto R. Coll, James S. Ord, and Stephen A. Rose (eds.), LEGAL AND MORAL CONSTRAINTS ON LOW-INTENSITY CONFLICTS, 91 AMERICAN JOURNAL OF INTERNATIONAL LAW 205-207 (1997).

Review of S. Rosenne, DEVELOPMENTS IN THE LAW OF TREATIES 1945-86 in 29 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 473-480 (1991).

Editorship:

Editor of DESK BOOK ON ALTERNATIVE DISPUTE RESOLUTION IN NORTH CAROLINA, prepared by the Dispute Resolution Committee of the North Carolina Bar Association (1991) [wrote Introduction and Executive Summary].

Other:

THE ROLE OF CONVENTIONAL FORCES IN NATO STRATEGY (1970) (unpublished A.B. thesis; available in library, Princeton University).

Presentations:

Seminar on “Customary International Law, the UN Charter and the Security Council” sponsored by the Polish Mission to the United Nations, United Nations, New York, NY, Apr. 25, 2015

Conference on **A**The Use and Misuse of History in U.S. Foreign Relations Law, @ St. Louis University School of Law, St. Louis, Mo., Mar. 7, 2008

Symposium on **A**Crimes, War Crimes and the War on Terror, @Lewis & Clark Law School, Portland, Ore., Apr. 20, 2007

Rudolph C. Barnes, Sr., Symposium at the Law School of the University of South Carolina, Feb. 3, 2006

Annual Meeting of the American Society of International Law, Seventh Annual Grotius Lecture Series (Respondent), Washington, D.C., March 29, 2005

Conference on **A**Construing the international customary law on the use of force: a methodological approach, @University of Macerata, Italy, June 11-12, 2004.

Annual Meeting of the American Society of International Law, Washington, D.C., March 13-16, 2002.

Community Service:

University Community: Faculty Advisor to U.N.C. Jessup Cup [international law] Moot Court Team, 1981 - date.

Member, Student Stores Advisory Committee, 1985-2000

Member, Administrative Board of the Library, 2006-2008 (alternate member, 2008-present).

General: Member, General Statutes Commission of North Carolina, 2000's
Member, North Carolina Bar Association Dispute Resolution Committee (and its offshoots), 1990's

Faculty advisor to NORTH CAROLINA JOURNAL OF
INTERNATIONAL LAW AND COMMERCIAL REGULATION, 1981-
1992, 2003 - 2008.

member of various law school and university committees.

Other: Member, North Carolina General Statutes Commission, 1998 - present.

Member, Custody and Visitation Subcommittee, North Carolina Supreme Court
Dispute Resolution Committee, 1993 - 1998.

Member, Council of the Dispute Resolution Section, North Carolina Bar
Association, 1993 - 1996.

Member, Dispute Resolution Committee, North Carolina Bar Association, 1985 -
1993; chair, Education Subcommittee, 1989 - 1991.

Member, precinct committee, North Carolina Democratic Party, 1982 - 1984.

Member, Board of Directors, Friends of the Duke University Art Museum, 1988-
1993; president, 1993 - 1994.

Member, Board of Directors, Durham Art Guild, 1991 - 1997.