

Curriculum Vitae

Charles J. Dunlap, Jr.

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Education (Degree)

St. Joseph's University (PA), BA, History, 1972
Villanova University School of Law, JD, 1975

Other Education (Certificate)

National Security Management Course, Johns Hopkins University (School for Advanced International Studies) and Syracuse University (Maxwell School), 1997
National Security Law Summer Institute, University of Virginia, 1995
National War College, National Defense University (Distinguished Graduate), 1992
Air War College, Air University, (correspondence), 1989
Armed Forces Staff College, National Defense University, 1987
National Judicial College, General Jurisdiction Course, University of Nevada (Reno), 1987.
Squadron Officers School, Air University, 1979
National College of District Attorneys, Career Prosecutor Course, University of Houston, 1979

Professional Experience

Current Responsibilities:

Executive Director, Center on Law, Ethics and National Security and Professor of the Practice of Law, Duke University School of Law, Durham, NC (July 2011 to Present).
<http://www.law.duke.edu/fac/dunlap>.

Member, Board of Advisors, Foreign Policy Research Institute

Previous Responsibilities:

Member, CNAS Council, Center for a New American Security

Uniform Code of Military Justice Committee Member (appointed by the Secretary of Defense pursuant to 10 U.S. C. §946 for a three-year term 2011-2014).

Associate Director, Center on Law, Ethics and National Security, and Visiting Professor of the Practice of Law, Duke University School of Law, Durham, NC (June 2010 to July 2011).

Retired from the U.S. armed forces in June 2010 in the grade of Major General after a 34-year career. Served as the deputy senior military legal advisor to the U.S. Air Force, an organization of 670,000 employees and an annual budget of over \$120 billion. Assisted in the professional supervision of more than 2,550 full and part-time attorneys, and 1,900 full and part-time paralegals and administrative personnel assigned worldwide.

U.S. Air Force Judge Advocate. Served at various posts across the nation and abroad, including extended assignments in Asia and Europe. Held the senior military attorney leadership position five times. Taught postgraduate legal studies to licensed attorneys for nearly four years, and later became a trial judge with a 22-state circuit. Performed temporary service at diverse locales in Africa and the Middle East, often during periods of violence or instability. (1976-2010)

Government employment history, additional biographical data, and official photo are all publicly available at

<http://www.af.mil/AboutUs/Biographies/Display/tabid/225/Article/105047/major-general-charles-jdunlap-jr.aspx>.

Full-time Teaching:

May 2012–Present, Professor of the Practice of Law, Duke University School of Law, Durham, NC.

Jul. 2010–May 2012, Visiting Professor of the Practice Law, Duke University School of Law, Durham, NC.

Jul. 1983–Jan. 1984, Chief, Military Justice Division, Air Force Judge Advocate General School, Maxwell AFB, AL.

Mar. 1980–Jul. 1983, Faculty Member, Civil Law Division, Air Force Judge Advocate General School, Maxwell AFB, AL.

Selected Presentations and Related Activities (since 2017)

Lawfare: The Weaponization of International Law in Gaza and Ukraine, Alexander Hamilton Society, University of Florida, Gainesville, FL, Oct. 3, 2024 (guest speaker).

Military Uses of Space / International Conflicts in Space, for LAW 557, Space law/Law of Mars Course, Duke Law School, Sept. 24, 2024 (guest lecture)

Lawfare, U.S. Army Trial Defense Counsel Conference (San Antonio, TX, June 7, 2024, (speaker).

Lawfare, Proseminar II course, U.S. Army Judge Advocate General School, April 25, 2024, Charlottesville, VA (speaker).

Lawfare, Hampden-Sydney College, VA, 1 February 2024 (speaker).

The Perils of Targeting Policies: Will the Pentagon Hobble Warfighters?, “The Future and Ethics of Uncrewed and Autonomous Warfare” conference sponsored by the University of South Florida’s Global and National Security Institute, Tampa, FL., Sept 26, 2023 (keynote)

Commercial Drones on the Battlefield - Implications to the Law of War, Association for Uncrewed Vehicle Systems International Convention, Denver, CO, May 8, 2023. (panelist).

Use of Force and International Law, Alexander Hamilton Society, Wake Forest University, Winston-Salem, NC, March 21, 2023.

“The Ethical and Legal Significance of Super Soldiers” Conference, Center for Ethics and the Rule of Law, University of Pennsylvania, Phil., PA, April 13-15, 2023. (discussant).

“1st Annual Future of Warfare and the Law Symposium,” U.S. Army’s Futures Command, Austin, TX. May 9-11, 2023 (discussant)

“All Volunteer Force at 50” Task Force, Center for a New American Security, Wash., DC, March 8, 2023 (task force member)

Integrated Deterrence, 4th Annual Stockton Center Law of Armed Conflict Conference, U.S. Naval War College. Newport, RI, Dec. 13, 2022 (panelist)...

The Russian Invasion of Ukraine: Its Effects on International Law, Order, and Security, 2022 National Lawyers Convention, Federalist Society, Nov. 10, 2022 (panelist)

Lawfare in Modern Conflicts, Joint Advanced Warfighting School, National Defense University, Norfolk, VA, Oct. 21, 2022 (guest speaker).

National Security Issues, The Fifty Group, Durham, NC, Mar. 16, 2022 (guest speaker)

The Afghan War: A Legally Justified War?, Roger Williams University School of Law, Nov. 11, 2021 (panelist).

Lawfare in Modern Conflicts, Joint Advanced Warfighting School of the Joint Forces Staff College, Oct. 25, 2021 (guest lecturer).

11th Annual Morehouse Lecture, U.S. Air Force Judge Advocate General’s School, Montgomery, AL, Aug. 19, 2021 (speaker).

Lawfare, U.S. Air Force 2021 Cyberlaw Symposium, Montgomery, AL May 13, 2021.

Lawfare, University of North Dakota School of Law, Mar. 9, 2021 (guest lecturer).

Audiences of War, for the Utility of Force in Foreign Policy Course, Belfer Center, Harvard Kennedy School, Feb. 23, 2021 (guest speaker).

Emerging National Security Issues in 2020 and Beyond, University of Toledo Law Review Symposium, Feb. 16, 2021 (panelist).

“Civil-Military Relations and the Law” panel as part of the ABA Standing Committee on Law and National Security Webinar, Jan. 29, 2021 (panelist).

Civil-Military Relations, Defense 2020 (podcast), Center for Strategic and International Studies, June 8, 2020 (panelist).

Prof John Norton Moore, A Legacy, University of Virginia School of Law, Feb. 7, 2020 (speaker).

“President, War Powers, and the Constitutionality of Conflict with Iran” event sponsored by the Middle East North African Law Student Association, the International Law Society, the American Constitution Society, as well as LENS. 4 February 2020 (panelist)

“Coronavirus and the Military” an online panel discussion with Gen. (Ret.) Martin Dempsey moderated by Mr. Buz Waitzkin, by the Duke Initiative for Science & Society, 15 April 2020 (speaker).

Lawfare for the “Waging and Defending Against Lawfare Symposium,” Foundation for the Defense of Democracies, Wash. DC, January 23, 2020 (speaker).

Law, Ethics and Autonomy: The Challenge for Military Leaders, for the Soldier-Leader in the Age of AI Symposium, co-sponsored by the University of North Georgia Institute for Leadership and Strategic Studies, and the U.S. Army War College Strategic Studies Institute, Dahlonga, GA, Nov. 14, 2019 (guest speaker).

Ethical Challenges of the National Security Lawyer, for the ABA’s 29th Annual Review of the Field of National Security Law, Washington D.C., Nov. 8, 2019 (panelist).

Armed Conflict and Cyberspace, for Introduction to Cyber Policy (PubPol 290), Duke University, Durham, NC, Oct. 29, 2019 (guest lecturer).

Lawfare in Modern Conflicts, Joint Advanced Warfighting School, National Defense University, Norfolk, VA, Oct. 25, 2019 (guest speaker).

National Security Law: What It Is and How to Practice It, Campbell University School of Law, Greensboro, NC, Sept. 25, 2019 (luncheon speaker)

Preparation & Perseverance, Elon University School of Law, Greensboro, NC, Sept. 18, 2019 (luncheon speaker).

Legal and Ethical Issues Associated with Unmanned Systems, for the U.S. Indo-Pacific Command 32nd Annual Military Operations and Law Conference, Bangkok, Thailand, Jun. 27. 2019 (panelist).

Lawfare and Civil-Military Relations classes, 27th National Security Law Institute, University of Virginia Law School, Charlottesville, VA, Jun. 7, 2019 (lecturer).

Post-Cold War Cyber Ethics, for the Tech Ethics and Governance conference sponsored by The Kenan Institute for Ethics at Duke University, Durham, NC, Apr. 19, 2019 (panelist).

The Military and Higher Education, for the Lunch & Learn project hosted by the Office of Student Veterans. Durham, NC, Apr. 17, 2019 (luncheon speaker).

Encounters with Intelligence: Practitioner's Perspectives, for the TISS at Sixty: Teaching Intelligence and Security Studies" conference in Chapel Hill, NC, Apr. 13, 2019 (panelist).

National Security, Ransomware and Cyber-Attack, Incident Response Forum 2019, Washington, DC, Apr. 10, 2019 (panelist).

Lawfare, for the Legal Resilience in an Era of Hybrid Threats conference at the University of Exeter, UK, Apr. 8, 2019 (panelist).

Developing International Norms for Autonomous System Governance, for the Symposium on Autonomous Systems and International Governance, Penn State Law, University Park, PA, Apr. 5, 2019 (panelist)

Lunch & Learn Conversation, as part of the faculty Lecture Series for military-affiliated/Veteran students hosted by Duke University's Office of Student Veterans, Durham, NC, Mar. 29, 2019 (speaker).

AI in the Military, for the 2019 Huang Fellows Student Symposium at Duke University, Durham, NC, Mar. 28, 2019 (panelist).

Projecting Power: Drone Strikes, Collateral, and Foreign Policy, for the Alexander Hamilton Society, Texas A & M, College Station, TX, Mar. 20, 2019 (guest speaker).

The Second Amendment and the Prevention of Tyranny" co-sponsored with the Duke Center for Firearms Law, Duke Law, Durham, NC, Feb. 28, 2019 (panelist).

Denuclearization of DPRK: Challenges and Prospects as part of the International Law and Korean Security Conference at the Naval War College, Newport, RI. Feb. 27, 2019 (panelist).

Hot Topics in National Security Law, Daughters of the American Revolution, Raleigh, NC, Feb.13, 2019 (guest speaker).

AI in the Military, for the 2019 Huang Fellows Student Symposium at Duke University, Durham, NC, Mar. 28, 2019 (panelist).

Projecting Power: Drone Strikes, Collateral, and Foreign Policy, for the Alexander Hamilton Society, Texas A & M, College Station, TX, Mar. 20, 2019 (guest speaker).

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Denuclearization of DPRK: Challenges and Prospects as part of the International Law and Korean Security Conference at the Naval War College, Newport, RI. Feb. 27, 2019 (panelist).

Hot Topics in National Security Law, Daughters of the American Revolution, Raleigh, NC, Feb.13, 2019 (guest speaker).

Legal Issues Confronting the Military National Security Law Community, for the ABA's 28th Annual Review of the Field of National Security Law panel, Washington D.C., Nov. 1, 2018 (panelist).

Data, Privacy, and the Law After Carpenter, for the Campbell Law School's Federalist Society Chapter, Raleigh, NC, Sept. 26, 2018 (panelist).

War-Sustaining Targets and Other Issues of Contemporary Airpower, Airpower Conference, at the University of St. Andrews, St. Andrews, Scotland, May 8-9, 2018 (participant).

What are civil-military relations like in 2030--will there be continuity, adaptation, or pathology?, for the 29th Annual U.S. Army War College/Strategic Studies Institute Strategy Conference, Carlisle, PA, Apr. 24-25, 2018 (panelist).

Autonomous Weapons and International Law, for the 5th Annual Justice Stephen Breyer Lecture on International Law, sponsored by the Brookings Institution, Washington, D.C., Apr. 5, 2018 (panelist).

Regulating Of Autonomous Weapons, for the Center for Global Legal Challenges, Yale Law School, New Haven, Connecticut, Apr. 3, 2018 (debater).

Blurred Lines: Civil-Military Relations and Modern War, West Point, NY, Mar. 26-27, 2018 (participant).

Fighting at the Legal Boundaries: Controlling the Use of Force in Contemporary Conflict, examination of Ken Watkin's book, workshop sponsored by Georgetown University's Law Center's Center on National Security and the Law and Human Rights First, Nov. 17, 2017 (participant).

Cyber Operations and the Law of Armed Conflict, ABA's Standing Committee on Law and National Security 27th Annual Review of the Field of Law and National Security Conference, Capitol Hilton, Washington, D.C., Nov. 16, 2017 (panelist).

Cyber and International Law panel, University of Virginia Law School, Charlottesville, VA, Nov. 15, 2017 (panelist).

What to do about North Korea?, sponsored by the Federalist Society at Duke Law School, Durham, NC, Nov. 1, 2017 (panelist).

Just War Theory, panel discussion at the University of San Diego, San Diego, CA, Oct. 6-7, 2017 (participant).

Lawfare Challenges and Opportunities: China, Russia, and More, part of National Security Council's *Winning Without War Series*, EEOB, Washington, D.C., Sep. 14, 2017 (presenter).

Cyber Warfare in the Maritime Domain, event sponsored by the Center for Strategic and International Studies, Washington, D.C., Sep. 14, 2017 (attendee).

Fighting Lawfare with Lawfire, German Army Flag Officer Exercise 2017, , Szczecin, Poland, Sep. 5, 2017 (keynote speaker).

GTMO: What Next?, co-sponsored by the New York City Bar's Military Affairs Committee and the ABA's Standing Committee on Law and National Security, Hilton Midtown, New York, NY, Aug. 10, 2017 (panelist).

Lawfare and Civil-Military Relations classes, 25th National Security Law Institute, University of Virginia Law School, Charlottesville, VA, June 9, 2017 (taught).

Military and Politics, for the Command Climate: Civil-Military Relations in Policy, Politics, and Public symposium, hosted by the Center for Strategic & International Studies, Washington, D.C., May 23, 2017 (panelist).

Critical, Historical, and Comparative Perspective on International Humanitarian Law conference, University of Wisconsin, Madison, WI, April 21-22, 2017 (participant).

Bombing Terrorist Revenue: Legitimate Military Strategy or War Crime of Attacking Civilian Objects panel, American Society of International Law (ASIL), Hyatt Regency Capitol Hill, ASIL annual conference, Washington, D.C., April 14, 2017 (participant).

Cybersecurity, for the Duke Law Alumni Reunion Weekend, Duke Law School, Durham, NC, April 8, 2017 (panelist).

Cyber-Attacks: Understanding the International Threat panel, Incident Response Forum 2017, Mayflower Hotel, Washington, D.C., April 4, 2017 (participant).

Practicing Law on the Front Lines: An Evening with Senior Military Lawyers panel, ABA Mid-Year Meeting, Miami, FL, Feb. 2, 2017 (moderated).

Our Information Society: Security v. Surveillance symposium, University of Connecticut Law Review 2017, Hartford, CT, Jan. 27, 2017 (panelist).

Current Issues of National Security Law, Carolina Meadows "University", Chapel Hill, NC, Jan. 14, 2017 (speaker).

Selected List of Publications

Law Reviews and Legal Journals:

Return to Sender?: Analyzing the Senior Leader "Open Letter" On Civilian Control of the Military, 15 HARV. NAT'L SEC. J. 77 (2023).

Charles Dunlap, Richard Jordan, Elsa Kania, and Michael Klare, *Autonomous Systems & International Norms*, 7 PENN. ST. J.L. & INT'L AFF. 106 (2020).

Targeting of Persons: The Contemporary Challenges, 51 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 887 (2018).

Practitioners and the Law of War Manual, in THE UNITED STATES DEPARTMENT OF DEFENSE MANUAL: COMMENTARY AND CRITIQUE (Cambridge, Michael A Newton ed., 2018).

Understanding War-Sustaining Targeting: A Rejoinder to Iulia Padeanu, Yale J. Int'l L., (Apr. 6, 2017), available at <http://www.yjil.yale.edu/understanding-war-sustaining-targeting-a-rejoinder-toiulia-padeanu/>

Cyber vandalism” or “Digital Act of War”? America’s Muddled Approach to Cyber Incidents Will Not Deter More Crises, 42(4) N.C. J. OF INT’L L. 989 (2017).

Social Justice and Silicon Valley: A Perspective on the Apple-FBI Case and the “Going Dark” Debate, 49 CONN. L. REV. 1685 (2017).

Why Declarations of War Matter, Harv. Nat’l Sec. J. (August 30, 2016), available at <https://harvardnsj.org/2016/08/why-declarations-of-war-matter/>

Accountability and Autonomous Weapons: Much Ado About Nothing?, 30(1) TEMPLE INT’L AND COMP. L. J. 63 (2016).

The DoD Law of War Manual and its Critics: Some Observations, 92 Int’L L. Stud.. 85 (2016), available at http://scholarship.law.duke.edu/faculty_scholarship/3570/ .

Tightrope Act: Can new FISA court reforms address privacy concerns without impeding antiterrorism efforts?, JUDICATURE (Autumn 2015).

Commentary on the Paper of Vyacheslav A. Batyr: “Means of Warfare: New Challenges of the 21st Century” for the 2014 Russian Yearbook of International Law (2015).

Anticipatory Self-Defense and the Israeli-Iranian Crisis: Some Remarks, 19 ILSA J. INT’L & COMP. L. 319 (2013)

Some Observations Regarding Gabriella Blum’s “Fog of Victory, 24 EUR. J. INT’L L. 423 (2013).

Ethical Issues of the Practice of National Security Law: Some Observations, 38 OHIO N.U. L. REV. 1038 (2012).

Five Questions on U.S. National Security Law and Policy, 38 WM. MITCHELL L. REV. 1564 (2012).

Law of War Manuals and Warfighting: A Perspective, 47 TEX. J. INT’L. L. 265 (2012).

Responses to Ten Questions, 37 J. OF THE NAT’L SEC. FORUM 5151 (2011).

Does Lawfare Need an Apologia? 43 CASE WES. RES. J. INT’L L. 121 (2010).

A Tale of Two Judges: A Judge Advocate’s Reflections on Judge Gonzales’ Apologia, 42 TEX. TECH L. REV. 893 (2010).

The Ethical Dimension of National Security Law, 50 S. TEX. L. REV. 789 (2009).

Towards a Cyberspace Legal Regime in the 21st Century: Considerations for American Cyberwarriors, 87 NEB. L. REV. 712 (2009).

Military Lawyering and Professional Independence in the War on Terror: A Response to David Luban, 61 STAN. L. REV. 417 (2008) (with Linell A. Letendre).

It Ain't No TV Show: JAGs and Modern Military Operations, 4 U.CHI. J. INT'L L. 479 (2003).

The Revolution in Military Legal Affairs: Air Force Legal Professionals in 21st Century Conflicts, 51 A.F. L. REV. 293 (2001).

Taming Shiva: Applying International Law to Nuclear Operations, 42 A.F. L. REV. 157 (1997).

Revolt of the Masses: Armed Civilians and the Insurrectionary Theory of the Second Amendment, 62 U. TENN. L. REV. 643 (1995).

Welcome to the Junta: The Erosion of Civilian Control of the U.S. Military, 29 WAKE FOREST L. REV. 334 (1994).

Book Chapters and Book Contributions:

The Law of War and 'Dual Use' Commercial Satellites in The Nexus of Commercial and National Security Space (forthcoming 2024).

Civil-Military Relations, in NATIONAL SECURITY LAW AND POLICY: A READER, Center for Strategic and International Studies (2023).

Practitioners and the Law of War Manual, in THE UNITED STATES DEPARTMENT OF DEFENSE LAW OF WAR MANUAL: COMMENTARY AND CRITIQUE (Michael A. Newton, ed., 2018).

Military Justice, in AMERICAN GOVERNANCE (Cengage Learning, Inc., 2016).

Lawfare, in NATIONAL SECURITY LAW 823 (John Norton Moore and Robert F. Turner, eds., 3rd ed. 2015).

Clever or Clueless? Observations About Bombing Norm Debates, in THE AMERICAN WAY OF BOMBING : CHANGING ETHICAL AND LEGAL NORMS, FROM FLYING FORTRESSES TO DRONES (Matthew A. Evangelista and Henry Shue, eds., 2014).

The Role of Peacebuilding and Conflict Management in a Future American Grand Strategy: Time for an "Off Shore" Approach?, in CONFLICT MANAGEMENT AND PEACEBUILDING: PILLARS OF A NEW AMERICAN GRAND STRATEGY, U.S. Army Strategic Studies Institute, (Volker D. Franke and Robin Dorff, eds. 2013).

Military Justice, in THE MODERN AMERICAN MILITARY, Stanford (David M. Kennedy, ed., 2013).

The Mottled Legacy of 9/11: A Few Reflections on the Evolution of the International Law of Armed Conflict, in the YEARBOOK OF INTERNATIONAL HUMANITARIAN LAW 431 (Michael N. Schmitt ed., 2012).

Lawless Cyberwar? Not if You Want to Win, in PATRIOT DEBATES: CONTEMPORARY ISSUES IN NATIONAL SECURITY LAW, American Bar Assn. (Harvey Rishikof, Stewart Baker, and Bernard Horowitz, eds., 2012).

A Whole Lot of Substance or a Whole Lot of Rhetoric? A Perspective on a Whole-of-Government Approach to Security Challenges, in CONFLICT MANAGEMENT AND "WHOLE OF GOVERNMENT": USEFUL TOOLS FOR U.S. NATIONAL SECURITY STRATEGY?, Chapter 7, U.S. Army Strategic Studies Institute, (Volker D. Franke and Robin Dorff, eds. 2012).

Lawfare Today...and Tomorrow, in INTERNATIONAL LAW AND THE CHANGING CHARACTER OF WAR 315 (Raul A. "Pete" Pedrozo and Daria P. Wollschlaeger, eds., 2011) (Vol 87, US Naval War College International Law Studies).

American Airpower in the 21st Century: Reconciling Strategic Imperatives with Economic Realities, in ECONOMICS AND SECURITY: RESOURCING NATIONAL PRIORITIES 205 (Richard Lloyd, ed., 2010).

Come the Revolution: A Legal Perspective on Air Operations in Iraq Since 2003, in ISRAEL YEARBOOK ON HUMAN RIGHTS 141 (Yoram Dinstein, ed.) and reprinted in THE WAR IN IRAQ: A LEGAL ANALYSIS, Vol. 86, US. Naval War College International Law Studies) (Raul Pedroza, ed. 2010).

Air Power, in UNDERSTANDING COUNTERINSURGENCY: DOCTRINE, OPERATIONS, AND CHALLENGES 100 (Thomas Rid & Thomas Keane, eds.), (Routledge, London, 2010).

The Air Force and 21st Century Conflicts: Dysfunctional or Dynamic? in LESSONS FOR A LONG WAR: HOW AMERICA CAN WIN ON NEW BATTLEFIELDS 93, (Thomas Donnelly and Frederick W. Kagan, eds.), (American Enterprise Institute 2010).

Foreword, in THE WAR ON TERROR AND THE LAWS OF WAR: A MILITARY PERSPECTIVE, Oxford University Press (2009).

Targeting Hearts and Minds: National Will and Other Legitimate Military Objectives of Modern War, in INTERNATIONAL HUMANITARIAN LAW: FACING NEW CHALLENGES (Springer, 2007).

Legal Issues in Coalition Warfare: A U.S. Perspective, in LAW OF WAR IN THE 21ST CENTURY: WEAPONRY AND THE USE OF FORCE, 82 INT'L L. STUDIES 221 (Anthony M. Helm, ed. 2006).

Meeting the Challenge of Cyberterrorism: Defining the Military Role in a Democracy, in COMPUTER NETWORK ATTACK AND INTERNATIONAL LAW, 76 INT'L L. STUDIES 353 (Michael N. Schmitt & Brian T. O'Donnell, eds., 2002).

The Thick Green Line: The Growing Involvement of Military Forces in Domestic Law Enforcement, in MILITARIZING THE AMERICAN CRIMINAL JUSTICE SYSTEM 29 (Peter B. Kraska, ed., 2001).

The Law and the Human Target in Information Warfare: Cautions and Opportunities, in CYBERWAR 3.0: HUMAN FACTORS IN INFORMATION WARFARE AND FUTURE CONFLICT 137 (Alan D. Campen and Douglas H. Dearth, eds., 2000).

Where Domestic Security and Civil Liberties Collide, in ...TO INSURE DOMESTIC TRANQUILITY, PROVIDE FOR THE COMMON DEFENSE..., Papers from the Conference on Homeland Protection, Strategic Studies Institute (Max G. Manwaring, ed., 2000), at 209.

Arms, Right to Bear, in THE OXFORD COMPANION TO AMERICAN MILITARY HISTORY 37 (John W. Chambers II, ed., 1998).

Asymmetrical Warfare and the Western Mindset, in CHALLENGING AMERICA SYMMETRICALLY AND ASYMMETRICALLY: CAN AMERICA BE DEFEATED? 1 (Lloyd J. Matthews, ed., 1998).

The Law of Cyberwar: A Case Study from the Future, in CYBERWAR 2.0: MYTHS, MYSTERIES AND REALITIES 139 (Alan D. Campen and Douglas H. Dearth, eds., 1998).

Sometimes the Dragon Wins: A Perspective on Information-Age Warfare, in INFORMATION WARFARE 436 (Winn Schwartz, ed., 1996).

Professional/University/General Interest Publications:

Trump's next top military adviser wants Americans to forget 4 'myths' about war, but he needs to explain a few things first, BUSINESS INSIDER, Aug. 29, 2019.

Setting Your Compass: Some Thoughts from the (former) DJAG, THE REPORTER (2015).

The Hyper-Personalization of War: Cyber, Big Data, and the Changing Face of Conflict, GEORGETOWN J. OF INT'L AFFAIRS (2014).

The Moral Responsibility of Volunteer Soldiers, BOSTON REVIEW, Nov. 6, 2013.

On 'The Lure of the Strike', 43(3) PARAMETERS 121 (2013).

Do We Need New Regulations in International Humanitarian Law? An American's Perspective, 25 J. OF INT. LAW OF PEACE AND ARMED CONFLICT 121 (2012).

The Intersection of Law and Ethics in Cyberwar: Some Reflections, 24 AIR & SPACE JOURNAL 1 (2012).

The Military-Industrial Complex, DAEDALUS, Summer 2011 at 135.

Perspectives for Cyber Strategists on Law for Cyberwar, STRATEGIC STUDIES QUARTERLY, Spring, 2011, at 81.

The Origins of the American Military Coup of 2012, PARAMETERS, Winter 2010-11, 40th Anniversary Edition, at 107 (reprinted from PARAMETERS, 1992-93, at 2).

A Wonderful Life, 37(1) THE REPORTER 11-13 (Spring 2010).

Enlisting Trust, MOAA MAGAZINE, April 2010, at 76.

Vanguard Leadership: Earn It!, THE REPORTER, Year in Review, 2009, at 134.

A JAG in La La Land, 36(3) THE REPORTER 11-14 (Fall 2009).

Reasons to Write, 36(3) THE REPORTER 2-10 (Fall 2009).

Lawfare: A Decisive Element of 21st Century Conflicts?, 54 JOINT FORCE QUARTERLY 34 (2009).

The Contact Sport Senior Leaders Must Play, STRATEGIC STUDIES QUARTERLY, Spring 2009, at 3.

Forget the Lessons of Iraq, ARMED FORCES JOURNAL, Jan. 2009, at 10.

Lawfare Today: A Perspective, YALE JOURNAL OF INTERNATIONAL AFFAIRS, Winter 2008, at 146.

Making Revolutionary Change: Airpower in COIN Today, PARAMETERS, Summer 2008, at 52.

Roles, Missions, and Equipment, Military Lessons from the Experience in this Decade, ARMY HISTORY MAGAZINE, Summer 2009, at 17, *reprint from* FOREIGN POLICY RESEARCH INSTITUTE ENOTES, Jun. 27, 2008.

Developing Joint Counterinsurgency Doctrine: An Airman's Perspective, JOINT FORCE QUARTERLY, 2d Qtr. 2008, at 86.

Air-minded Considerations of Joint Counterinsurgency Doctrine, AIR & SPACE POWER JOURNAL, Winter 2007, at 63.

Understanding Airmen: A Primer for Soldiers, MIL. REV., SEPT-OCT 2007, at 126.

COIN Shortage, PROCEEDINGS, May 2007, at 162.

Lawfare, THE REPORTER, Vol 35, No. 1 (2007), at 166.

Voices from the Stars: America's Generals and Public Debates, ABA NATIONAL SECURITY LAW REPORT, Nov. 2006, at 8.

Contractors in Conflict: A Perspective on the Conundrums of Outsourcing, 12TH ANNUAL FEDERAL PROCUREMENT INSTITUTE, GOVERNMENT CONTRACTING IN A "NEW" ERA: FLEXIBILITIES, CONSTRAINTS AND REALITIES Vol. II, § 6 (2006).

Airstrike, ARMED FORCES JOURNAL, Oct. 2006, at 48.

America's Asymmetric Advantage, ARMED FORCES JOURNAL, Sep. 2006, at 20-27.

Neo-Strategicon: Modernized Principles of War for 21st Century Conflicts, MIL. REV., Mar. Apr. 2006, at 42.

Learning from Abu Ghraib: The Joint Force Commander and Force Discipline, PROCEEDINGS, Sep. 2005, at 34.

The Limits of Fourth Generation Warfare, MARINE CORPS GAZETTE, Jul. 2005, at 39.

Lawfare, THE REPORTER, Keystone Edition, 2005, at 95.

Negotiation in the Trenches, ABA DISP. RESOLUTION MAG., Fall 2003, at 4 (with Paula B. McCarron).

International Law and Terrorism: Some "Qs and As", ARMY LAW., Oct./Nov. 2002, at 23.

Negotiations Goes to War, 12 J. LEGAL STUD. I (2002/2003) (with Paula B. McCarron).

When Does an Unsafe Act Become a Crime?, TORCH MAGAZINE, Apr. 2001, at 14.

The End of Innocence: Rethinking Noncombatancy in the Post-Kosovo Era, STRATEGIC REV., Summer 2000, at 9.

Special Operations Forces Operations after Kosovo, JOINT FORCE Q., Spring/Summer 2001, at 7.

"I Wish I Had Brought..." Ideas to Make a Deployment Livable, THE REPORTER, Mar. 2000, at 24 (with Stacy Rozell).

Organized Violence and the Future of International Law: A Practitioner's View of the Emerging Issues, 93 Proceedings of the Annual Meeting (American Society of International Law) 6 (Mar. 2427, 1999).

Kosovo, Casualty Aversion, and the American Military Ethos: A Perspective, 10 J. LEGAL STUD. 95 (1999/2000).

The Police-ization of the Military, 27 J. OF POL. & MIL. SOCIOLOGY 217 (Winter 1999).

A Virtuous Warrior in a Savage World, AIRMAN-SCHOLAR, Fall 1999, at 7.

Practical Tips for Dealing with the Media Today, MIL. ADVOCATE, Winter 1999, at 4.

Deployments Today: The Practical Issues, THE REPORTER, Sep. 1999, at 5 (with Jeanne M. Meyer).

The Legal Basis for No-Fly Zones, THE JAG WARRIOR, Jun. 1999, at 1.

Maintaining the Balance in Civil-Military Relations, 92 ASIL PROC. 6 (1999).

Joint Vision 2010: A Red Team Analysis, JOINT FORCE Q., Winter 1997-98, at 47.

21st Century Land Warfare: Four Dangerous Myths, PARAMETERS, Autumn 1997, at 27.

On Writing, THE REPORTER, Sep. 1997, at 32.

What Kind of Marine Corps is This? PROCEEDINGS, Aug. 1997, at 66.

Melancholy Reunion: A Report from the Future on the Collapse of Civil-Military Relations in the United States, AIRPOWER J., Winter 1996, at 93.

Cyber Attack! Are We at War? J. NAT'L COMPUTER SECURITY ASSN., Nov. 1996, at 18.

U.S. Legal Issues in Coalition Operations, PEACEKEEPING & INT'L RELATIONS, Sep./Oct. 1996, at 3.

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[*The Pentagon's vaccine imbroglio: where to go from here?*](#), 26 Mar. 2023.

[*Should the Pentagon block sharing U.S.-derived evidence with the ICC?*](#), 19 Mar. 2023.

[*Why you may not see many accused Russian war criminals tried in U.S. courts*](#), 2 Mar 2023.

[*The law and the U.S.' new declaration on military uses of AI: some observations*](#), 18 Feb 2023.

[*Would Dr. Martin Luther King, Jr. have supported violence in defense of Ukrainians?*](#), 16 Jan 2023.

[*A thought for Veterans Day 2022: Who will be tomorrow's veterans?*](#) 9 Nov 2022

[*Is attacking the electricity infrastructure used by civilians always a war crime?*](#) 27 Oct 2022

[*Law and the killing of a Russian propagandist: Some Q & A*](#), 9 October 2022

[*Four Reasons Why the Student Loan “Forgiveness” Program Harms National Security*](#), 28 Sept 2022.

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Film

The Enemy Within (HBO 1994) (technical advisor).

Selected Professional and Literary Honors

Brigadier General Malham M. Wakin, USAF (Ret.) Founders Award for lifetime achievement by the International Society for Military Ethics (2022)

Francis X. McClanahan Award, St. Joseph's University Law Alumni, Phila., PA (2018)

George J. Beichl, PhD '39 Award, St. Joseph's University, Phila., PA (2017)

"Hall of Fame" Salesianum School for Boys, Wilm., DE (2016)

"Distinguished Alumni" St Joseph's University Air Force ROTC Detachment (2014)

Armed Forces Joint Warfighting Essay Contest, Second Place (2005)

Special Operations' Forces Essay Contest, First Place (2001)

Distinguished Speaker Award, National Computer Security Association (1996)

U.S. Air Force Thomas P. Keenan, Jr. Award for Contributions to International and Military Operations' Law (1995)

Writing Award, American Bar Association, Military Law Committee (1994)

Co-Winner, Chairman Joint Chiefs of Staff, Strategy Essay Contest (1992)

U.S. Air Force Outstanding Career Armed Services Attorney, Judge Advocates' Association (1992)

National Defense University Foundation Award, "Best Strategy Essay," National War College Class of 1992 (1992)

Younger Federal Lawyer Award, Federal Bar Association (1985)

Honorable Mention, Ira Eaker Leadership Essay Contest (1985)

Outstanding Judge Advocate of the Year, Strategic Air Command (1984)

National Defense University Foundation Award, Best Case Study, Armed Forces Staff College (1984)

Distinguished Lecturer Award, U.S. Air Force Special Operations School (1983)

U.S. Air Forces Europe, Outstanding Young Judge Advocate (1979)

Selected List of Military Awards and Decorations

Distinguished Service Medal

Defense Superior Service Medal (two awards)

Legion of Merit (two awards)

Meritorious Service Medal (five awards)

Air Force Commendation Medal

Armed Forces Expeditionary Medal

Global War on Terrorism Medal

Humanitarian Service Medal

Small Arms Expert Marksmanship Ribbon

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