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CURRENT POSITION

2007-Present James J. Grosfeld Professor of Law, Jurisprudence & Social Thought (LJST),
Amherst College (Chair: 1999-2000; 2002-2003; 2005-2006; 2009-10; 2013, 2016)

PAST POSITIONS

2014 Ina Levine Senior Invitational Scholar, Mandel Center for Advanced Holocaust Studies,
United States Holocaust Memorial Museum, Washington, D.C.
2009 Visiting Professor, Faculty of Law, Humboldt Universität, Berlin
2005-2007 Professor, Department of Law, Jurisprudence & Social Thought, Amherst College
1998-2004 Associate Professor, Law, Jurisprudence & Social Thought, Amherst College
2000-01 Honorary Research Fellow, Faculty of Law, Birkbeck College, University of London
1993-98 Assistant Professor, Department of Law, Jurisprudence & Social Thought, Amherst College
1990-93 Mellon Visiting Assistant Professor, Program in Law, Jurisprudence & Social Thought,
Amherst College
1989 Visiting Lecturer, Yale College
1987-89 Research and Editorial Assistant, Professors Owen M. Fiss, Burke Marshall and Harry
Wellington, Yale Law School

EDUCATION

1989 J.D., Yale Law School
1986 M.A., (Political Theory), Columbia University
1983 Universität Heidelberg (ITT-Fulbright Fellowship)
1982 B.A., (Modern Social Thought), Brown University

HONORS AND AWARDS

2020 Berlin Prize, American Academy, Berlin Germany
2016-18 Andrew Carnegie Corporation, Senior Fellowship
New York Times Book Review, Editor's Choice for *The Right Wrong Man*
2013-14 American Council of Learned Societies, Senior Fellowship
United States Holocaust Memorial Museum Mandel Center for Advanced Holocaust
Studies, Ina Levine Senior Invitational Scholar
2011 Annual Meyerhoff Lecture, United States Holocaust Memorial Museum
Finalist, National Jewish Book Award (fiction) for *The Vices*

2008-09	National Endowment of the Humanities, Senior Fellowship
2007	Winner, Silver Prize, Independent Publisher Book Awards (General Fiction) for <i>The Catastrophist</i>
2004-05	Faculty Research Award, Amherst College
2003-04	Faculty Research Award, Amherst College
2000-01	Honorary Research Fellow, Birkbeck College, University of London
1997	Faculty Research Award, Amherst College
1996	Eugene S. Wilson Fellowship, Amherst College
1994-95	Karl Loewenstein Fellowship in Jurisprudence, Amherst College
1994-95	Lazerowitz Lecturer, Amherst College
1989	First Honorable Mention, Benjamin Scharps Prize (outstanding essay on the law), Yale Law School
1988-89	Editor-in-Chief, <i>Yale Journal of Law & the Humanities</i>
1988	Olin Fellowship, Yale Law School
1986	President's Fellowship, Columbia University
1982-83	ITT-Fulbright International Fellowship to the Federal Republic of Germany
1982	Lester Ward Prize, <i>magna cum laude</i> ; Phi Beta Kappa, Brown University

TEACHING HONORS

2015	Invited Professor, two-week summer intensive mini-term, Liberal Arts Initiative Summer School; Suzhou, China.
2012, 1994	Keynote Speaker, Senior Assembly, Amherst College.
2006	Amherst-Doshisha summer exchange Professor; Kyoto, Japan.
2006, '02, 1996	Keynote Speaker, Phi Beta Kappa Induction Ceremony, Amherst College (invited and declined in 2008, 1999, 1997)

PUBLICATIONS

Scholarly books (authored)

Will He Go? Trump and the Looming Election Meltdown in 2020
Twelve/Hachette, 2020.

Aggression, Atrocity and the Criminal State
In preparation; under contract, Princeton University Press.

The Right Wrong Man: John Demjanjuk and the Last Great Nazi War Crimes Trial. Princeton University Press, January 2016; paperback edition, 2018; (German edition: *Späte Korrektur: John Demjanjuk und der Versuch der Justiz den Holocaust zu bewältigen*, Wallstein Verlag, 2020).

Reviewed in: *New York Times Book Review*, *Wall Street Journal*, *The New Republic*, *San Francisco Book Review*, *Foreign Affairs*, *Commonweal*, *Kirkus*, *Times Literary Supplement*, *The Times* (London), *Irish Times*, *Jerusalem Post*, *Jerusalem Report*, *Jewish Chronicle* (UK), *Trouw* (Netherlands), among others.

Discussed in *The New Yorker*, *Time Magazine*, C-Span Book TV.

Book Talks: Harvard Bookstore, Politics and Prose (D.C.), Yale Law School, Center for Jewish History (NYC), Holocaust Museum Houston, Oregon State University, Hunter College, UCLA, Rutgers, Case Western Reserve Law School, among others.

The Memory of Judgment: Making Law and History in the Trials of the Holocaust. Yale University Press, 2001; paperback edition, 2005. (Polish edition, in preparation, 2021.)

Reviewed in the *Times Literary Supplement*, *America*, *American Historical Review*, *Journal of Modern History*, *The Forward*, *Ethics and International Affairs*, *Holocaust and Genocide Studies*, *Federal Lawyer*, *International Affairs* (U.K.), *The Harvard Law Review*, *Michigan Law Review*, *Toronto Law Review*, *Punishment & Society*, H-net, *Choice*, *The Nation*, among others.

Featured in *The New York Times*, *Chronicle of Higher Education* and on National Public Radio's "All Things Considered."

Scholarly books (edited)

The Oxford Companion to Transitional Justice, Oxford University Press, in preparation.
Co-edited with Jens Meierhenrich and Alex Hinton.

The Amherst Series in Law, Jurisprudence & Social Thought, University of Michigan Press (2002-2003), Stanford University Press (2005-2014), University of Massachusetts Press (2015-).
Co-edited with Austin Sarat and Martha Merrill Umphrey.

Criminals and Enemies, UMass, 2019.

Guns in Law, UMass, 2019.

Law as Performance, UMass, 2018.

Law and Mourning, UMass, 2017.

Law's Mistakes, UMass, 2016.

Law and the Utopian Imagination. Stanford, 2014.

Law and War. Stanford, 2013.

Imagining New Legalities: Privacy and its Possibilities in the 21st Century. Stanford, 2012.

Law without Nations. Stanford, 2011.

Law as Punishment, Law as Regulation. Stanford, 2011.

Law and the Stranger. Stanford, 2010.

Law and Catastrophe. Stanford, 2007.

Law and the Sacred. Stanford, 2006.

How Law Knows. Stanford, 2006.

The Limits of Law. Stanford, 2005.

Law on the Screen. Stanford, 2005.

Law's Madness. Michigan, 2003.
The Place of Law. Michigan, 2003.
Lives in the Law. Michigan, 2002.

Novels

The Vices. Other Press/Random House, 2011.

New York Magazine, Books of the Year, 2011
New Statesman, (UK) Books of the Year, 2011
Cobalt Review, Books of the Year, 2011
The Millions (themillions.com), Great Books of 2011

Reviewed: *Times Literary Supplement*, *Bookforum*, *New Statesman*, *New York Magazine*, *Tablet Magazine*, *The New Republic*, *Ploughshares*, *Commonweal*, *Midwest Book Review*, *The Examiner*, *ForeWord*, *Library Journal*, *Booklist*, *Publishers' Weekly*, among others.

The Catastrophist. Hardback, Other Press, 2006; Paperback, Harcourt, 2007.

Kirkus "Best Books of 2006"; *Kirkus* starred review; *Booksense* Selection (July 2006); *Boston Globe* "Pick of the Week" (July 16, 2006); *Elle* "Must Reads" (July 2006); *Entertainment Weekly*, "The Must List" (June 2006).

Reviewed: *The New York Times - Sunday Book Review*, *The Los Angeles Times*, *The Boston Globe*, *The Boston Herald*, *The Seattle Times*, *The Hartford Courant*, *The Baltimore Sun*, *The Chicago Tribune*, *The Village Voice*, *Daily Hampshire Gazette*, *Entertainment Weekly*, *The Forward*, *The Hollywood Reporter*, *Louisville Courier Journal*, *Dallas Morning News*, et al.

Humor and Parody

The Girl with the Surgeon Tattoo. Parody, published pseudonymously as Lars Arffssen. St. Martin's Press, 2011. (German edition: *Verarschung*, Rowohlt Verlag, 2011).

Sense and Nonsensibility. Humor collection, co-authored with Alexander George. Fireside/Simon and Schuster, 2004.

Scholarly essays, chapters and articles

"Criminal/Enemy" in *Oxford Companion to International Law*, Kevin Jon Heller, et al., eds. Oxford University Press, 2020. This a substantially reworked version of "Criminal/Enemy: An Introduction" in *Criminals and Enemies*, Sarat, Douglas & Umphrey, eds. UMass, 2019, 1-21.

"From the Sentimental Story of the State to the *Verbrecherstaat*, or, the Rise of the Atrocity Paradigm," in *New Histories of International Criminal Law*, Thomas Skouteris and Immi Tallgren, eds., Oxford University Press, 2019, 54-71.

"War No More: The Surprising Legacy of a Ninety-year-old Peace Pact," *Harper's Magazine*, February 2018, 90-94.

"The Historian's Trial: John Demjanjuk and the Prosecution of Atrocity" in *The Palgrave Handbook of State-Sponsored History*, Berber Bevernage & Nico Wouters, eds., Palgrave Macmillan, 2018, 535-549.

"Nashiri in Gitmo," a revised and expanded version of "A Kangaroo in Obamas's Court," in *Political Trials in Theory and Practice*, Jens Meierhenrich and Devin Pendas, eds., Cambridge University Press, 2017, 394-416.

"Convicting the Cog" in *Rethinking Holocaust Justice: Essays across Disciplines*, Norman Goda, ed., Berghahn Books, 2017, 188-207.

"Truth and Justice in Atrocity Trials," in *Cambridge Companion to International Criminal Law*, William Schabas, ed., Cambridge University Press, 2016, 52-72.

"Law and the Utopian Imagination: An Introduction," in *Law and the Utopian Imagination*, Sarat, Douglas & Umphrey, eds., Stanford, 2014, 1-22.

"A Kangaroo in Obama's Court" (cover essay), *Harper's Magazine*, October 2013, 35-47.

"*Was damals Recht war...Nulla Poena, the Justice Case, and the Prosecution of Crimes Against Humanity in Occupied Germany*" in *Justice Post Bellum*, Larry May, ed., Cambridge University Press, 2013, 44-73.

A version of this essay appeared in German as "Was damals Recht war: Nulla poena und die strafrechtliche Verfolgung von Verbrechen gegen die Menschlichkeit im besetzten Deutschland" in *NMT: Die Nürnberger Militärtribunale zwischen Geschichte, Gerechtigkeit und Rechtschöpfung*, Kim C. Priemel & Alexa Stiller, eds., Hamburger Edition, HIS Verlag, 2013.

"Lekcja Praworzadnosci a Pamiec Heroiczna," *Literatura na Swiecie*, Warsaw, 2013, 5-45.
(Translation of "Legal Didactics and the Construction of Heroic Memory.")

"Law and War: An Introduction," *Law and War*, Sarat, Douglas, Umphrey, eds., Stanford, 2013, 1-22.

"Ivan the Recumbent, or Demjanjuk in Munich," *Harper's Magazine*, March 2012, 45-52.

"From IMT to NMT: The Emergence of a Jurisprudence of Atrocity," in *The Nuremberg Trials Revisited*, Kim Priemel & Alexa Stiller, eds., Berghahn Books, 2012, 276-295.

"Arendt in Jerusalem, Demjanjuk in Munich" in *Hannah Arendt and the Law*, Chris McCorkindale and Marco Goldoni, eds., Hart, 2012, 291-304.

"Crimes of Atrocity, the problem of punishment and the *situ* of Law" in *Propaganda, War Crimes Trials and International Law*, Predrag Dojcinovic, ed., Routledge, 2012, 269-294.

"From Trying the Perpetrator to Trying the Denier and Back Again: Some Reflections" in *Denials and the Law*, Ludovic Hennebel and Thomas Hochmann, eds., Oxford University Press, 2011, 49-74.

"Law Without Nations, An Introduction," in *Law Without Nations*, Sarat, Douglas & Umphrey, eds., Stanford University Press, 2011, 1-21.

"Nuremberg Trials," "War Crimes Tribunals," Adolf Eichmann," "Slobodan Milosevic," "Klaus Barbie," "Ivan Demjanjuk," "Political Trials," "Show Trials," "Memory and Law," (articles 500-1500 words) *Oxford Companion to Law*, Peter Crane et al., ed., Oxford University Press, 2008.

"Shattering Nuremberg," *Harvard International Review*, November 21, 2007.
<http://www.harvardir.org/articles/1651/>

"A Jurisprudence of Catastrophe: An Introduction," *Law and Catastrophe*, Sarat, Douglas and Umphrey, eds., Stanford University Press, 2007, 1-18.

"War Crimes," entry, *Encyclopedia of Law and Society*, David Clark, ed., Sage, 2007, 1570-1571.

"The Didactic Trial: Filtering History and Memory in the Courtroom," *European Review*, vol. 14, no. 4, 2006, 513-522.

"Perpetrator Proceedings and Didactic Trials" *The Trial on Trial: Judgment and Calling to Account*, Antony Duff, Lindsay Farmer, Sandra Marshall, Victor Tadros, eds., Hart Publishing, 2006, 191-205.
A revised and edited version has appeared as "History and Memory in the Courtroom: Reflections on Perpetrator Trials" in *The Nuremberg Trials International Criminal Law Since 1945; Die Nürnberger Prozesse Völkerstrafrecht seit 1945*, Herbert Reginbogin and Christoph Safferling, eds., K. G. Sauer Verlag, 2006, 95-105.

"At the Limits of Law: An Introduction" in *At the Limits of Law*, Sarat, Douglas, and Umphrey, eds., Stanford University Press, forthcoming, 2005, 1-20.

"Trial as Documentary: Images of Eichmann," *Law's Moving Image*, Les Moran, ed., Cavendish, 2004, pp. 95-106.

"The Holocaust, History, and Legal Memory," *International War Crimes Trials: Making a Difference?* (Proceedings of an International Conference Held at the University of Texas School of Law, November 6-7, 2003), Steven Ratner and James Bischoff, eds., University of Texas at Austin Law School, 2004, 107-120.

"Crimes Against Humanity and Legal Memory," *Law and History: Current Legal Issues*, Andrew Lewis and Michael Lobban, eds., Oxford University Press, Winter 2003, 405-412.

"Theoretical Perspectives on Lives in the Law: An Introduction" (with Austin Sarat and Martha Umphrey), *Lives in the Law*, Sarat, Douglas, Umphrey, eds., University of Michigan Press, 2002, 1-19.

"Language, Judgment and the Holocaust," *Law and History Review*, vol. 19, no.1, Spring 2001, 177-82.

"History, Memory and Crimes against Humanity: A Response to Tzvetan Todorov," *Salmagundi*, Nos. 128-9, Winter 2001, 320-26.

"Rivka Yoselewska on the Stand: The Structure of Legality and the Construction of Heroic Memory at the Eichmann Trial," *Law and Literature: Current Legal Issues*, Michael Freeman and Andrew Lewis, eds., Oxford University Press, 1999, 285-300.

"The Shrunken Head of Buchenwald: Icons of Atrocity at Nuremberg," *Representations*, vol. 63, Summer 1998, 39-64.

Reprinted in *Visual Culture and the Holocaust*, Barbie Zelizer, ed., Rutgers University Press, 2001, 275-300.

"Policing the Past: Holocaust Denial and the Law," in *Censorship and Silencing: Practices of Cultural Regulation*, Robert C. Post, ed., Getty Research Institute Press, 1998, 66-87.

This essay is an expanded and reworked version of "The Memory of Judgment." A revised and edited version of "Policing the Past" has, in turn, appeared as "Die Vergangenheit überwachen: Das Leugen des Holocaust und das Gesetz" (trans. Alexandra Bröhm), *Freibeuter*, vol. 76, April 1998, 10-24; and as "Régent le passé: le négationnisme et la loi" in *Ibert*, Florent Brayard, ed., Éditions Complexe, 2000, 213-42.

"The Memory of Judgment: The Law, the Holocaust, and Denial," *History and Memory*, vol. 7, No. 2, Fall/Winter 1996, 100-120.

"Film as Witness: Screening 'Nazi Concentration Camps' before the Nuremberg Tribunal," *The Yale Law Journal*, vol. 105, No. 2, November 1995, 449-481.

A revised and edited version has appeared in German translation as "Film als Zeuge," in *Niemand zeugt für den Zeugen: Erinnerungskultur und historische Verantwortung nach der Shoah*, Ulrich Bauer, ed., Suhrkamp Verlag, 2000; and in French translation as "Le film comme témoin: la projection de 'Nazi Concentration Camps' devant le tribunal de Nuremberg," in *Clio de 5 à 7. Les actualités filmées de la Libération: archives du futur*, Sylvie Lindeperg, ed., CNRS Editions, 2000, 238-255.

"Wartime Lies: Securing the Holocaust in Law and Literature," *Yale Journal of Law & the Humanities*, vol. 7, no. 2, Summer 1995, 367-396. Reprinted in *The Holocaust's Ghost: Writings on Art, Politics and Law*, F.C. DeCoste and Bernard Schwartz, eds., University of Alberta Press, 2000.

"The Force of Words: Fish, Matsuda, MacKinnon and the Theory of Discursive Violence," *Law and Society Review*, vol. 29, no. 1, May 1995, 169-190.

"Discursive Limits: Narrative and Judgment in *Billy Budd*," *Mosaic*, vol. 27, no. 4, Winter 1994, 141-160.

"Constitutional Discourse and Its Discontents," chapter in *The Rhetoric of Law*, Austin Sarat and Thomas Kearns, eds., University of Michigan Press, 1994, 225-260.

"(De)Mythologizing the Law: Speaking the 'Truth' About 'Myth'" (co-authored with Austin Sarat), *Law and Social Inquiry*, vol. 19, no. 2, 1994, 101-119.

Selected reviews

"Godzilla in the White House" (review of *A Very Stable Genius* by Philip Rucker and Carol Leonnig, *Unmaking of the Presidency* by Susan Hennessy and Benjamin Wittes, and *American Carnage* by Tim Alberta), *Times Literary Supplement*, April 24, 2020, 7-9.

"When Can You Impeach a President?" (review of *High Crimes and Misdemeanors* by Frank Bowmana and *The Impeachers* by Brenda Wineapple), *Times Literary Supplement*, January 31, 2020, 14-15.

"Sovereign Justice" (review of *The Trial of the Kaiser* by William Schabas), *Times Literary Supplement*, February 19, 2019, 24.

Review of *The Birth of the New Justice: The Internationalization of Crime and Punishment, 1919-1950* by Mark Lewis, *Holocaust and Genocide Studies*, Volume 31, Issue 3, December 2017, 502-504.

"Fake History: How a Nazi Massacre Became Remembered as its Opposite" (review of *The Malmedy Massacre: The War Crimes Trial Massacre* by Steven Remy), *Foreign Affairs*, June 17, 2017, <https://www.foreignaffairs.com/reviews/review-essay/2017-06-17/fake-history>

"Mixed Message" (review of *Hitler's American Model: The United States and the Making of Nazi Race Law* by James Q. Whitman), *Times Literary Supplement*, June 7, 2017, 18-19.

"Dealing with the Devil" (review of *Kasztner's Crime* by Paul Bogdanor), *Times Literary Supplement*, April 12, 2017, 27.

"The Birth of Genocide" (review of *East West Street: On the origins of genocide and crimes against humanity* by Philippe Sands and *A Passing Fury: Searching for justice at the end of World War II* by A.T. Willams) *Times Literary Supplement*, September 16, 2016, 4-5.

Review of *Justifying Genocide: Germany and the Armenians from Bismarck to Hitler* by Stefan Ihrig, *Irish Times*, February 20, 2016.

"Fanatic for Justice" (review of *Konrad Morgen: Conscience of a Nazi Judge* by Herlinde Pauer-Studer and J. David Velleman) *Times Literary Supplement*, November 25, 2015.

Review of *Great Catastrophe: Armenians and Turks in the Shadow of Genocide* by Thomas de Waal, *Irish Times*, June 20, 2015.

"What Counts as Murder?" (review of *Hitler's First Victims* by Timothy Ryback), *Commonweal*, April 10, 2015, 25.

"A Very Deliberate Banality" (review of *Eichmann before Jerusalem* by Bettina Stangneth), *Times Literary Supplement*, February 27, 2015, 7.

Review of *Torture: An Intimate History* by Mohamedou Ould Slahi, *Irish Times*, February 21, 2015.

Review of *The Nazis Next Door* by Eric Lichtblau, *Irish Times*, December 22, 2014.

"Nexus Requirement" (review of *Totally Unofficial* by Raphael Lemkin), *Times Literary Supplement*, May 28, 2014, 12.

Review of *Beschämende Bilder. Deutsche Reaktionen auf alliierte Dokumentarfilme über befreite Konzentrationslager*, by Ulrike Weckel, *Central European History*, vol. 47, no. 2, 2014, 456-458.

Review of *Anti-Judaism: The History of a Way of Thinking* by David Nirenberg, *Irish Times*, September 14, 2013.

Review of *The Unwinding: An Inner History of the New America* by George Packer, *Irish Times*, July 6, 2103.

Review of *Evil Men* by James Dawes, *Irish Times*, May 25, 2013.

"Undue Process" (review of *The Terror Courts: Rough Justice at Guantanamo Bay* by Jess Bravin), *Times Literary Supplement*, May 17, 2013, 7.

Review of *The Nuremberg Military Tribunals and the Origins of International Criminal Law* by Kevin Jon Heller, *Holocaust and Genocide Studies*, Fall 2012, 26(2), 306-308.

"Terror on Trial" (review of *Justice and the Enemy* by William Shawcross, and *All the Missing Souls* by David Scheffer), *Times Literary Supplement*, July 27, 2012, 12.

Review of *The Paris Correspondent* by Alan Cowell ("Fiction in Brief"), *Times Literary Supplement*, July 20, 2012, 21.

"Being Uncivil" (review of *Academic Freedom and the Law* by Eric Barendt), *Times Literary Supplement*, January 6, 2012, 28.

"Bigger Fish" (review of *The Eichmann Trial* by Deborah Lipstadt), *Times Literary Supplement*, June 24, 2011, 10.

"Save the Ugly" (review of *Extreme Speech and Democracy*, edited by Ivan Hare and James Weinstein), *Times Literary Supplement*, September 4, 2009, 5.

"Loose canons" (review of *How Judges Think* by Richard Posner), *Times Literary Supplement*, June 20, 2008, 26.

"Prison Without Reform" (review of *Atrocity, Punishment and International Law* by Mark Drumbl, and *Tales from Spandau* by Norman Goda), *Times Literary Supplement*, May 2, 2008, 25.

Review of *The Frankfurt Auschwitz Trial, 1963-1963: Genocide, History and the Limits of Law* by Devin Pendas, *American Historical Review*, vol. 1, 2008.

Review of *Buried by The Times: The Holocaust and America's Most Important Newspaper* by Laurel Leff, *AJS Review*, vol. 1, 2008.

"Understanding Atrocity" (review of *Barbarization of Warfare*, edited by George Kassimeris), *Times Literary Supplement*, February 16, 2007, 6.

"The People's Court" (review of *The Most Democratic Branch: How the Courts Serve America* by Jeffrey Rosen), *Commonweal*, February 9, 2007, 27-28.

"Me and Yoo: Counsels of War" (review of *Lawless World* by Philippe Sands and *The Powers of War and Peace* by John Yoo), *Times Literary Supplement*, no. 5380, May 12 2006, 3-4.

Review of *Justice in the Balkans: Prosecuting War Crimes in the Hague Tribunal* by John Hagan, *Holocaust and Genocide Studies*, vol. 20, no. 2, 2006, 326-329.

Review of *A Century of Genocide: Utopias of Race and Nation* by Eric Weitz, *Journal of Cold War Studies*, vol. 8, no. 1 (2006) 143-144.

"The Man on the Right" (review of *Becoming Justice Blackmun* by Linda Greenhouse), *Times Literary Supplement*, no. 5347, September 23, 2005, 11.

"Bloody Boredom" (review of *They Would Never Hurt a Fly* by Slavenka Drakulic and *Justice in a Time of War* by Pierre Hazan), *Times Literary Supplement*, no. 5320, March 18, 2005, 22.

"Judgments Unlimited" (review of *Universal Jurisdiction: International and Municipal Perspectives* by Luc Reydamas, and *Universal Jurisdiction*, edited by Stephen Macedo), *Times Literary Supplement*, no. 5295, September 24, 2004, 6-7.

"A Nation's Trial" (review of *The State of Israel vs. Adolf Eichmann* by Hanna Yablonka), *Times Literary Supplement*, no. 5278, May 28, 2004, 8.

Review of *Genocide on Trial: War Crimes Trials and the Formation of Holocaust History and Memory* by Donald Bloxham, *Holocaust and Genocide Studies*, vol. 18, no. 1, Spring 2004, 135-138.

Review of *Living With the Aftermath* by Joy Damousi, *Journal of Interdisciplinary History*, vol. 34, no. 4, Spring 2004, 672-74.

Review of *Holocaust Justice: The Battle for Restitution in America's Courts* by Michael Bazylar, *American Historical Review*, vol. 108, no. 5, December 2003, 1485-86.

"Eichmann in Jerusalem; Kissinger in the Hague?" (review of *The Trial of Henry Kissinger* by Christopher Hitchens), *Salmagundi*, Winter-Spring 2003, 223-231.

Review of *Prelude to Nuremberg* by Arie Kochavi, *The Journal of Military History*, vol. 64, no. 1, Winter 2000, 245-46.

"Too Vivid A Memory" (review *The Holocaust in American Life* by Peter Novick), *Commonweal*, August 13, 1999, 24-25. Reprinted in *Contemporary Literary Criticism*, vol. 164, 2002.

"The Goldhagen Riddle" (review of *Hitler's Willing Executioners* by Daniel Goldhagen), *Commonweal*, May 9, 1997, 18-21.

Selected commentary

In theguardian.com:

"Yes, Wisconsin Republicans Used the Pandemic to Stop People from Voting, April 9, 2020.
<https://www.theguardian.com/commentisfree/2020/apr/09/wisconsin-republicans-primary-democracy>

Impeachment Didn't Remove Trump. But What if Elections Won't Either? February 5, 2020.
<https://www.theguardian.com/commentisfree/2020/feb/05/trump-impeachment-acquittal-2020-election>

Robert Mueller made clear: he couldn't have indicted Trump even if he wanted to, May 30, 2019.
<https://www.theguardian.com/commentisfree/2019/may/30/robert-mueller-trump-statement>

Trump has unleashed Stephen Miller to inflict horrors on immigrants, April 11, 2019
<https://www.theguardian.com/commentisfree/2019/apr/11/trump-unleashed-stephen-miller-immigrants>.

Mueller could never have saved us from Trump. That's what politics is for, March 27, 2019.
<https://www.theguardian.com/commentisfree/2019/mar/27/mueller-politics-no-savior>

If Trump shot Michael Cohen in broad daylight, here's what Republicans would say (with Alex George), August 23, 2018. <https://www.theguardian.com/commentisfree/2018/aug/23/trump-michael-cohen-broad-daylight>

Trump is a Twittertarian: a distraction despot in the age of social media, August 17, 2018. <https://www.theguardian.com/commentisfree/2018/aug/17/trump-john-brennan-security-clearance-revoked-distraction-social-media>

If Trump challenges the constitutional order, will Kavanaugh defend it? July 10, 2018. <https://www.theguardian.com/commentisfree/2018/jul/10/trump-us-constitutional-order-kavanaugh>

Trump's assault on the department of justice is an attack on the rule of law, May 27 2018. <https://www.theguardian.com/commentisfree/2018/may/27/donald-trump-assault-justice-department-rule-law>

The Cohen raid is a game changer: Trump's reaction tells us so, April 10, 2018. <https://www.theguardian.com/us-news/2018/apr/10/donald-trump-michael-cohen-raid-comment>

Trump's best defense team for the Mueller investigation? Fox News, March 25, 2018. <https://www.theguardian.com/commentisfree/2018/mar/25/trumps-best-defense-team-mueller-investigation-fox-news>

The Democratic party is now publically attacking progressive candidates, February 26, 2018. <https://www.theguardian.com/commentisfree/2018/feb/26/democratic-party-laura-moser-texas>

How will Donald Trump respond to the Russia investigation? October 31, 2017. <https://www.theguardian.com/commentisfree/2017/oct/31/donald-trump-mueller-investigation-manafort>

Trump lied about 'voter fraud' ... now he wants to steal people's votes, September 14, 2017. <https://www.theguardian.com/commentisfree/2017/sep/14/how-trumps-most-toxic-lie-is-becoming-an-institutional-reality>

Why Donald Trump pardoned the unpardonable Joe Arpaio, August 26, 2017. <https://www.theguardian.com/commentisfree/2017/aug/26/why-donald-trump-pardoned-joe-arpaio-arizona>

Trump's favourite G20 dinner date? An authoritarian, of course, July 20, 2017. <https://www.theguardian.com/commentisfree/2017/jul/20/donald-trump-vladimir-putin-meeting-g20-authoritarianism>

Donald Trump Jr offers the closest thing to a smoking gun, July 12, 2017. <https://www.theguardian.com/commentisfree/2017/jul/12/donald-trump-jr-smoking-gun-russia>

The biggest threat to American democracy isn't Trump's uncivil speech, July 4, 2017. <https://www.theguardian.com/commentisfree/2017/jul/04/biggest-threat-american-democracy-trump-uncivil-speech>

Either Trump or Comey is lying. Who might it be? June 9, 2017. <https://www.theguardian.com/commentisfree/2017/jun/09/trump-or-comey-lying-guess-who>

Impeachment seemed impossible a few days ago. Not anymore, May 18, 2017.

<https://www.theguardian.com/commentisfree/2017/may/18/donald-trump-impeach-special-counsel-robert-mueller-fbi>

Imagining Donald Trump's downfall: a Greek tragedy in five acts, May 15, 2017.

<https://www.theguardian.com/commentisfree/2017/may/15/imagining-donald-trumps-downfall-greek-tragedy-five-acts>

By firing James Comey, Trump is continuing the work Putin started, May 10, 2017.

<https://www.theguardian.com/commentisfree/2017/may/10/james-comey-trump-fired-finish-work-putin-started>

Donald Trump's dizzying Time magazine interview was 'Trumpspeak' on display, March 24, 2017.

<https://www.theguardian.com/commentisfree/2017/mar/24/donald-trumps-dizzying-time-magazine-interview-trumpspeak>

Donald Trump's disregard for words – and truth – is finally catching up with him, March 18, 2017.

<https://www.theguardian.com/commentisfree/2017/mar/18/donald-trump-disregard-words-truth-finally-catching-up-with-him>

President Donald Trump is the most powerful cornered animal in the world, March 6, 2017.

<https://www.theguardian.com/commentisfree/2017/mar/06/president-donald-trump-most-powerful-cornered-animal-world>

The White House's radical attack on the first amendment cannot go unanswered, February 24, 2017.

<https://www.theguardian.com/commentisfree/2017/feb/24/white-house-radical-attack-first-amendment-cnn-new-york-times>

Lying got Michael Flynn fired. But that's what the Trump White House does best, February 15, 2017.

<https://www.theguardian.com/commentisfree/2017/feb/15/lying-got-michael-flynn-fired-trump-white-house>

Why Trump wants to disempower institutions that protect the truth, February 7, 2017.

<https://www.theguardian.com/commentisfree/2017/feb/07/trump-disempower-institutions-protect-truth>

Steve Bannon is calling the shots in the White House. That's terrifying, January 31, 2017.

<https://www.theguardian.com/commentisfree/2017/jan/31/steve-bannon-most-dangerous-man-in-america>

Here are the potential sinister motives behind Donald Trump's voter fraud lie, January 27, 2017.

<https://www.theguardian.com/commentisfree/2017/jan/26/donald-trump-voter-fraud-lie-political-gain-explanations>

Other:

"The Law on Trial," *Boston Globe*, November 15, 2015, K-3.

<https://www.bostonglobe.com/ideas/2015/11/15/nuremberg-lessons-still-fresh-years-later/Yz7HFD5BHjhf13oCZO6z0J/story.html>

"Auschwitz Guard Trial: Moral vs. Criminal Culpability," CNN, April 24, 2015.

<http://www.cnn.com/2015/04/24/opinions/douglas-germany-trial/>

"The Face of Genocide," *Salon*, March 20, 2012.

http://www.salon.com/writer/lawrence_douglas/

"The NMT Trial Program and the Emergence of a Jurisprudence of Atrocity," *Opinio Juris*, November 17, 2011. <http://opiniojuris.org/2011/11/17/the-nmt-trial-program-and-the-emergence-of-a-jurisprudence-of-atrocity/>

"Desaster in Jerusalem" *Frankfurter Allgemeine Zeitung*, July 12, 2009, 8.

"The Saddam Hanging: A Spectacle of Vengeance," *Jurist*, January 4, 2007.
<http://jurist.law.pitt.edu/forumy/2007/01/saddam-hussein-hanging-spectacle-of.php>

"Judging the Courts: Wikinews Interviews Professor Lawrence Douglas," November 21, 2006.
http://en.wikinews.org/wiki/Judging_the_Courts:_Wikinews_interviews_Prof._Lawrence_Douglas

"The Hussein Verdict: Beyond Justice," *Jurist*, November 6, 2006.
<http://jurist.law.pitt.edu/forumy/2006/11/hussein-verdict-beyond-justice.php>

"Misreadings," *The Chronicle of Higher Education*, April 21, 2006, B-5.

"Justice Denied at The Hague?" *Los Angeles Times*, Op-Ed, March 14, 2006, B-11.

"Saddam in the Dock: The Challenge of Didactic Justice," *Jurist*, October 18, 2005.
<http://jurist.law.pitt.edu/forumy/2005/10/saddam-in-dock-challenge-of-didactic.php>

"Milosevic in The Hague," *Jewish Journal*, February 22, 2002, 22-25.

"My Books, My Life," *The Chronicle of Higher Education*, October 6, 2000, B-5.

"Movies with an 'R'..." *The Washington Post*, May 2, 1999, B-2.

"The Clerk of Kabalah," *The Chronicle of Higher Education*, March 19, 1999, B-10.

"Exhumation of Dreams," *Witness*, vol. X, no. 1, Spring/Summer 1996, 26-33.

"Scholarship as Satire: A Tale of Misapprehension," *The Chronicle of Higher Education*, May 17, 1996, A-56.

"New Blood," *The Boston Globe Magazine*, October 1, 1995, 14-15.

"Last Bus from Auschwitz," *The Massachusetts Review*, vol. XXV, no. 1, Spring 1994, 7-23.

Fiction, humor, and occasionals

In numerous venues including:

The New York Times Book Review, The Chronicle of Higher Education, Five Chapters, The New Yorker, Gettysburg Review, TIKKUN, The North American Review, The Boston Globe Magazine, and The Hudson Review.

SELECTED LECTURES, CONFERENCE ADDRESSES and APPEARANCES

Talks and Lectures at many venues including:

Yale, Harvard, Brown, Columbia, Williams, UMASS, UCLA, University of Virginia, University of Florida, University of London, London School of Economics, University of Sheffield, University of Edinburgh, University of Glasgow, University of Oslo, Swedish National Defense College, University of Toronto, University of Tel Aviv, Hebrew University, Leo Baeck Institute, Doshisha University (Kyoto), Humboldt Universität (Berlin), Friedrich Schiller Universität (Jena), among others.

Interviews:

National Public Radio (All Things Considered), Radio Netherlands, BBC World Service, Public Radio International, Canadian Broadcasting Corporation (radio and TV), Südwestrundfunk (SWR-Germany), Bayerischer Rundfunk (BR-Germany), ORF (Austrian television), RT, Russia Today, VICE News, Reuters, C-SPAN, WBAI (Pacifica Radio), WNYC (NPR), WFCR (NPR), WBZ (CBS), Boston, *Time Magazine*, *Newsweek*, among others.

Spot Commentator:

New England Public Radio (NEPR/WFCR), 2011-present; regular guest, "Background Briefing with Ian Masters" (KPFK, Pacifica Radio).

Invited Speaker, Jewish Federation of the Righteous Summer Institute for Teachers, Columbia University, June 2020 (also, June 2016, June 2017, 2019).

Keynote Speaker, international conference on "Making Justice Visible," Martynas Mazvydas National Library, Vilnius, Lithuania, September 2019.

Inaugural Lecture, Kilpatrick Lecture Hall, Science Center; Amherst College, May 2019.

Invited Speaker, international conference on "The Camera as a Witness: Photography and Memory," Institute for War, Holocaust and Genocide Studies, Amsterdam, Netherlands, April 2019.

Distinguished scholar in residence and annual Holocaust lecturer, Kean University, NJ., April 2018.

Keynote speaker, conference "The Holocaust and Genocide," Lancaster, PA, April 2018.

Keynote speaker, international conference on "Demokratieverachtung" Jena, Germany, February 2018.

Keynote speaker, Lessons and Legacies Conference on the Holocaust XIV, Claremont, CA, November, 2016.

Keynote speaker, international conference on "The Politics of Difference and the Threshold of Law," SUNY Albany, October, 2016.

Annual Max Kaplan Lecture, Holocaust Museum Houston, July 2016.

Annual Yom Hashoah Lecture, Oregon State University, May 2016.

Invited Speaker, Center for Jewish History, New York City, March 2016.

Invited Speaker, Jewish Federation of the Righteous Advanced Seminar for Teachers, Newark, January 2016.

Keynote speaker, international conference on "Law and Literature: A Dialogue between Disciplines," University of Luxembourg, Luxembourg, May 2015.

Invited Speaker, international conference on "The Legacy of Nuremberg," UCLA Berkeley, April, 2015.

Invited Speaker, international conference on "Law, Ethics and the Third Reich," Boston College, March, 2015.

Keynote Speaker, international conference on "Writing Retribution: Holocaust Justice and its Meaning." University of Florida, Gainesville, February 2015.

Annual Levine Lecture, United States Holocaust Memorial Museum, March 2014.

Invited Speaker. International conference on "Hannah Arendt's *Eichmann in Jerusalem: Fifty Years*," Texas A&M, January 2014.

Invited Speaker, NEH conference on "Problems of Justice, Jurisdiction, and Reconciliation in the Aftermath of Genocide," Kupferberg Holocaust Center, May 2013.

Invited Speaker ("*Was damals Recht war: The Prosecution of Crimes Against Humanity in Occupied Germany*"), Harvard Law School, International Law Workshop, September 2012.

Invited Speaker, international conference, "The Trial of Adolf Eichmann: Retrospect and Prospect," University of Toronto, September 2012.

Invited Speaker ("Closing Guantanamo"), Program in Transitional Criminal Justice, Humboldt University, Berlin, July 2012.

Invited Speaker, ("Notes to a Jurisprudence of Atrocity"), UCLA Law School, Legal Theory Workshop, April 2012.

Annual Meyerhoff Lecture ("Demjanjuk in Munich: War Crimes Trials in Historical Perspective"), United States Holocaust Memorial Museum, October 26, 2011.

Invited Speaker ("Arendt in Jerusalem, Demjanjuk in Munich") University of Virginia Law School and Department of History, October 2011.

Invited Speaker, international conference, "The Eichmann Trial in International Perspective" Topography of Terror Foundation, Berlin, May 2011.

Invited Speaker, international conference, "Hannah Arendt and the Law," Antwerp, Belgium, June 2010.

Invited Speaker, international conference, "Verhandelte Vergangenheit: Deutsche und amerikanische Perspektiven in den Nuremberg Military Tribunals 1946-1949," Europa-Universität Viadrina Frankfurt an der Oder, April 2009.

Invited Speaker, international conference, "Genocide and the Genocide Convention," Universities of Frankfurt and Marburg, December 2008.

Invited Participant, "From Prosecution to Historiography: American, Jewish, and German Perspectives on the U.S. War Crimes Trials in Nuremberg, 1946-49," summer research workshop, Center for Advanced Holocaust Studies, United States Holocaust Memorial Museum, Washington, D.C., July 17-August 1, 2008.

Keynote Address ("Shattering Nuremberg"), University of Glasgow, 7th Annual Holocaust Lecture, Glasgow, Scotland, January 2008.

Roundtable discussion of "Shattering Nuremberg," Faculty of Law, University of Glasgow, Glasgow Scotland, January 2008.

Invited Speaker ("Toward a Jurisprudence of Atrocity"), Human Rights Workshop, Yale Law School, November 2007.

Invited Speaker, international conference on "History, Memory, and the Law," McGill University, Montreal, Canada, November 2007.

Invited Speaker, international conference on "Holocaust and Justice: Post-War Trials and the Holocaust – Representation, Awareness and Historiography," Yad Vashem International Institute for Holocaust Research, Jerusalem, Israel, December 2006.

Invited Speaker, international conference on "The Demands of Memory: The Purposes, Forms, and Moral Obligations of Remembering Atrocities," Orville H. Schell, Jr. Center for International Human Rights, Yale Law School, April 2006.

Invited Speaker, international conference on "Crimes Against Humanitarian Law: International Trials in Perspective," Institute for International Integration Studies, Trinity College, Dublin, Ireland, February 2006.

Invited Panelist, international conference on "Sixty Years after the Nuremberg Trials: A Conference Commemorating the Living Legacy of Robert H. Jackson," SUNY Fredonia and the Robert H. Jackson Center, Chautauqua, New York, September 2005.

Invited Speaker, international conference on "Judging Nuremberg: The Laws, the Rallies, the Trials," Touro Law Center and Stiftung "Erinnerung, Verantwortung und Zukunft," Nuremberg, Germany, July, 2006.

Invited Speaker, "Assessing the Success of the Didactic Trial," International Criminal Court, The Hague, The Netherlands, June 2005.

Invited Speaker, international conference on "The Holocaust in the Courtroom," United States Holocaust Memorial Museum, Washington, D.C., January 2005.

Invited Speaker, Plenary Panel ("Holocaust History and Legal Memory"), international conference on "Lessons and Legacies of the Holocaust," Brown University, November 2004.

Invited Speaker ("History and Memory in Perpetrator Trials"), International Criminal Tribunal for the former Yugoslavia, The Hague, The Netherlands, September 2004.

Invited Speaker, international conference on "The Trial on Trial: Part II", University of Stirling, Scotland, September 2004.

Invited Speaker, international conference on "The Trial on Trial," University of Glasgow, Scotland, March 2004.

Keynote Speaker ("The Law and the Construction of Holocaust Memory," Twenty-Sixth Annual Lecture Series), Vanderbilt University, November 2003.

Invited Speaker, international conference on "International Justice – Reverberations and Consequences," University of Texas School of Law, November 2003.

Invited Speaker ("Holocaust History and Legal Memory"), Carr Center for Human Rights, Harvard University, October 2003.

Invited Speaker ("Trial as Documentary: Images of Eichmann"), Conference on "Lessons and Legacies of the Holocaust," University of Minnesota, Minneapolis, November 2002.

Invited Speaker ("Crimes Against Humanity and Legal Memory"), Conference on Law and History, University College, London, July 2002.

Invited Speaker, ("The Holocaust and the Legal Imagination" international conference on "Redressing Historic Injustices" (sponsored by the Munk Centre for International Studies, University of Toronto), Toronto, January 2002.

Invited Speaker ("Film as Witness"), conference on "Law and the Moving Image" (cosponsored by Birkbeck College, University of London, and The Tate Gallery), Tate Gallery, London, March 2001.

Invited Speaker ("Law, History, and the Holocaust"), International Conference on "The Impact of the Holocaust on Contemporary Society" (cosponsored by the International Institute for Holocaust Research, Yad Vashem; and The Tauber Institute for the Study of European Jewry, Brandeis University), March 2000.

Invited Speaker ("Law and Memory of the Holocaust"), international conference on "Justice, Memory and Reconciliation" (sponsored by the Munk Centre for International Studies, University of Toronto), Toronto, February 2000.

Invited Speaker, international conference on "Revisionism, Negationism, and the Falsification of History" (cosponsored by the Centre Marc Bloch de Recherches en Sciences Sociales, Berlin; and the Centre Européen d'Études sur Shoah, l'Antisémitisme et le Génocide, Brussels), Brussels, November 1998.

Invited Speaker ("Ida Lichtman on the Stand: Survivor Narratives at the Eichmann Trial") international conference on "Law and Literature" (cosponsored by University College London and Oxford University Press), London, July 1998.

Invited Speaker ("The Holocaust on Trial: Problems of Representation and Judgment"), international conference on "Judging and Judgment in the Shadow of the Holocaust: History, Law and Human Rights Discourse" (cosponsored by the Cegla Institute for Comparative and Private International Law and the Minerva Center for Human Rights, Tel Aviv University; and the Goethe Institute), Tel Aviv, June 1998.

Speaker ("The Shrunken Head of Buchenwald"), conference on "Law, Culture & the Humanities, Georgetown University Law Center, March 1998.

Invited Speaker ("Law, History & the Holocaust"), international conference on "Searching for Memory and Justice: The Holocaust and Apartheid" (cosponsored by the Fortunoff Video Archive for Holocaust Testimonies, Yale University, and the Orville H. Schell, Jr. Center for International Human Rights, Yale Law School), February 1998.

Invited Speaker ("Law and the Denial of the Past"), international conference on "From Trial to History: The Juridical and Historical Treatment of the Shoah in France and Germany" (cosponsored by the Einstein Forum, Potsdam; and the Centre Marc Bloch de Recherches en Sciences Sociales, Berlin), Berlin and Potsdam, January 1998.

Speaker ("The Shrunken Head of Buchenwald: Representing Atrocity at Nuremberg"), Law and Society Association, St. Louis, June 1997.

Invited Speaker ("Policing the Past: Holocaust Denial and the Law"), conference on "Censorship and Silencing: Practices of Cultural Regulation" (sponsored by the Getty Center for the History of Art and the Humanities, and the American Academy of Arts and Sciences), Santa Monica, December 1995.

SELECTED PROFESSIONAL SERVICE

Member, Board of Directors, Iranian Human Rights Documentation Center, 2006-2017; presently on Advisory Board.

Co-editor, Amherst Series in Law, Jurisprudence, and Social Thought (book series published by University of Michigan Press, 2001-03; Stanford University Press, 2004-2015; University of Massachusetts Press, 2016-present).

Manuscript reviewer:

Harvard University Press, Cambridge University Press, Oxford University Press, Yale University Press, Princeton University Press, University of Chicago Press, Columbia University Press, United States Holocaust Memorial Museum, University of Michigan Press, Duke University Press, Routledge, Palgrave Macmillan.

Human Rights Quarterly; Journal of Human Rights; Polity, Holocaust and Genocide Studies; Law and History Review; Law and Society Review; Law & Social Inquiry; Studies in Law, Politics and Society; Law, Culture & the Humanities.

Editorial Advisory Board:

Yale Journal of Law & the Humanities

Doctoral Committees:

Department of History, University of Chicago; Department of History, University of Toronto; Department of Communications, UMASS; School of Law, University of Haifa, Israel.

Fellowships Evaluator:

American Council of Learned Societies, Legal Studies, 2017, 2018, 2019.

National Endowment for the Humanities, Political Science and Jurisprudence 2012, 2019.