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## Ralf Michaels

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### Academic Positions

#### Permanent Position:

##### [Duke University School of Law](#)

[Arthur Larson Professor of Law](#) (since 2012); Professor of Law (2007-12); Associate Professor (2002-07); Visiting Professor (Spring 2002)

Taught also at Duke's [summer institutes](#) in [Hong Kong](#) (2007, 2012) and [Geneva](#) (2010)

#### Visiting Professor:

[Tel Aviv University, Buchmann Faculty of Law](#) (June 2017)

[London School of Economics and Political Science](#) (November 2011)

[University of Toronto Faculty of Law](#) (January 2011)

[University of Pennsylvania Law School](#) (Fall 2010)

[Princeton University](#) (Spring 2010)

[Université Paris II, Panthéon-Assas](#) (Spring 2009)

#### Named Lectures and Special Courses:

[Herbert Bernstein Memorial Lecture](#), Duke Law School, 2017

Theme: Banning Burqas—A View from Postsecular Comparative Law

[Hague Academy of International Law](#) (August 2015)

Theme: Non-State Law in Private International Law

[German National Academic Foundation \(\*Studienstiftung des deutschen Volkes\*\)](#) (with Nils

Jansen; Summer University 2005, Salem, Germany)

Theme: Private Law Beyond the State

#### Fellowships:

[Princeton University, Katherine and Martin Crane Fellow, Program in Law and Public Affairs](#), 2009-10)

[Max Planck Institute for Comparative and International Private Law, Hamburg, Germany](#)

(Visiting Fellow, Spring 2006)

[American Academy in Berlin \(Lloyd Cutler Fellow\)](#), Fall 2005)

*Lloyd Cutler Berlin Prize 2005*

[Harvard Law School \(Joseph Story Fellow\)](#), 1999- 2000)

## Others:

[Max Planck Institute for Comparative and International Private Law, Hamburg, Germany](#); [Senior Research Fellow](#) (*Wissenschaftlicher Referent*) (2001-2002); Research Fellow (*Wissenschaftlicher Mitarbeiter*) (1997-1999)

### [University of Passau, Germany](#)

Senior Research Assistant, Chair for Private Law, Conflict of Laws and Comparative Law (Prof. Klaus Schurig) (1994-1995, 1996-1997)

## Education

### [University of Passau, Germany](#)

Dr. iur. (SJD equivalent), 2000, summa cum laude

First state examination in law (JD), 1994, magna cum laude (12.83 points, “gut“)

*Scholar of the [German National Academic Foundation](#), 1992-1997*

### [Oberlandesgericht \(Court of Appeals\), Hamburg, Germany](#)

Second state examination in law, 2000, magna cum laude (12.54 points, “gut“)

### [Cambridge University, U.K. \(King’s College\)](#)

LL.M., 1995, First class honours

*CJ Hamson Prize in Comparative Law*, Cambridge University

*Hurst Prize for Law*, King’s College

## Main Subjects Taught

### Lecture classes:

Comparative Law (Introduction); Comparative Contract Law; Conflict of Laws; International Litigation; International Arbitration; Foreign Law in US Courts (in Duke’s Judicial LLM program)

### Seminars:

Law and Globalization; The Globalization of Jurisdiction; Private Law beyond the State; Current Issues in International and Comparative Law (method/theory seminar); Global Law Workshop (speaker series); Globalization and Domestic Courts; Globalization of the Family; Non-State Law; Religious Laws; Comparative Law Methodology

## Membership on Boards etc.

Executive Editorial Board: [American Journal of Comparative Law](#); [German Law Journal](#)

Advisory Board: [Maastricht Journal of European and Comparative Law](#); [RGNUL Financial and Mercantile Law Review](#); [Uniform Law Review](#)

Invited Fellow: [Maastricht European Private Law Institute](#)

Member: [Teaching Committee, Dottorati in Diritto, Torino University](#)

## Peer Reviewer / Outside Evaluator

American University; Bar-Ilan University; University of Baltimore; Boston University; University of Cyprus; Hebrew University; University of Iowa; University of Illinois; University of California, Irvine; London School of Economics and Political Science; University College London; Oxford University; University of California, San Diego; Stanford University; University of Toronto

[American Journal of Comparative Law](#) (executive editorial board); [American Journal of Legal History](#); [European Journal of Law and Economics](#); [German Law Journal](#) (executive editorial board); [International Criminal Justice Review](#); [International Theory](#); [Journal of Private International Law](#); [Law & Social Inquiry](#); [Maastricht Journal of European and Comparative Law](#);

[Rebels Zeitschrift für Ausländisches und Internationales Privatrecht](#); [Rechtswissenschaft](#);  
[Stellenbosch Law Review](#); [University of Toronto Law Journal](#)

Ashgate Publishers; Aspen Publishers, Cambridge University Press; Oxford University Press;  
Routledge; Springer

[Alexander von Humboldt Foundation](#), [American Academy in Berlin](#); [Canada Council for the Arts](#);  
[European Research Council](#); [Fritz Thyssen Foundation](#), [German-Israeli Foundation for Scientific  
Research and Development](#); [Hague Institute for the Internationalization of Law](#); [Holberg  
Memorial Prize Committee](#); [Marsden Fund](#), [Swiss National Science Foundation](#)

### **Membership in Professional Associations**

[Académie internationale de droit comparé](#) (elected associate member); [American Branch of the  
International Law Association](#); [American Law Institute](#); [American Society of Comparative Law](#);  
[American Society of International Law](#); [American Society for Political and Legal Philosophy](#);  
[Gesellschaft für Rechtsvergleichung](#) [German Society of Comparative Law] (corresponding  
member); [German Society for International Law – Deutsche Gesellschaft für Völkerrecht](#);  
Wissenschaftliche Vereinigung für Internationales Verfahrensrecht [Academic Association for  
International Procedural Law]; [Selden Society](#); [Société de Législation Comparée](#) (French Society  
of Comparative Law); [Zivilrechtslehrervereinigung](#)

### **Service**

#### **Duke University School of Law:**

Director, [Center for International and Comparative Law](#) (2007-9)

Director and Co-Director, [JD/LLM Program in International and Comparative Law](#) (2003-7)

Member, Executive Board, [LENS Center for Law, Ethics and National Security](#) (since 2008)

Faculty Advisor, [Duke Journal of Comparative and International Law](#) (since 2006)

Entry-Level Appointments Committee (2007-09); International and Comparative Legal Studies  
Committee (since 2002, chair 2003-4); Journals Committee (2006-7); Curriculum Committee  
(2006-7); Administrative Committee (2004-5); Workshop Committee (2002-4, 2011-12); ad hoc  
JD/LLM review subcommittee (2014, chair); Visitors Committee (2013-2015)

*Dean's Award for Faculty Collaboration* (2004)

#### **Duke University:**

[Duke University Judicial Board](#) (2007-2010); Advisory Committee, [DUCIS Duke University  
Center for International Studies](#) (since 2007); [Academic Council](#) (2003-5); Faculty Hearing  
Committee (2003-4)

#### **Discipline:**

##### **American Law Institute**

[Member](#) (since 2015)

Adviser, [Restatement Fourth, The Foreign Relations Law of the United States](#) (2013-17)

Adviser, [Restatement Third, Conflict of Laws](#) (since 2015)

**American Association of Law Schools: Section on Comparative Law** (Executive Committee  
2006-08, chair 2008)

**American Society of Comparative Law:** Chair, Programming Committee (2011-15); Member,  
Nominating Committee (2008), Oversight Committee (since 2016); American Journal of  
Comparative Law: Executive Editorial Board (since 2006)

**American Society of International Law:** [Private International Law Interest Group](#) (Co-Chair,  
2011-14)

[International Law Association](#), Study Group on the Application of International Law by Domestic Courts, member (since 2011)

World Bank, Doing Business Group, Advisory Group (member since 2010)

### **Supervision of Doctoral Students**

#### **As chair and supervisor:**

[Jie \(Jeanne\) Huang](#) (now Senior Lecturer, University of New South Wales), *Recognition and Enforcement of Judgments between Mainland China, Hong Kong and Macau: A Multilateral Arrangement for Interregional Conflicts* (2010), chair and supervisor

Published as [JIE HUANG, INTERREGIONAL RECOGNITION AND ENFORCEMENT OF CIVIL AND COMMERCIAL JUDGMENTS—LESSONS FOR CHINA FROM US AND EU LAW](#) (Hart, 2014)

Rasmus Goksoer, *Scandinavian Private Law: Nationalism Realism and Instrumentalism* (2014)

#### **As committee member:**

[Christopher A. Whytock](#) (now Professor, University of California at Irvine), *Domestic Courts and Global Governance: The Politics of Private International Law* (2007), PhD Duke (Political Science), committee member (chair: Bruce Jentleson)

Sagi Peari, *The Choice-Based Perspective of Choice-of-Law* (2013) University of Toronto, committee member (chair: Ernest J. Weinrib)

Dian Abdul Hamed Shah, *Constitutionalizing Religion and Religious Freedom: A Comparative Study of Indonesia, Malaysia, and Sri Lanka* (2014), committee member (chair: Donald Horowitz),

Steve Kourabas, committee member (chair: Lawrence Baxter)

Corinne Blalock, PhD Duke (chair: Michael Hardt)

Elad Gil (chair: Madeline Morris)

### **Languages**

German, English, French, Spanish, Latin

### **Publications and Presentations**

Author of a book, co-editor of two books and three journal special issues; author of articles and book reviews in various American and European publications (see separate list).

*Duke Law Faculty Scholarship award (2007)*

Invited Academic Presentations, in English, German, and French, given in Argentina, Belgium, Brazil, Canada, Colombia, England, Finland, France, Germany, Hungary, Israel, Italy, Japan, Lebanon, Netherlands, Scotland, Singapore, Spain, Switzerland, Taiwan, and United States (see separate list)

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### Publications and Select Presentations (as of March 2017)

#### Books, Monographs, and Edited Volumes

CONTRACTS AND PRIVATE INTERNATIONAL LAW (ed.), Elgar (in progress)

OXFORD HANDBOOK OF PRIVATE INTERNATIONAL LAW (ed. with Mary Keyes), Oxford University Press (in progress)

[LIBER AMICORUM KLAUS SCHURIG](#) (ed. with Dennis Solomon), Munich, Sellier, 2012, x + 323 pp.

**Reviews:** Gerhard Koebler, [2 ZEITSCHRIFT INTEGRATIVER EUROPÄISCHER RECHTSGESCHICHTE \(2012\)](#); Mirjam Lubrich, (2013) ZEITSCHRIFT FÜR DAS PRIVATRECHT DER EUROPÄISCHEN UNION 56-57 (2013); Rembert Süß, 2013 ZERB—ZEITSCHRIFT FÜR STEUER- UND ERBRECHTSPRAXIS 310-311

*Symposium: Legal Origins Thesis, Doing Business Reports, and Comparative Law* (special editor), 57:4 AMERICAN JOURNAL OF COMPARATIVE LAW 765-876 (2009)

#### [CICLOPS – DUKE LAW CENTER FOR INTERNATIONAL STUDIES OCCASIONAL PAPERS](#)

[ISSUE 1 \(JUNE 2009\): THE ANNUAL HERBERT L. BERNSTEIN MEMORIAL LECTURE IN COMPARATIVE LAW: THE FIRST SIX YEARS 2002-2007](#) (ed. with Stephen Bornick and Jonathan White), xii + 130 pp.

[BEYOND THE STATE: RETHINKING PRIVATE LAW](#) (editor with Nils Jansen), Mohr/Siebeck, Tübingen, 2008, XII, 422 pp.

**Reviews:** Thomas M.J. Möllers, 19 ZEITSCHRIFT FÜR EUROPÄISCHES PRIVATRECHT 225-227 (2011); Andrea Zoppini, 74 BANCA, BORSA TITOLI DI CREDITO Issue 1 (2011); Filippo Ranieri, 77 Rabels Zeitschrift für ausländisches und internationales Privatrecht 667-670 (2013)

*Special Symposium Issue: "Beyond the State? Rethinking Private Law"* (special editor with Nils Jansen), 56:3 AMERICAN JOURNAL OF COMPARATIVE LAW 527-843 (2008)

**Review:** Ewoud Hondius, 2008 NEDERLANDS TIJDSCHRIFT VOOR BURGERLIJK RECHT 439-440

[TRANSDISCIPLINARY CONFLICT OF LAWS](#) (special editor with Karen Knop and Annelise Riles), 71:3 LAW AND CONTEMPORARY PROBLEMS (Summer 2008), 349 pp.

[CONFLICT OF LAWS IN A GLOBALIZED WORLD](#) (editor with Eckart Gottschalk, Giesela Rühl, Jan von Hein), Cambridge University Press, 2007, 318 pp; paperback ed. 2011

**Reviews:** [David P. Stewart, 79 ABILA NEWSLETTER 6-7 \(January 2008\)](#); Bénédicte Fauvarque-Cosson, (2008) REVUE INTERNATIONALE DE DROIT COMPARÉ 787-788; [Zolomphi Nkowanji, 34 COMMONWEALTH LAW BULLETIN 721-724 \(2008\)](#); [Peter Hay, 73 RABELS ZEITSCHRIFT FÜR AUSLÄNDISCHES UND INTERNATIONALES PRIVATRECHT 167-174 \(2009\)](#)

[EU LAW AS PRIVATE INTERNATIONAL LAW? RE-CONCEPTUALISING THE COUNTRY-OF-ORIGIN PRINCIPLE AS VESTED RIGHTS THEORY](#), ZERP Discussion Paper 5/2006, 51 pp.

[SACHZUORDNUNG DURCH KAUFVERTRAG. KONSENSPRINZIP, TRADITIONSPRINZIP, IUS AD REM IN GESCHICHTE, THEORIE UND GELTENDEM RECHT](#) [Assigning Ownership through Contracts of Sales. Consent, Delivery, *ius ad rem* in History, Theory, and Current Law], Berlin: Duncker & Humblot, 2002, 474 pp.

Cited in *Dream Supreme Properties IICC v. Nedcor Bank Ltd.* (Supr. Ct. of Appeal of South Africa, 2005), [2007] ZASCA 8

**Review Article:** J. Michael Rainer, Die Sinnhaftigkeit der historisch-rechtsvergleichenden Methode—Grundsätzliche Bemerkungen zu Ralf Michaels, Sachzuordnung durch Kaufvertrag (2003), in Johannes Michael Rainer and Erik van den Houte (eds), [LIBER AMICORUM DAVID PUGSLEY](#) 91-125 (Bruylant 2013)

**Reviews:** Roland Dubischar, 11 ZEITSCHRIFT FÜR EUROPÄISCHES PRIVATRECHT 229-233 (2003); [Wolfgang Ernst](#), 72 THE LEGAL HISTORY REVIEW (TIJDSCHRIFT VOOR RECHTSGESCHIEDENIS) 145-151 (2004); Christian Neschwara, 45 ZEITSCHRIFT FÜR RECHTSVERGLEICHUNG 37 (2004); [Astrid Stadler](#), 72 RABELS ZEITSCHRIFT FÜR AUSLÄNDISCHES UND INTERNATIONALES PRIVATRECHT 423-432 (2008); [Hans Wieling](#), 120 ZEITSCHRIFT FÜR RECHTSGESCHICHTE (GERMANISTISCHE ABTEILUNG) 480-491 (2003)

## Book Contributions

Entries in [Elgar Encyclopedia of Private International Law](#) (Jürgen Basedow, Giesela Rühl, Franco Ferrari, Pedro Alberto de Miguel Asensio eds., Elgar, forthcoming, 2017)

*Comparative Law and Private International Law  
Jurisdiction, Foundations  
Story, Joseph  
Waechter, Carl Georg von*

[Law and Recognition—Towards a Relational Concept of Law](#), in IN PURSUIT OF PLURALIST JURISPRUDENCE (Nicole Roughan & Andrew Halpin eds., Cambridge University Press, forthcoming)

*Transnational Law and Comparative Law*, In OXFORD HANDBOOK OF TRANSNATIONAL LAW (Peer Zumbansen ed., Oxford University Press, forthcoming)

[Zugangsschranken—Zur Nichtrezeption der Systemtheorie in den USA](#), in [PRIVATRECHTSTHEORIE HEUTE](#) 238-267 (Michael Grünberger and Nils Jansen eds., Mohr, 2017)

*Religiöse Rechte und Postsäkulare Rechtsvergleichung*, in [ZUKUNFTSPERSPEKTIVEN DER RECHTSVERGLEICHUNG](#) (Reinhard Zimmermann ed.) 39-102 (Mohr, 2016)

[What is Non-State Law? A Primer](#), in [NEGOTIATING STATE AND NON-STATE LAW: THE CHALLENGES OF GLOBAL AND LOCAL LEGAL PLURALISM](#) 41-58 (Michael Helfand ed., Cambridge University Press, 2015)

*Preamble I: Purposes, legal nature, and scope of the PICC; applicability by courts; use of the PICC for the purpose of interpretation and supplementation and as a model*, in [COMMENTARY ON THE UNIDROIT PRINCIPLES OF INTERNATIONAL COMMERCIAL CONTRACTS \(2010\)](#) 31-109 (Stefan Vogenauer ed., Oxford University Press, 2<sup>nd</sup> ed, 2015)

**Reviews:** Eric Clive, 20 EDINBURGH LAW REVIEW 249-251 (2016); Eckart Brödermann, [2016] INTERNATIONAL TRADE LAW & REGULATION 130-133

*Post-Critical Private International Law: From Politics to Technique*, in [PRIVATE INTERNATIONAL LAW AND GLOBAL GOVERNANCE](#) 54-67 (Diego Fernández Arroyo and Horatia Muir Watt eds, Oxford University Press, 2014)

*Non-State Law in the Hague Principles on Choice of Law in International Commercial Contracts*, in: [VARIETIES OF EUROPEAN ECONOMIC LAW AND REGULATION—ESSAYS IN HONOUR OF HANS MICKLITZ](#) 43-69 (Kai Purnhagen and Peter Rott eds., Springer 2014)

Republished in *CONTRATOS INTERNACIONALES* 153-186 (Diego P. Fernández Arroyo & José Antonio Moreno Rodríguez eds., 2016)

*Roles and Role Perceptions in International Commercial Arbitration*, in [INTERNATIONAL ARBITRATION AND GLOBAL GOVERNANCE—CONTENDING THEORIES AND EVIDENCE](#) 47-73 (Walter Mattli & Thomas Dietz eds., Oxford University Press, 2014, paperback 2017).

*On Liberalism and Legal Pluralism*, in [TRANSNATIONAL LAW—RETHINKING LAW AND LEGAL THINKING](#) 122-142 (Maduro, Tuori, Sankari eds, Cambridge University Press, 2014, paperback 2016)

*Was ist nichtstaatliches Recht? Eine Einführung* [What is Non-State Law? An Introduction], in [TRANSNATIONALES RECHT – STAND UND PERSPEKTIVEN](#) 39-56 (Graf-Peter Calliess ed., Tübingen: Mohr Siebeck, 2014).

*European Class Actions and Applicable Law* (with Hannah Buxbaum), in [CROSS-BORDER CLASS ACTIONS—THE EUROPEAN WAY](#) 111-141 (Arnaud Nuyts ed., Sellier, 2013)

*Globalisation and Law: Law Beyond the State*, in [LAW AND SOCIAL THEORY](#) 287-303 (Reza Banakar & Max Travers eds, Hart, 2<sup>nd</sup> ed, 2013)

*„One Size Can Fit All“ – Some Heretical Thoughts On Mass Production of Legal Transplants*, in [ORDER FROM TRANSFER—COMPARATIVE CONSTITUTIONAL DESIGN AND LEGAL CULTURE](#) 56-78 (Günter Frankenberg ed., Elgar, 2013)

Spanish Translation in „Derecho comparado crítico“ (Nuevo Pensamiento Jurídico, Siglo del Hombre/Universidad de los Andes, Bogotá, forthcoming)

*Make or Buy – A Public Market for Legal Transplants?*, in [REGULATORY COMPETITION IN CONTRACT LAW AND DISPUTE RESOLUTION](#) 27-41 (Horst Eidenmüller ed., Beck / Hart / Nomos, 2013)

*Why We Have No Theory Of European Private Law Pluralism*, in [PLURALISM AND EUROPEAN PRIVATE LAW](#) 139-159 (Leone Niglia ed., Hart, 2013)

*Die Struktur der kollisionsrechtlichen Durchsetzung einfach zwingender Normen*, in [LIBER AMICORUM KLAUS SCHURIG](#) 191-210 (Ralf Michaels & Dennis Solomon eds., Munich, Sellier 2012)

*Rollen und Rollenverständnis im transnationalen Privatrecht* (Roles and Role Perceptions in Transnational Private Law), in Bardo Fassbender, Christiane Wendehorst, Erika de Wet, Anne Peters, Ralf Michaels, Christian Tietje, Hanno Merkt, Friedl Weiss, Jan von Hein, *PARADIGMEN IM INTERNATIONALEN RECHT—IMPLIKATIONEN DER WELTFINANZKRISE FÜR DAS INTERNATIONALE RECHT*, [45 BERICHTE DER DEUTSCHEN GESELLSCHAFT FÜR VÖLKERRECHT](#) 175-227 (2012)

*Recognition and Enforcement of Foreign Judgments*, in VIII [THE MAX PLANCK ENCYCLOPEDIA OF PUBLIC INTERNATIONAL LAW](#) 672 (Rüdiger Wolfrum, ed., 2012).

Also [online](#) at [www.mpepil.com](http://www.mpepil.com) (2009)



Entries in [MAX PLANCK ENCYCLOPEDIA OF EUROPEAN PRIVATE LAW](#) (Jürgen Basedow, Klaus Hopt, Reinhard Zimmermann eds., Oxford University Press, 2012)

'*Acquisition of Ownership from a Non-Owner*', pp. 15-18

'*Comparative Law*', pp. 298-302

'*Legal Culture*', pp. 1060-1064

'*Property*', pp. 1373-1376

'*Restatements*', 1466-1470

[Jurisdiction and Choice of Law in International Antitrust Law – A US Perspective](#) (with Hannah Buxbaum), in [INTERNATIONAL ANTITRUST LITIGATION: CONFLICT OF LAWS AND COORDINATION](#) 225-244 (Jürgen Basedow, Stéphanie Francq & Laurence Idot eds., 2012)

Reviews: Donald Earl Childress III, 61 AMERICAN JOURNAL OF COMPARATIVE LAW 461-466 (2013); Andreas Heinemann, 77 RABELS ZEITSCHRIFT FÜR AUSLÄNDISCHES UND INTERNATIONALES PRIVATRECHT 388-392 (2013)

[The Functionalism of Legal Origins](#), in [DOES LAW MATTER? ON LAW AND ECONOMIC GROWTH](#) 21-39 (100 IUS COMMUNE EUROPAEUM, Michael Faure & Jan Smits eds, 2011)

Review: E.H. Hondius, 29 NEDERLANDS TIJDSCHRIFT VOOR BURGERLIJK RECHT 65-66 (2012)

[Of Islands and the Ocean: The Two Rationalities of European Private Law](#), in [FOUNDATIONS OF EUROPEAN PRIVATE LAW](#) 139-158 (Roger Brownsword, Leone Niglia & Hans-Wolfgang Micklitz eds., Hart 2011)

[Global Problems in Domestic Courts](#), in [THE LAW OF THE FUTURE AND THE FUTURE OF LAW](#) 167-177 (Sam Muller, Stavros Zouridis, Morly Frishman and Laura Kistemaker eds.), (Oslo: Torkel Opsahl, 2011)

[Empagran's Empire: The Territorial Scope of Statutes in a Post-Territorial World](#), in [THE U.S. SUPREME COURT AND INTERNATIONAL LAW: CONTINUITY OR CHANGE?](#) 533-546 (David L. Sloss, Michael D. Ramsey and William S. Dodge eds., Cambridge University Press, 2011)

[Conflict of Norms or Conflict of Laws?: Different Techniques in the Fragmentation of Public International Law](#) (with Joost Pauwelyn), in [MULTI-SOURCED EQUIVALENT NORMS IN INTERNATIONAL LAW](#) 19-44 (Tomer Broude & Yuval Shany eds., Hart, 2011)

Republished in 22 DUKE JOURNAL FOR INTERNATIONAL AND COMPARATIVE LAW 349-376 (2012)

**Review:** Filippo Fontanelli, 23 EUROPEAN JOURNAL OF INTERNATIONAL LAW 597-604 (2012)

Entries in [HANDWÖRTERBUCH DES EUROPÄISCHEN PRIVATRECHTS](#) (Jürgen Basedow, Klaus Hopt, Reinhard Zimmermann eds., Tübingen: Mohr/Siebeck, 2009)

online: <http://hwb-eup2009.mpipriv.de>

'*Eigentum*', Vol. I, pp. 358-362

'*Erwerb vom Nichtberechtigten*,' Vol. I, pp. 451-454

'*Rechtskultur*,' Vol. II, pp. 1255-1259

'*Rechtsvergleichung*,' Vol. II, pp. 1265-1269

'*Restatements*,' Vol. II, pp. 1295-1299

[Preamble I: Purposes, legal nature, and scope of the PICC; applicability by courts; use of the PICC for the purpose of interpretation and supplementation and as a model](#), in [COMMENTARY ON THE UNIDROIT PRINCIPLES OF INTERNATIONAL COMMERCIAL CONTRACTS \(2004\)](#) 21-80 (Stefan Vogenauer & Jan Kleinheisterkamp eds., Oxford University Press, 2009)

**Reviews:** Michael Joachim Bonell, 2009 UNIFORM LAW REVIEW 415-417; Ewoud Hondius, 2009 NEDERLANDS TIJDSCHRIFT VOOR BURGERLIJK RECHT 275-276 (2009); Ewoud Hondius, EUROPEAN



REVIEW OF PRIVATE LAW 745-748 (2009); Nils Jansen, 2009 JURISTENZEITUNG 1008-9; Olaf Meyer, 18 ZEITSCHRIFT FÜR EUROPÄISCHES PRIVATRECHT 223-224 (2010); Lars Gorton, [2010] ERHVERVSJURIDISK TIDSSKRIFT (Journal of Business Law) 65-70; David Milman, 21 INTERNATIONAL COMPANY AND COMMERCIAL LAW REVIEW 176 (2010); Christiana Fountoulakis, 11 EUROPEAN JOURNAL OF LAW REFORM 535-536 (2009); Djakhongur Saidov, 14 EDINBURGH LAW REVIEW 524-526 (2010); Nicole Kornet, 19 MAASTRICHT JOURNAL OF EUROPEAN AND INTERNATIONAL LAW 93-96 (2012)

*Private Law and the State. Comparative Perceptions, Historical Observations, and Basic Problems* (with Nils Jansen), in [BEYOND THE STATE? RETHINKING PRIVATE LAW](#) 15-67 (Nils Jansen & Ralf Michaels eds., 2008) (republished from 71 RABELS ZEITSCHRIFT FÜR AUSLÄNDISCHES UND INTERNATIONALES PRIVATRECHT 345-397 [2007])

*Private Law Beyond the State. Europeanization, Globalization, Privatization* (with Nils Jansen), in [BEYOND THE STATE? RETHINKING PRIVATE LAW](#) 69-118 (Nils Jansen & Ralf Michaels eds., 2009) (republished from 54 AMERICAN JOURNAL OF COMPARATIVE LAW 845-892 [2006])

*Die europäische IPR-Revolution: Regulierung, Europäisierung, Mediatisierung* (The European Choice-of-Law Revolution: Regulation, Europeanization, Mediatization), in [DIE RICHTIGE ORDNUNG: FESTSCHRIFT FÜR JAN KROPHOLLER](#) 151-173 (Dietmar Baetge, Jan von Hein, Michael von Hinden eds., Tübingen: Mohr, 2008)

**Reviews:** Ewoud Hondius, 2009 NEDERLANDS TIJDSCHRIFT VOOR BURGERLIJK RECHT 110-112; Louis d'Avout, 98 REVUE CRITIQUE DE DROIT INTERNATIONAL PRIVÉ 633-637

*Systemfragen des Schuldrechts* (Systemic Issues in the Law of Obligations), in [II HISTORISCH-KRITISCHER KOMMENTAR ZUM BGB](#) (Historical-Critical Commentary on the German Civil Code) 1-97 (Mathias Schmoeckel, Joachim Rückert, Reinhard Zimmermann ed., Tübingen: Mohr, 2007)

**Reviews:** Werner Schubert, 2008 JURISTISCHE RUNDSCHAU 174; Gerhard Dilcher, 96 VIERTELJAHRESSCHRIFT FÜR SOZIAL- UND WIRTSCHAFTSGESCHICHTE 228-231 (2009)

*Retour aux sources? Droit et politiques des sources du droit contemporain aux Etats-Unis* [Back to the Sources? Law and Politics of Sources of Contemporary American Law], in [LES SOURCES DU DROIT: ASPECTS CONTEMPORAINS](#) 97-112 (Société de législation comparée & Cedroma eds., 2007)

*Some Fundamental Jurisdictional Conceptions as Applied in Judgment Conventions*, in [CONFLICT OF LAWS IN A GLOBALIZED WORLD](#) 29-62 (Eckart Gottschalk, Ralf Michaels, Giesela Rühl, Jan von Hein eds., Cambridge University Press, 2007)

*Globalizing Savigny? The State in Savigny's Private International Law and the Challenge from Europeanization and Globalization*, in [AKTUELLE FRAGEN POLITISCHER UND RECHTLICHER STEUERUNG IM KONTEXT DER GLOBALISIERUNG](#) 119-144 (Michael Stolleis & Wolfgang Streeck eds, Baden-Baden: Nomos, 2007)

Republished in *I PRIVATE INTERNATIONAL LAW AND PUBLIC LAW* 320-344 (Horatia Muir Watt ed., Edward Elgar 2015)

*The Functional Method of Comparative Law*, in [THE OXFORD HANDBOOK OF COMPARATIVE LAW](#) 339-382 (Mathias Reimann & Reinhard Zimmermann eds., Oxford University Press, 2006, revised paperback ed. 2008)

Russian translation: [Функциональный метод сравнительного правоведения](#), in 10 ВЕСТНИК ГРАЖДАНСКОГО ПРАВА ("Herald of Civil Law") 242-297 (2010)

Arabic translation: AL-MANHAJ AL-WAZ İFİLİ-L-QAÑUN AL-MUQARAN, IN KITĀB UKSFURD LI-L-QAÑUN AL-MUQARAN [Oxford Handbook of Comparative Law] 515-579 (Mathias Reimann & Reinhard Zimmermann eds, Beirut: al-shabaka al-carabiyya li-l-abhāth wa-l-nashr [Arab Network for Research and Publishing] 2010)

Ukrainian translation: ФУНКЦІОНАЛЬНИЙ МЕТОД ПОРІВНЯЛЬНОГО ПРАВА, in 1 ПОРІВНЯЛЬНЕ ПРАВОЗНАВСТВО 189-228 (2012)

[\*Two Economists, Three Opinions? Economic Models for Private International Law – Cross-Border Torts as Example\*](#), in [AN ECONOMIC ANALYSIS OF PRIVATE INTERNATIONAL LAW](#) 143-184 (Jürgen Basedow, Toshiyuki Kono & Giesela Rühl eds., Tübingen: Mohr, 2006)

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### **Conferences, Workshops, and Panels Organized**

Idea Stream “Local prosperity and global sustainability”, [Meridian 180 2<sup>nd</sup> Annual Global Summit: Rise of Inward-Looking Societies: New Models of Cooperation](#), Brussels, May 19-21, 2017

[Internationalizing the New Conflicts Restatement](#) (with Christopher A. Whytock), Duke Law School, November 4-5, 2016

Hot Topics Panel on Police Violence, Annual Meeting, American Society of Comparative Law, Southern Methodist University, Dallas, Oct 1-3, 2015

Hot Topics Panel on Privacy, Surveillance and Transparency in the Age of Big Data, [Annual Meeting, American Society of Comparative Law](#), University of Arkansas at Little Rock, October 12, 2013

What is Private International Law?, Panel, Annual Meeting of the American Society of International Law, Washington DC, April 5, 2013

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[Private Law Theory](#) (with Fernanda Nicola), American University, Washington DC, July 28, 2010

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## Select Presentations

[Banning Burgas—A View from Postsecular Comparative Law](#) (Herbert Bernstein Memorial Lecture), Durham NC, March 2, 2017

Workshop Presenter, *Legal Unification—Form and Substance*, Conference: The Future of Commercial Law—Ways Forward for Harmonisation, Durham UK, Feb 28, 2017

Workshop Presenter, *Private International Law as the Ethics of Engaging the Other*, workshop: Unity in Diversity in PIL, Aberdeen, Feb 27, 2017

Keynote Speaker, *Private International Law as the Ethics of Engaging the Other*, Conference: Private International Law—Embracing Diversity, Edinburgh, Feb 24, 2017

Workshop Presenter, Law and Recognition—Towards a Relational Concept of Law, Edinburgh, Feb 23, 2017

Keynote Speaker, *Legal Unification—Form and Substance*, Conference: Conversations on Convergence, Singapore Management University, December 8, 2016

Workshop Presenter, *Postsecular Comparative Law*, National University of Singapore, December 7, 2016

Panelist, “Who’s Afraid of Non-State Law?” Annual Conference of the Asociación Americana de Derecho Privado, Buenos Aires, November 10, 2016

Presenter, *Postsecular Comparative Law*, Transpacific Roundtable on Comparative Constitutional Law, University of Washington, Seattle, October 29, 2016

Presenter, *Comparative Law and Human Rights*, Workshop on Foundations of Human Rights Law, Michigan Law School, October 8, 2016

Presenter, *Postsecular Comparative Law*, International and Comparative Law workshop, Harvard Law School, September 28, 2016

Keynote Speaker, *The Global Legal System*, Conference: Philosophical Foundations of Global Law, Cartagena de Indias, Colombia, August 25, 2016

Presenter, *Does Brexit Spell the End of Transnational Law?*, Conference: Jessup’s Bold Proposal, King’s College London, July 1, 2016

Presenter, *Comparative Law and Transnational Law*, Law and Society Annual Meeting, New Orleans, June 3, 2016

Presenter, *Comparative Advantages in Legal Education and Practice*, Conference: European Regulatory Private Law—Autonomy, Competition and Regulation in European Private Law, European University Institute, Fiesole, May 26, 2016

Presenter, *Zugangsschranken—Rezeptionsprobleme der Systemtheorie in der US-amerikanischen Rechtslehre* [Access barriers—Reception Problems of Systems Theory in US Legal Theory], workshop Perspektiven deutscher Privatrechtstheorie, Münster, February 11, 2016

Keynote Speaker: *Religiöse Rechte und Postsäkulare Rechtsvergleichung* (Religious Laws and Postsecular Comparative Law), Symposium in Honor of Hein Kötz: Zukunftsfragen der Rechtsvergleichung, Max Planck Institute for Comparative Law and Private International Law, Hamburg, November 26, 2015

Presenter, *Jurisdiction (foundations)*, conference ‘Convergence or Divergence of EU and US Private International Law, New York University, October 26, 2015

Keynote Speaker, *Conflicts Justice*, and Presenter (with Corinne Blalock), *Contract as Neoliberal Law Reform*: Conference: Transnational Law & Social Justice, London School of Economics, June 26-27, 2015

Presenter, *Non-State Law in Private International Law*, Aktuelle Stunde, Max Planck Institute for Comparative Law and Private International Law, Hamburg, June 2015

Presenter, *Legal Transplants: A Primer*, Conference: Constitutional Migration and Transjudicialism beyond the North Atlantic, Hannover, June 3-6, 2015

Presenter, *State Law as Transnational Law*, Conference: Transnational Ordering of Private Law and Business Regulation, University of California at Irvine, May 13-14, 2015

Presenter, *A New Restatement of Foreign Relations—The End of the Justizkonflikt?*, Annual Conference, German-American Lawyers Association, Frankfurt, Mar 27, 2015

Presenter, *The Global Paradigm—The Mind and the Method*, SciencesPo, Paris, Mar 6, 2015

Presenter, *Law and Recognition-Towards a Relational Concept of Law*, Conference: In Pursuit of Pluralist Jurisprudence, National University of Singapore, Feb 6, 2015

Commentator on a paper by Ron Brand, 2015 North Carolina Journal of International Law and Commercial Regulation Symposium, University of North Carolina at Chapel Hill, Jan 30, 2015

Workshop Presenter, *On Liberalism and Legal Pluralism*, Legal Theory Workshop, University of Toronto, Sep 19, 2014

Presenter, *Choosing my Religion—Religious Law as Object and Constraint on Party Autonomy*, Conference: (Not) Outside My Culture: The paradoxes of personal autonomy in a plural society, Max Planck Institute for Social Anthropology, May 26-28, 2014

Presenter, *The Unidroit Principles as a Background Law*, Conference: 20 Years of Unidroit Principles of International Commercial Contracts: Experiences and Prospects, Unidroit, Rome, May 10, 2014

Workshop Presenter, *On Liberalism and Legal Pluralism*, Boston College of Law, April 11, 2014

Panelist, Principles on the Engagement of Domestic Courts with international Law, Joint Conference ILA-ASIL, Washington, DC, April 8, 2014

Presenter, *On Liberalism and Legal Pluralism*, Law and Globalization Seminar, Yale Law School, April 1, 2014

Presenter, *Post-Critical Private International Law: From Politics to Technique*, IILJ Colloquium, New York University, New York, March 25, 2014

Presenter, *Party Autonomy in Private International Law-A New Paradigm without a Solid Foundation*, Research Seminar: New Directions in Private International Law, Cornell Law School, February 28, 2014

Workshop presenter, *Globalization and Law: Law Beyond the State*, Tokyo University, June 10, 2013

Speaker, *What is Non-State Law?*, Kyushu University, June 7, 2013

Speaker, *Rethinking the UNIDROIT Principles*, Doshisha University, Kyoto, June 5, 2013

Speaker, *Conflict of Laws or Conflict of Norms?*, Nagoya University, June 4, 2013

Keynote Speaker, *Party Autonomy in Private International Law—A New Paradigm without a Solid Foundation?*, [126th Conference of the Private International Law Association of Japan](#), Chuo University, June 2, 2013

Presenter, *On Liberalism and Legal Pluralism*, [ASIL Workshop: The Rise of Non-State Law](#), Washington DC, May 2, 2013

Presenter, *Martti in Private. On the Absence of Private International Law in Martti Koskenniemi's Work*, [Conference: Engaging the Writings of Martti Koskenniemi](#), April 12, 2013, Temple University

Participant, Constitutional Law Schmooze, December 7, 2012, Princeton University

Panel organizer and chair, Protected Privacy Data Conference, Durham, NC, November 29, 2012

Speaker, *Was ist Recht jenseits des Staates?* (What Is Law Beyond the State?), Bremen University, October 11, 2012

Presenter, *Rethinking the UNIDROIT Principles of International Commercial Contracts*, [Conference: Stateless Law? The Future of the Discipline](#), McGill Faculty of Law, Montreal, September 28, 2012

Presenter, *Global Conflicts*, Workshop on Comparison and Comparability of Legal Cultures, Max Planck Institute for Social Anthropology, Halle, September 13, 2012

Chair and General Reporter, Panel: Soft codification of private law, Codification—Thematic Congress of the International Academy of Comparative Law, National Taiwan University, Taipei, May 26, 2012

Speaker, *European Legal Culture—Critical Perspectives*, University of Torino, May 7, 2012

Presenter, *Global Class Actions – The Applicable Law*, Conference on Class Actions – The European Way, Brussels, April 27, 2012

Participant, ILA working group on Engaging with International law, meeting in Amsterdam, March 16-17, 2012

Panelist, Panel on The Beginning of Humanity: A Discussion Panel on When Personhood Begins, Duke Law School, February 23, 2012

Presenter, *Is the New Lex Mercatoria Customary? And if not, so what?*, Seminar: Customs, Duke Law School, February 11, 2012

Presenter, *Code vs Code? Images of Code in the French Resistance to European Codification*, Conference: Private Law and Nationalism, Amsterdam University, February 3, 2012

Presenter, *Post-Critical Private International Law: From Politics to Technique*, Lecture series: Private International Law as Global Governance (PILAGG), SciencesPo, Paris, December 8, 2011

Public Lecture, [Dreaming Transnational Law](#), London School of Economics, November 17, 2011

Workshop Presenter, *Of Islands and the Ocean – The Two Rationalities of European Private Law*, Comparative Law Discussion Group, Oxford University, November 3, 2011

Presenter, *Conflict of Laws, lex mercatoria and International Public Goods*, Symposium: Global Public Goods and the Plurality of Legal Orders, European University Institute Florence, October 24, 2011

Presenter, *Post-Critical Private International Law: From Politics to Technique*, Workshop: Conflicts Law on Trial, Locom, October 18, 2011

Presenter, *Make or Buy? A New Look at Legal Transplants*, Workshop: Law as a Product, Center for Advanced Studies, Munich, October 14, 2011

Presenter, *Make or Buy? A New Look at Legal Transplants*, Workshop: Order from Constitutional Transfer – Problems and Projects of Comparative Constitutional Studies, Bad Homburg, September 31, 2011

Presenter, *Of Islands and the Sea: The Two Rationalities of European Private Law*, Aktuelle Stunde, Max Planck Institute for Comparative Law and Private International Law, Hamburg, June 29, 2011

Invited Participant, Law of the Future Forum (closed workshop), Hague Institute for the Internationalisation of Law, The Hague, June 23, 2011



Commentator, workshop: Transnational Commercial Law: Private Rules and Public Interests (commenting on a paper by Hugh Collins), London School of Economics, June 17, 2011

Commentator, workshop: The Interpretation, Application and Enforcement of International Law (commenting on a paper by Lisa Conant), Temple University, May 13, 2011

Keynote Speaker, *What Private International Law is About*, Journal of Private International Law Conference, Milan, April 15, 2011

Keynote Speaker, *Rollen und Rollenverständnisse im Internationalen Recht – Privatrechtliche Aspekte (The Roles of Scholars and Practitioners in International Law – Private Law Aspects)*, Biannual Conference, German Society of International Law, Cologne, March 31, 2011

Keynote Speaker, *Neocolonialism in European Private Law? Lessons from the legal pluralism debate*, Conference: Pluralism and European Private Law, Exeter, March 25 (paper presented in absentia)

Panelists, *Legal Origins, Doing Business and Rule of Law Indicators: The Economic Evaluation of Legal Systems*, Annual Conference of the American Society of International Law, Washington, DC, March 24, 2011

Panelist, *Comparing Law: Debates on Method* (with Pierre Legrand), Duke Law School, February 16, 2011

Panelist, CICL-CLRP Scholarship Roundtable: Challenges to Democracy in Divided Societies, Duke Law School, January 29, 2011

Panelist, *Beyond the State? Comparative Approaches to Group Political Identity in the Age of the Transnational*, (with Karen Knop and Annelise Riles), AALS Annual Meeting, San Francisco, January 8, 2011

Seminar presenter, *The Mirage of Nonstate Governance*, University of Minnesota, November 22, 2010

Panelist, National Law in a Global Context, Symposium LAPA 10 year anniversary, Princeton University, October 22, 2010

Commentator, Roundtable: Law Beyond Borders: Jurisprudence for a Hybrid World, Temple University, October 8, 2010

Faculty Roundtable Discussant, University of Pennsylvania School of Law, *Why Law and Economics Succeeded in the United States and Failed (Almost) Everywhere Else*, Philadelphia, September 28, 2010

Keynote speaker, *Against Legal Pluralism*, Annual Conference of Centre of Excellence in Foundations of European Law and Polity Research: “Rethinking Legal Thinking,” Helsinki University, August 27, 2010

Introduction, Workshop: Private Law Theory, American University, Washington DC, July 28, 2010

Commentator, Workshop “International Law and Legal Pluralism,” Bad Homburg, July 2, 2010

Presenter, *US Courts as World Courts*, Summer Faculty Workshop, University of Toronto, June

Presenter, *Two Rationalities of European Private Law*, Seminar of the Centre for European Contract Law, University of Amsterdam, March 29, 2010

Presenter, *Jurisdiction and Choice of Law in International Antitrust: A US Perspective*, Conference on International Antitrust Litigation: Conflict of Laws and Coordination, Brussels, March 26, 2010

Presenter, *US Courts as World Courts – Practice, Theory, Legitimacy*, LAPA Seminar Series, Princeton University, November 23, 2009 (with comments by Stephen Macedo)

Presenter, *Empagran's Empire – The Territorial Scope of Statutes in a Deterritorialized World*, Conference on the U.S. Supreme Court and International Law: Continuity or Change?, Santa Clara University, Nov 7, 2009

Presenter, *Global Legal Pluralism, and Feminism and Multiculturalism through the Lens of Private International Law* (with Karen Knop and Annelise Riles), Conference on Law, Culture and Development in a Transnational Legal Environment, Maison Franco-Japonaise, Tokyo, June 20, 2009

Presenter, *New Developments in European Private International Law*, Chuo University, Tokyo, June 19, 2009

Presenter, *US Courts as World Courts*, Waseda University, Tokyo, June 18, 2009

Presenter, *International Law in US Law*, Doshisha University, Kyoto, June 11, 2009

Presenter, *US Courts as World Courts*, Kyushu University, Fukuoka, June 4, 2009

Presenter, *Multisource Equivalent Norms in Public International Law – A Conflict-of-Laws Solution?* (with Joost Pauwelyn), Conference on Multisource Equivalent Norms, Hebrew University, Jerusalem, May 24, 2009

Commentator, *A Possible Restatement Third*, Bi-Annual Conference of the Journal of Private International Law, New York University, April 18, 2009

Presenter, *International Law in Domestic Courts – A Conflict of Laws Approach* (with Karen Knop), Cutting Edge Panel, American Society of International Law, Annual Meeting, Washington DC, March 27, 2009

Presenter, *US Courts as World Courts*, Graduate Institute of International Studies, Geneva, March 20, 2009

Presenter, *New Developments in US Conflict of Laws?*, Conference on the occasion of the 10th Anniversary of the Yearbook of Private International Law: The Future of PIL between National and International Codifications and Case Law, Swiss Institute of Comparative Law, Lausanne, March 19, 2009

Panelist, *Application of the UNIDROIT Principles by arbitral tribunals and courts*, Conference: Application of the UNIDROIT Principles, London Court of International Arbitration / London School of Economics, February 26, 2009

Presenter, *L'applicabilité des Principes*, Conference: Les Principes Unidroit relatifs aux contrats du commerce international, International Chamber of Commerce, Paris, February 25, 2009

Presenter, *Global Legal Pluralism*, Comparative Law Symposium, Villanova University, February 18, 2009

Presenter, *Global Legal Pluralism*, Global Law Workshop, George Washington University, February 9, 2009

Presenter, *The Mirage of Non-State Governance*, Symposium: Non-State Governance, University of Utah, February 6, 2009

Chair and Presenter, *The Doing Business Reports by the World Bank and the Legal Origins Thesis: Is Economics Replacing Comparative Law?*, American Association of Law Schools Annual Meeting 2009, Joint Program of Sections on Comparative Law and Law and Economics, San Diego, January 9, 2009

Presenter, *Multi-Source Equivalent Norms – A Private International Law Perspective*, Workshop of the Study Group on Multi-Sourced Equivalent Norms, University of Amsterdam, December 5, 2008

Presenter, *The New European Choice-of-Law Revolution*, Fundação Armando Alvares Penteado (FAAP), São Paulo, November 5, 2008

Presenter, *US Courts as World Courts*, Faculty Workshop, Stanford Law School, August 28, 2008

Presenter, *New Functionalism in Comparative Law*, Yale Law School, Seminar: Advanced Comparative Law, February 26, 2008

Presenter, *Three Questions to the Panelists (Introduction)*, Conference: Public and Private Law in the Global Adjudication System, Duke Law School. February 15, 2008

Presenter, *The New European Choice-of-Law Revolution*, Conference: A New European Conflicts Revolution? Lessons for the United States, Duke Law School, February 9, 2008

Presenter, *Global Legal Pluralism*, Max Planck Institute for Social Anthropology, Halle, November 26, 2007

Panelist, *The Return of Private Law*, Panel: The Culture of Public & Private, Annual Meeting of the American Society of Comparative Law, Cornell University, November 9, 2007

Presenter, *From Conflict of Laws to Private International Law as Global Governance* (with Karen Knop and Annelise Riles), Globalization, Law & Justice Workshop Series, University of Toronto, November 1, 2007

Presenter, *Globalizing Savigny? The State in Savigny's Private International Law and the Challenge from Europeanization and Globalization*, Panel: Episodes in the History of Modern Territorialism, Annual Meeting of the American Society of Legal History, Tempe, AZ, October 27, 2007

Presenter, *Evolution and Differentiation of Legal Systems – Towards a Constructal Theory of Law?*, Workshop: Constructal Theory and Social Dynamics, Duke University Dept. of Engineering, April 23, 2007

Keynote Speaker, *Functionalist Comparative Law – Bottom Up or Top Down?* Conference: The "Bottom-Up-Approach" to Comparative Law. Leuven, December 21, 2006

Presenter, *The True New Lex Mercatoria*. Conference contribution: Governing Contracts – Public and Private Perspective, Osgoode Hall Law School, Toronto, November 10, 2006

Presenter, *The Reluctant World Court. Three Readings of the Supreme Court Decision in Empagran*. Conference: International Law after the Three Worlds. American University, September 15, 2006

Presenter, *The Applicability of the UNIDROIT Principles*. Workshop on the UNIDROIT Principles of International Commercial Contracts, Oxford University, July 7, 2006

Keynote Speaker, *Old Functionalism, New Functionalism and the Common Core of European Private Law*. 11<sup>th</sup> Annual Meeting of the Common Core of European Private Law Project, Trento, June 30, 2006

Presenter, *EU Law as Conflict of Laws – The Return of Vested Rights?*, Invited Lecture: Centre of European Law and Politics at the University of Bremen Centre of European Law and Politics at the University of Bremen, May 19, 2006

Presenter, *La mixité du droit américain. Développements actuels en théorie et pratique des sources du droit (The Mixed Character of American Law. Current Developments in theory and practice of*

*Sources of Law*). Conference: Les sources du droit: aspects contemporains, Université St. Joseph, Beirut, Lebanon, May 11, 2006

Presenter, *Europarecht und Vested Rights Theory (EU Law as Conflict of Laws – The Return of Vested Rights?)*, Max Planck Institute for Comparative Private Law and Private International Law, Hamburg, May 7, 2006

Presenter, *What Concept of Law is Required for Comparative Arguments in Judicial Decisions?*, Workshop, Max Planck Institute for Comparative Private Law and Private International Law, Hamburg, May 5, 2006

*Two Paradigms of Jurisdiction*, Faculty Workshop, Cornell Law School, April 11, 2006

*Economics of Law as Choice of Law: Repetition and Replication*, Conference contribution: “Rethinking the Private in Private International Law”, Cornell University, April 8, 2006

*The Return of Vested Rights*, Conference contribution: “Rethinking the Private in Private International Law”, Cornell University, April 7, 2006

*Code versus Code: Images of Code in the French Resistance to European Codification of Contract Law*, conference contribution, Université Paris II, March 22, 2006

*US-Gerichte als Weltgerichte – die Avantgarde der Globalisierung (US Courts as World Courts: The Avant-Garde of Globalization)*, Lisa and Heinrich Arnhold Lecture, Dresden, Dec 2, 2005

*US Courts as World Courts: The Avant-Garde of Globalization*, Lloyd Cutler Lecture, American Academy in Berlin, Nov 15, 2005

*Die Globalisierung des US-Kartellrechts (The Globalization of US Antitrust Law)*, invited presentation, Wilmer Cutler Pickering Berlin, Germany, Oct 5, 2005

*Private Law Beyond the State* (with Nils Jansen), Summer University, German Scholarship Foundation, Salem, Germany, Aug 24, 2005

*EU Law as Conflict of Laws – The Return of Vested Rights?*, Keynote Speech at International Conference to launch the Journal of Private International Law, Aberdeen, UK, Mar 29, 2005

*Economic Analysis of Choice of Law in Torts*, Conference Presentation, „An economic analysis of private international law“, Naoshima, Japan, Mar 15, 2005

*Cosmopolitan Choice of Law, 19th Century Style*, Conference Presentation, Joint Meeting of the Private International Law and the Law and Anthropology Interest Groups, American Association of Law Schools, Annual Meeting, San Francisco, Jan 6, 2005

*The Latest Conflict of Laws Revolution? A Primer in EU Conflict of Laws*, Guest Lecture, Cornell Law School, Nov 19, 2004

*Comparative Law and Human Rights – The Transatlantic Dimension: The Death Penalty*, Panel Contribution, Annual Meeting, American Society of Comparative Law, Annual Meeting, Michigan University School of Law, Oct 22, 2004

*Code vs. Code. European Civil Code, French Cultural Resistance, and the Pluralism of European Private Law*, Lecture, European Legal Research Center, Harvard Law School, European Private Law Speaker Series, Sep 24, 2004

*La délocalisation de compétence judiciaire pour contrats et délits (De-Placing Jurisdiction for Contracts and Torts)*, Conference Presentation, Symposium, “Transnational Civil Litigation in the European Judicial Area and in Relations with Third States”, ULB, Brussels, Jan 23, 2004

*Territorial Jurisdiction after Territoriality*, Max Planck Institute for Foreign and International Private Law, Workshop Presentation, Hamburg, Germany, Nov 17, 2003

*Globalization and the Brussels Regulation*, Workshop Presentation, “Judicial Cooperation between European and Third States”, Barcelona University, Oct 24, 2003

*Double Sales, Single Doctrines – Towards a Reconciliation of the Relation Between Property and Obligations*, Workshop Presentation, Universitat Pompeu Fabre, Barcelona, Oct 23, 2003

*The Globalization of US Jurisdiction*, Lecture, “Internationalisation of Law”, German Scholarship Foundation, Munich, May 31, 2003

*Globalization and Jurisdiction – New Problems and Techniques*, Conference Presentation, “Judicial Cooperation between the United States and Europe, New York City Bar Association, May 19, 2003

*The Globalization of US Jurisdiction*, Augsburg University, Dec 11, 2002

*Jurisdiction and Globalization*, Europa Institute Lustrum Seminar on Globalisation and Jurisdiction, Leiden, Dec 5, 2002

*Common Core? Conference on Epistemology and Methodology of Comparative Law in the Light of European Integration*, Katholieke Universiteit, Brussels, October 26, 2002

*Convergence in Civil Justice? Antisuit Injunctions as an Example*, Law and Justice in a Multistate World – Symposium in Honor of Arthur Taylor von Mehren, Harvard Law School, Cambridge MA, Sep 27, 2002

*Structures of the Legal Unification Debate*, Symposium National Legislation under the Influence of International Model Laws and European Rule-Making, Eötvös Loránd University, Budapest, May 23, 2002

*Three Paradigms of Legal Unification*, Private International Law Interest Group in the American Society of International Law – Annual Meeting, The American Society of International Law, Washington, D.C., March 15, 2002

*Common Cores or Common Corpses – Promises and Pitfalls of the Common Core Approach for European Private Law*, Workshop “Law Beyond the Nation State”, Bielefeld University, October 9, 2001

*Globalisierung und klassisches internationales Privatrecht* [Globalization and Classical Conflict of Laws], Workshop “Recht und Politik unter den Bedingungen der Globalisierung und Dezentralisierung” (Law and Politics under Conditions of Globalization and Decentralization), Max Planck Institute for European Legal History, Frankfurt, June 8, 2001

*Richtlinienkollisionsrecht nach der Ingmar-Entscheidung des EuGH* [EC Directives in Conflict of Laws after the ECJ Judgment in Ingmar], Max Planck Institute for Foreign Private Law and Private International Law, Hamburg, April 25, 2001

*European Private Law: Not If, But How*, Visiting Researchers Program, Harvard Law School, Cambridge MA, April 13, 2000

*Privatautonomie und Privatkodifikation – Zur Frage der Geltung allgemeiner Vertragsrechtsprinzipien* [Party Autonomy and Private Codification – On the Validity of General Contract Law Principles], Max Planck Institute for Comparative Public Law and International Law, Heidelberg, July 23, 1998