

Alexander K. A. Greenawalt

Pace University School of Law – 78 North Broadway, White Plains, NY - 10603 - (914) 422-4092 – agreenawalt@law.pace.edu

ACADEMIC APPOINTMENTS

ELISABETH HAUB SCHOOL OF LAW AT PACE UNIVERSITY

Professor of Law (2014-Present)

Stevens Family Faculty Scholar (2022-2023)

Associate Professor Law (2006-2014) (tenure granted in 2011)

White Plains, NY

2006 – Present

Courses: Administrative Law, Constitutional Law, Criminal Law, International Criminal Law, National Security Law, U.S. Foreign Relations Law, International Law, Prosecution of War Crimes.

Committees and Service: International Law Concentration Director (2015 – present); Appointments Committee (Chair 2018-2019, 2017-2018, 2016-2017; Member 2020-2024, 2007-2008,); Administration and Budget Committee (2011-2012, 2017-2018); Faculty Development Committee (Chair 2023-2024, 2018-2019, 2014-2015; Member 2019-2020, 2013-2014, 2010-2011, 2008-2009); Curriculum Committee (2012-2013, 2008-2010, 2019-2020); Library and Technology Committee (Chair 2021-2023); Admissions Committee (2006-2007); University Distinguish Professor Selection Committee (2019-2022); Faculty Director, International Criminal Court Moot Court Competition; Chair, Human-Rights-in-Action Committee (2008-present).

COLUMBIA UNIVERSITY SCHOOL OF LAW

Visiting Professor

Course: International Law

New York, NY

Spring 2017

Adjunct Professor

Courses: Modern Legal Philosophy, Legal Interpretation

Spring 2018 –

Spring 2020

ST. JOHN'S UNIVERSITY SCHOOL OF LAW

Visiting Professor

Courses: National Security Law, International Criminal Law, Colloquium in Law

Queens, NY

Fall 2013

COLUMBIA UNIVERSITY SCHOOL OF LAW

Adjunct Associate Professor of Law

Course: International and Comparative Criminal Law.

New York, NY

2010

COLUMBIA UNIVERSITY SCHOOL OF LAW

Teaching Fellow

New York, NY

2005

PUBLICATIONS

International Criminal Law: A Pluralist Approach (monograph in progress)

“With Intent to Destroy, in Whole or in Part’: Genocide, Ethnic Cleansing, and A Lost History,” (draft article available upon request).

“The Reach of Adjudication,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2021) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).

Advancing Fundamental Principles Through Doctrine and Practice, 35 *Temple International and Comparative Law Journal* 79 (2021) (Invited contribution for symposium on Darryl Robinson’s book, *Justice in Extreme Cases*, 2020).

“What is an International Crime?,” in *THE OXFORD HANDBOOK OF INTERNATIONAL LAW* (Oxford University Press, 2020).

“Admissibility as Theory of International Criminal law” in *THE ELGAR COMPANION TO THE INTERNATIONAL CRIMINAL COURT* (Edward Elgar, 2020)

- “Law, Discretion, and Power” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2020) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- “Confronting Power” in *International Court of Justice*, in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2019) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- If War is Everywhere, Then Must the Law be Nowhere?* 32 *Temple Int’l and Comparative Law Journal* 25 (2018) (Invited contribution for symposium on Rosa Brooks’ book, *How Everything Became War and the Military Became Everything: Tales From The Pentagon*, 2016)
- “Judicial Gatekeepers,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2018) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- Targeted Capture*, 59 *Harvard International Law Journal* 1 (2018) (recipient of Pace University’s Goettel Prize for Faculty Scholarship, which is awarded based on blind review by a panel of external peer reviewers)
- “The Fragility of Law,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2017) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- Foreign Assistance Complicity*, 54 *Columbia Journal of Transnational Law* 531 (2016) (recipient of Pace University’s Goettel Prize for Faculty Scholarship, which is awarded based on blind review by a panel of external peer reviewers)
- “Between Obligation and Compliance,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2016) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- “Continuity and Change,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2015) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- International Criminal Law for Retributivists*, 35 *University of Pennsylvania Journal of International Law* 969 (2014)
- “The Borders of States and the Boundaries of Law,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2014) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- “Milosevic and The Justice of Peace,” in *THE MILOSEVIC TRIAL: AN AUTOPSY* (Oxford University Press, 2013).
- “International Law, State Sovereignty, and the Individual,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2013) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- Beyond War: Bin Laden, Escobar, and the Justification of Targeted Killing* (with Luis Chiesa), 69 *Washington and Lee Law Review* 1371 (2012)
- “Adjudicating International Relations, Internationalizing Criminal Law,” in Joachim W. Muller & Karl P. Sauvant, eds. *The Oxford Annual Review of United Nations Affairs* (2013) (Critical commentary on the work of the International Court of Justice, the International Criminal Court, and other international criminal tribunals).
- Review Essay: Larry May, Genocide: A Normative Account*, 105 *American Journal of International Law* 852 (2011)
- The Pluralism of International Criminal Law*, 86 *Indiana Law Journal* 1063 (2011)
- Review Essay: George P. Fletcher & Jens Ohlin, Defending Humanity: When Force is Justified and Why*, 13 *New Criminal Law Review* 637 (2010).
- Complementarity in Crisis: Uganda, Alternative Justice and the International Criminal Court*, 50 *Virginia Journal of International Law* 107 (2009)

Does International Arbitration Need a Mandatory Rules Method? 18 American Review of International Arbitration 103 (2007)

Foreign Sovereign Immunities Act: Supreme Court Upholds New York City Action for Tax Liens against UN Missions, ASIL Insight, vol. 11., no. 32 (2007).

Justice Without Politics? Prosecutorial Discretion and the International Criminal Court, 39 NYU Journal of International Law and Politics 583 (2007)

Mitsubishi After Twenty Years: Mandatory Rules Before U.S. Courts and International Arbitrators in Pervasive Problems in International Arbitration (with Donald Francis Donovan) (Loukas Mistellis and Julian Lew, eds.) (Kluwer Law International, 2006)

Kosovo Myths: Karadzic, Njegos, and the Transformation of Serb Memory, Spaces of Identity Central Europe, vol. 3, no. 1 (Vienna, 2001); available at <<http://digitalcommons.pace.edu/lawfaculty/339/>>

Rethinking Genocidal Intent: The Case for a Knowledge-Based Interpretation, 99 Columbia Law Review 2259 (1999); selected for reprinting in *International Criminal Law*, William Schabas, ed. (Edward Elgar Publishing, 2012).

EDUCATION

COLUMBIA UNIVERSITY SCHOOL OF LAW

New York, NY

J.D. received May 2000

Honors: James Kent Scholar (First and Third Years)
Harlan Fiske Stone Scholar (Second Year)
Human Rights Fellow (Summer 1998)
Parker School Recognition of Achievement in International & Foreign Law

Activities: *Columbia Law Review*, Articles Editor
Society for Law and Ideas, Executive Board
Center for Battered Women's Legal Services

YALE UNIVERSITY, Department of History

New Haven, CT

M.A. received December 1998

Honors: Yale University Fellowship
A. Bartlett Giamatti Fellowship in the Humanities

Activities: Yale-New Haven Hospital, Volunteer interpreter for Bosnian refugees
Fortunoff Video Archive for Holocaust Testimonies, Translator

FULBRIGHT FELLOW, University of Zagreb, Department of History, 1995 - 1996

Zagreb, Croatia

PRINCETON UNIVERSITY

Princeton, NJ

A.B. in Religion received June 1994

Honors: Near Eastern Studies Senior Thesis Prize

Activities: Performed in numerous dramatic productions.
Played bass guitar in campus band.

CLERKSHIP

THE HONORABLE STEPHEN F. WILLAMS, U.S. COURT OF APPEALS, D.C. CIRCUIT

Washington DC

Law Clerk

2000 - 2001

PANELS & PRESENTATIONS

“With Intent to Destroy, in Whole or in Part?: Genocide, Ethnic Cleansing, and A Lost History,” American Society of International Law Research Forum, Pittsburgh, PA (Nov. 2023, forthcoming).

“With Intent to Destroy, in Whole or in Part?: Genocide, Ethnic Cleansing, and A Lost History,” Law & Society Association Annual Meeting, San Juan, Puerto Rico Conference (May 2023).

“The Problem of Genocide,” International Law and the War in Ukraine, Pace International Law Review Symposium, Elisabeth Haub School of Law, Pace University (April 2023).

Panelist, A New Era of International Courts and Tribunals, International Law and the New Cold War, Case Western Reserve

University School of Law (September 2022).

“Admissibility as a Theory of International Criminal Law,” Annual Meeting of the American Society of International Law, Washington, DC (April 2022).

Panelist, International Law in the Russian Ukraine Conflict, Touro College, Jacob D. Fuchsberg Law Center, (April 2022).

Panelist, Teach-In On Law and the War in Ukraine, Elisabeth Haub School of Law, Pace University (March 2022).

“What is An International Crime?” Law & Society Association Annual Meeting, Virtual Conference (May 2021).

Presenter, American Constitution Society Event on Challenges to the 2020 U.S. Presidential Election, Elisabeth Haub School of Law, Pace University (November 2020).

Panelist, The Legacy of Ruth Bader Ginsburg, Elisabeth Haub School of Law, Pace University (September 2020).

Discussant, Darryl Robinson, *Justice in Extreme Cases*, Pre-Publication Book Roundtable, Temple University School of Law (February 2020)

Panelist, "ISIS, Syria, and Beyond: Historical Approaches to Foreign Entanglements," Elisabeth Haub School of Law, Pace University (September 2019).

Moderator and Organizer, “Revisiting Human Rights: The Universal Declaration at 70,” Pace International Law Review Symposium, Elisabeth Haub School of Law, Pace University (April 2019).

Discussant, Jonathan Hafetz, *Punishing Atrocities Through a Fair Trial: International Criminal Law from Nuremberg to the Age of Global Terrorism*, Book Celebration and Panel at Seton Hall Law School (March 2019).

International Criminal Law: A Pluralist Account, William & Mary Law School International Law Roundtable, Williamsburg, VA (September 2018)

Targeted Capture, American Society of International Law Research Forum, St. Louis, MO (Oct. 2017).

Discussant, Rosa Brooks, *How Everything Became War and the Military Became Everything: Tales From The Pentagon*, Book Roundtable, Temple University School of Law (Sept. 2017)

Panelist, Turning Inwards or Looking Outwards: The Potential Convergence of US Law and International Norms, Wolfgang Friedmann Conference Honoring Justice Stephen Breyer, Columbia University School of Law, New York, NY (April 2017).

The Three Pluralisms of International Criminal Law, Queens University School Faculty of Law, Kingston, Ontario, Canada (November, 2016).

Targeted Killing and the Duty to Employ Least Restrictive Means, William & Mary Law School International Law Roundtable, Williamsburg, VA (May 2016)

Foreign Assistance Complicity, Seton Hall Law School Faculty Colloquium, Newark, NJ (February 2016).

Respondent to Dinah Shelton, *If you Break it, do you own it? Legal Consequences of Environmental Harm from Military Activities* St. John's University School of Law, International Law Colloquium, Queens, NY (February 2016).

Foreign Assistance Complicity, American Society of International Law Research Forum, American University Law School, Washington, DC (October 2015).

Moderator, The National Impact of International Criminal Law, Annual Meeting of the American Society of International Law, Washington, DC (April 2015).

Discussant, International Criminal Justice Amidst Multiple Legal Regimes, International Studies Association Annual Convention, New Orleans, LA (February 2015).

Respondent to Ryan Goodman, *International Law and the American Way of War: The Age of Al Qaeda*, St. John's University School of Law, International Law Colloquium, Queens, NY (February 2015).

Retribution and the Normative Underpinnings of International Crimes, Touro Law School, Faculty Colloquium, Central Islip, NY (Feb. 2015).

International Criminal Law for Retributivists, St. John's University School of Law, Faculty Colloquium, Queens, NY (Feb. 2014) (subject of inaugural online symposium on Professor James Stewart's Legal Theory Blog).

Chair, *International Courts and Tribunals*, American Society of International Law Research Forum, NYU Law School, New York, NY (Oct. 2013) (commented on draft papers presented by panel participants).

International Criminal Law for Retributivists, Columbia University School of Law, International Law Colloquium, New York, NY (Oct. 2013).

International Criminal Law for Retributivists, Law & Society Association Annual Meeting, Boston, MA (May 2013).

Chair, Book Discussion: Jeremy Waldron, *Partly Laws Common to All Mankind*, 107th Annual Meeting of the American Society of International Law (April 2013).

International Criminal Law for Retributivists, American Society of International Law Research Forum, Athens, GA (Oct. 2012).

The Pluralism of International Criminal Law, Columbia University School of Law, International Law Colloquium, New York, NY (Sept. 2012).

Invited Speaker, Pluralism v. Harmonization: National Adjudication of International Crimes, Royal Netherlands Academy of Arts and Sciences, Amsterdam, The Netherlands (June 2012).

Panel Organizer, Africa and the International Criminal Court, 106th Annual Meeting of the American Society of International Law (March 2012).

Discussant, Using Targeted Killing to Fight the War on Terror: Philosophical, Moral, and Legal Challenges, University of Pennsylvania Law School, Philadelphia, PA (April 2011).

The Pluralism of International Criminal Law, Fordham Law School Advanced Seminar in National Security and Foreign Affairs Law, New York, NY (Feb. 2011).

The Pluralism of International Criminal Law, St. John's Law School Faculty Colloquium, Queens, NY (Sept. 2010)

The Pluralism of International Criminal Law, Law & Society Association Annual Meeting, Chicago, IL (May 2010)

Panelist, *Justice in the Eyes of the People*, International Law Students Association Spring Conference, Washington, DC (March 2010)

International Criminal Law as a Law of Scarcity, Connecticut Journal of International Law Symposium on International Law in a time of Scarcity, U. Connecticut School of Law, Hartford, CT (March 2010)

Discussant, *The Milosevic Trial: An Autopsy*, Indiana Law School, Bloomington, IN (February 2010)

The Pluralism of International Criminal Law, Junior International Law Scholars Association Conference, Hastings Law School, San Francisco, CA (February 2010).

Respondent to Monica Hakimi, *State Bystander Responsibility*, Temple Law School International Law Colloquium, Philadelphia, PA (January 2010)

Moderator, *Perspectives on the International Criminal Court and U.S. Membership*, Pace Law School, White Plains, NY (December 2009).

Complementarity in Crisis: Uganda, Alternative Justice and the International Criminal Court, Virginia Journal of International Law / *Opinio Juris* online symposium (October 2009).

Moderator, *Victims in International Criminal Law*, Fordham Law School, New York, NY (October 2009)

Moderator, *International Law at Work – The Case of Georgia*, Pace Law School, White Plains, NY (November 2008).

Victims and the International Criminal Court, Symposium on the Role of Victims in the International Justice System, Pace University School of Law (April 2008)

Prosecutorial Discretion and the International Criminal Court, International Legal Scholarship Seminar, St. John's University School of Law, Queens, NY (March 2008)

Does International Arbitration Need a Mandatory Rules Method?, *Colloquium on Mandatory Rules of Law in International Arbitration*, Columbia University Law School, New York, NY (June 2007)

Crisis in Uganda: Complementarity and the Administrative International Criminal Court, University of Virginia Law School Sokol Colloquium on Private International Law, Charlottesville, VA (May 2007)

Organizer and Presider, *Detention, Interrogation, and Prosecution of Detainees in the War on Terrorism: U.S. Law and Policy Under the Military Commissions Act*, Council on Foreign Relations (New York City: February 5, 2007; Washington D.C.: February 8, 2007)

The ICC's First Crisis, Pace University School of Law (November 10, 2006)

MEDIA & OPINION PIECES

SCRIPPS NEWS, television interview on International Criminal Court arrest warrant for Vladimir Putin (March 2023).

Rebecca Catalanello & Louis Jacobson, *Lie of the Year 2022: Putin's lies to wage war and conceal horror in Ukraine* (December 2022) (interviewed and credited as source).

Louis Jacobson, *War crime prosecutions in the Russia–Ukraine war: What to expect*, POLITIFACT (April 2022) (quoted).

“The Perils of Accusing Vladimir Putin of Genocide,” THE NEW YORK DAILY NEWS (April 2022) (opinion piece).

California v. Texas, Law to Fact Podcast (March 2021) (interviewed)

Court TV: commentator on Impeachment of President Donald Trump (2021)

Court TV: commentator on Supreme Court confirmation hearings of Justice Amy Coney Barrett (2020)

“Princeton Must Finish What it Started,” The Hill (July 2020) (opinion piece authored with Bridget J. Crawford)

THE NEW YORK TIMES (micro-blogger on the international criminal trial of former Bosnian Serb leader Radovan Karadzic) (2010).

Jeremy Pelofsky, *Polanski Arrest Serves as Warning to Swiss Bankers*, REUTERS (Oct. 14, 2009) (quoted)

Kathryn H. Cusimano, *How to Defend a 21st Century Pirate*, NEW YORK MAGAZINE (April 23, 2009) (quoted)

Tracy Wilkinson, *Karadzic Extradition Puts Hague Tribunal Back in Spotlight*, LOS ANGELES TIMES (July 31, 2008) (quoted)

Claude Lévesque, *L'arrestation de Radovan Karadzic - La Serbie tourne la page*, LE DEVOIR (July 26-27, 2008) (quoted)

PROFESSIONAL EXPERIENCE

DEBEVOISE & PLIMPTON LLP

Associate

Litigation associate specializing in international disputes practice.

New York, NY
2001 - 2006 (on leave
2005)

Pro Bono Representations:

- Brief to U.S. Supreme Court in support of Respondents in *Rumsfeld v. Padilla* on behalf of amici curiae Louis Henkin, Harold Hongju Koh & Michael Posner.
- Brief to U.S. Supreme Court in support of neither party in *United States v. Booker* & *United States v. Fanfan* on behalf of amici curiae retired federal judges.
- Legal advice to foreign government regarding status of citizens detained in Guantanamo Bay.
- Legal advice to the Prosecutor's Office of the Special Court for Sierra Leone.
- Successful individual representation of Colombian asylum applicant Libardo Yepes in removal proceedings before a federal immigration judge.
- Primary responsibility for researching and drafting revised edition of the International Council

on Commercial Arbitration Handbook - United States (forthcoming Kluwer Law International), a treatise on the U.S. law of international commercial arbitration authored by Howard M. Holtzmann & Donald Francis Donovan.

Commercial Representations:

- Drafted briefs and examined expert and fact witnesses in a number of confidential international commercial arbitrations.
- Represented Claimants in *CME v. Czech Republic*, in which an international arbitral tribunal held that the Czech Republic breached the Dutch-Czech Bilateral Investment Treaty by expropriating the dominant private television station in the Czech Republic.
- Represented Claimants in *First Eagle v. Bank for International Settlements*, in which a tribunal constituted under the 1930 Hague Agreement held that the Bank for International Settlements had inadequately compensated private shareholders whose shares it had compulsorily recalled.

UNITED STATES DEPARTMENT OF STATE / OFFICE OF THE LEGAL ADVISOR

Intern

Researched and drafted portions of United States' brief for litigation in the International Court of Justice. Researched legal aspects of United States' policy toward Kosovo.

Washington DC
Summer 1999

WILMER, CUTLER & PICKERING

Summer Associate

Co-authored article on the regulatory problems posed by electronic access to foreign securities markets. Wrote research memos on telecommunications law and international trade law.

Washington DC
Summer 1999

U.N. INTERNATIONAL CRIMINAL TRIBUNAL FOR THE FORMER YUGOSLAVIA

Intern, Office of the Prosecutor

Researched and prepared prosecution arguments on subject-matter jurisdiction for indictment alleging crimes against humanity and war crimes. Advised the prosecution on topics including the applicability of competing definitions of international armed conflict to the war in the former Yugoslavia and the scope of conflict-of-interest norms in common law jurisdictions.

The Hague, Netherlands
Summer 1998

CROATIAN HELSINKI COMMITTEE FOR HUMAN RIGHTS

Field Staff

Lobbied on behalf of victims of human rights abuses. Conducted on-site investigations of bombings, murders and other crimes. Monitored domestic war crimes trials.

Vukovar, Croatia
Summer 1997

HUMAN RIGHTS WATCH

Intern

Traveled to security sensitive areas of Bosnia-Herzegovina and Croatia during the Croat-Muslim conflict. Investigated human rights abuses and rules-of-war violations. Interviewed war victims. Inspected internment sites. Researched and authored chapters on US, EU and UN policy toward the former Yugoslavia for the *Human Rights Watch World Report*

New York, NY
Summer 1993

BAR ADMISSION

New York

PROFESSIONAL ASSOCIATIONS

American Society of International Law
Chair, 2013 Awards Committee
Member, 2012 Annual Meeting Program Committee

Council on Foreign Relations, Term Member (2002-2007)

LANGUAGES

Fluent in Croatian/Bosnian/Serbian.