

Jacob Katz Cogan
University of Cincinnati College of Law
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**ACADEMIC
APPOINTMENTS**

University of Cincinnati College of Law

Judge Joseph P. Kinneary Professor of Law, 2013-present

Professor of Law, 2011-2013

Associate Professor of Law, 2009-2011

Assistant Professor of Law, 2006-2009

Awards: Goldman Prize for Excellence in Teaching, 2016
Harold C. Schott Scholarship Award, 2016

Courses: Contracts
International Business Transactions
International Commercial Arbitration
International Litigation and Arbitration
International Tax
Public International Law

Vanderbilt University Law School

Visiting Associate Professor of Law, Spring 2011

Courses: International Business Transactions
Public International Law

University of Chicago Law School

Visiting Assistant Professor of Law, Autumn 2004

Course: Public International Law

**OTHER
PROFESSIONAL
EXPERIENCE**

U.S. Department of State, Office of the Legal Adviser

Attorney-Adviser, 2001-2006

**Harvard University, Kennedy School of Government, Carr Center for Human Rights
Policy**

Fellow, 2000-2001

Judge Sandra L. Lynch, U.S. Court of Appeals for the First Circuit

Law Clerk, 1999-2000

Yale Law School, Global Constitutionalism Project

Assistant Director, 1997-1999, 2000-2003

United Nations, Office of Legal Affairs, Codification Division

Legal Intern, Summer 1998

EDUCATION

Yale Law School

J.D., 1999

Articles Editor, *Yale Law Journal*

Executive Editor, *Yale Journal of Law & the Humanities*

Coker Fellow

Howard M. Holtzmann Fellowship in International Arbitration and Dispute Resolution

Princeton University

Ph.D. (History), 2002

M.A. (History), 1993

Dissertation: "Imagining Democracy: Popular Sovereignty from the Constitution to the Civil War" (Adviser: Hendrik Hartog)

Samuel I. Golieb Legal History Fellow, New York University School of Law

Littleton-Griswold Research Grant in American Legal History, American Historical Association

Research Fellow, John Nicholas Brown Center for the Study of American Civilization, Brown University

Mellon Research Fellow, Virginia Historical Society

Noah Cotsen Junior Fellow, Princeton

Full Graduate Student Fellowship, Princeton

University of Pennsylvania

B.A., *magna cum laude*, with distinction in the major, 1991

WORKS IN PROGRESS

The Scope and Scale of International Law (article manuscript in progress)

Voluntary Funding and the Control of International Organizations, 15 INTERNATIONAL ORGANIZATIONS LAW REVIEW __ (forthcoming 2018)

Book Review, 29 EUROPEAN JOURNAL OF INTERNATIONAL LAW __ (forthcoming 2018) (reviewing JUAN PABLO SCARFI, THE HIDDEN HISTORY OF INTERNATIONAL LAW IN THE AMERICAS (2017))

PROCEEDINGS OF THE 112TH ANNUAL MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW (co-editor with Kathleen Claussen and Tafadzwa Pasipanodya) (forthcoming 2019)

BOOKS

THE OXFORD HANDBOOK OF INTERNATIONAL ORGANIZATIONS (Oxford University Press 2016) (co-editor with Ian Hurd and Ian Johnstone)

LOOKING TO THE FUTURE: ESSAYS ON INTERNATIONAL LAW IN HONOR OF W. MICHAEL REISMAN (Martinus Nijhoff Publishers 2011) (co-editor with Mahnoush H. Arsanjani, Robert D. Sloane, & Siegfried Wiessner)

ARTICLES AND SHORTER WORKS

Article 44, in THE CONVENTION ON THE RIGHTS OF PERSONS WITH DISABILITIES: A COMMENTARY __ (Ilias Bantekas, Michael Stein, & Dimitris Anastasiou eds., Oxford University Press, forthcoming 2018)

International Organizations, in CONCEPTS FOR INTERNATIONAL LAW - CONTRIBUTIONS TO DISCIPLINARY THOUGHT __ (Jean d'Aspremont & Sahib Singh eds., Edward Elgar Publishing, forthcoming 2018)

Book Review, 28 EUROPEAN JOURNAL OF INTERNATIONAL LAW 1415 (2017) (reviewing GUY FITI SINCLAIR TO REFORM THE WORLD: INTERNATIONAL ORGANIZATIONS AND THE MAKING OF MODERN STATES (2017))

Preface to THE OXFORD HANDBOOK OF INTERNATIONAL ORGANIZATIONS at iii (Jacob Katz Cogan, Ian Hurd & Ian Johnstone eds., Oxford University Press, 2016) (with Ian Hurd and Ian Johnstone)

Financing and Budgets, in THE OXFORD HANDBOOK OF INTERNATIONAL ORGANIZATIONS 903 (Jacob Katz Cogan, Ian Hurd & Ian Johnstone eds., Oxford University Press, 2016)

International Decision, *Certain Activities Carried Out by Nicaragua in the Border Area; Construction of a Road in Costa Rica Along the San Juan River*, 110 AMERICAN JOURNAL OF INTERNATIONAL LAW 320 (2016)

The Two Codes on the Use of Force, 27 EUROPEAN JOURNAL OF INTERNATIONAL LAW 257 (2016) (with Monica Hakimi)

Stabilization and the Expanding Scope of the Security Council's Work, 109 AMERICAN JOURNAL OF INTERNATIONAL LAW 324 (2015)

The Changing Form of the International Law Commission's Work, in EVOLUTIONS IN THE LAW OF INTERNATIONAL ORGANIZATIONS 275 (Roberto Virzo & Ivan Ingravallo eds., Brill | Nijhoff, 2015)

The Decline of 'Drafts,' 11 INTERNATIONAL ORGANIZATIONS LAW REVIEW 1 (2014)

Book Review, 108 AMERICAN JOURNAL OF INTERNATIONAL LAW 371 (2014) (reviewing THE OXFORD HANDBOOK OF THE HISTORY OF INTERNATIONAL LAW (Bardo Fassbender & Anne Peters eds., 2012))

Coordination in Global Health and Its Costs, 107 PROCEEDINGS OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW 259 (2013)

International Decision, *Stichting Mothers of Srebrenica v. Netherlands*, 107 AMERICAN JOURNAL OF INTERNATIONAL LAW 884 (2013)

The 2012 Judicial Activity of the International Court of Justice, 107 AMERICAN JOURNAL OF INTERNATIONAL LAW 587 (2013)

The 2011 Judicial Activity of the International Court of Justice, 106 AMERICAN JOURNAL OF INTERNATIONAL LAW 586 (2012)

The Regulatory Turn in International Law, 52 HARVARD INTERNATIONAL LAW JOURNAL 321 (2011)

The Idea of Fragmentation, 105 PROCEEDINGS OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW 123 (2011)

Book Review, 105 AMERICAN JOURNAL OF INTERNATIONAL LAW 844 (2011) (reviewing PAUL F. DIEHL & CHARLOTTE KU, THE DYNAMICS OF INTERNATIONAL LAW (2010))

The 2010 Judicial Activity of the International Court of Justice, 105 AMERICAN JOURNAL OF INTERNATIONAL LAW 477 (2011)

The 2009 Judicial Activity of the International Court of Justice, 104 AMERICAN JOURNAL OF INTERNATIONAL LAW 605 (2010)

Introduction to LOOKING TO THE FUTURE: ESSAYS ON INTERNATIONAL LAW IN HONOR OF W. MICHAEL REISMAN at xiii (Mahnoush H. Arsanjani, Jacob Katz Cogan, Robert D. Sloane, & Siegfried Wiessner eds., Martinus Nijhoff Publishers, 2011) (with Mahnoush H. Arsanjani, Robert D. Sloane, & Siegfried Wiessner)

Representation and Power in International Organization: The Operational Constitution and Its Critics, 103 AMERICAN JOURNAL OF INTERNATIONAL LAW 209 (2009)

Co-awarded the Francis Deák Prize for 2010 by the American Society of International Law

Reprinted in GLOBALIZATION AND INTERNATIONAL ORGANIZATIONS (Edward Kwakwa ed., 2011)

National Courts, Domestic Democracy, and the Evolution of International Law: A Reply to Eyal Benvenisti and George Downs, 20 EUROPEAN JOURNAL OF INTERNATIONAL LAW 1013 (2009) (responding to Eyal Benvenisti & George W. Downs, *National Courts, Domestic Democracy, and the Evolution of International Law*, 20 EUROPEAN JOURNAL OF INTERNATIONAL LAW 59 (2009))

Book Review, 96 JOURNAL OF AMERICAN HISTORY 844 (2009) (reviewing ELIZABETH R. VARON, *DISUNION! THE COMING OF THE AMERICAN CIVIL WAR, 1789-1859* (2008))

Competition and Control in International Adjudication, 48 VIRGINIA JOURNAL OF INTERNATIONAL LAW 411 (2008)

International Decision, *Prosecutor v. Milutinović et al., Decisions on Requests of the United States of America and the North Atlantic Treaty Organisation for Review*, 101 AMERICAN JOURNAL OF INTERNATIONAL LAW 163 (2007)

Book Review, 100 AMERICAN JOURNAL OF INTERNATIONAL LAW 278 (2006) (reviewing MICHAEL BARNETT & MARTHA FINNEMORE, *RULES FOR THE WORLD: INTERNATIONAL ORGANIZATIONS IN GLOBAL POLITICS* (2004))

Noncompliance and the International Rule of Law, 31 YALE JOURNAL OF INTERNATIONAL LAW 189 (2006)

Reprinted in RULE OF LAW IN NEW MILLENNIUM: CHANGING SCENARIO (K. Padmaja ed., 2008) (India)

International Criminal Courts and Fair Trials: Difficulties and Prospects, 27 YALE JOURNAL OF INTERNATIONAL LAW 111 (2002)

Reprinted in INTERNATIONAL CRIMINAL LAW (Antonio Cassese, Florian Jeßberger, Robert Cryer, & Urmila Dé eds., 2016)

Book Review, 20 LAW AND HISTORY REVIEW 194 (2002) (reviewing LAURA J. SCALIA, AMERICA'S JEFFERSONIAN EXPERIMENT: REMAKING STATE CONSTITUTIONS, 1820-1850 (1999))

Book Review, 88 JOURNAL OF AMERICAN HISTORY 1074 (2001) (reviewing MAURICE BAXTER, HENRY CLAY THE LAWYER (2000))

The Problem of Obtaining Evidence for International Criminal Courts, 22 HUMAN RIGHTS QUARTERLY 404 (2000)

Book Review, 107 VIRGINIA MAGAZINE OF HISTORY AND BIOGRAPHY 105 (1999) (reviewing THE BILL OF RIGHTS: GOVERNMENT PROSCRIBED (Ronald Hoffman & Peter J. Albert eds., 1997))

Note, *The Look Within: Property, Capacity, and Suffrage in Nineteenth-Century America*, 107 YALE LAW JOURNAL 473 (1997)

1846 Petition for Woman's Suffrage, New York State Constitutional Convention, 22 SIGNS: JOURNAL OF WOMEN IN CULTURE AND SOCIETY 427 (1997) (with Lori D. Ginzberg)

The Reynolds Affair and the Politics of Character, 16 JOURNAL OF THE EARLY REPUBLIC 389 (1996)

Book Review, 53 WILLIAM AND MARY QUARTERLY 675 (1996) (reviewing ROBERT RUTLAND, JAMES MADISON AND THE AMERICAN NATION, 1751-1836: AN ENCYCLOPEDIA (1996)); *see also* Communications, 54 WILLIAM AND MARY QUARTERLY 465 (1997) (replying to a letter from Joyce Appleby)

Book Review, 104 VIRGINIA MAGAZINE OF HISTORY AND BIOGRAPHY 513 (1996) (reviewing RICHARD BROOKHISER, FOUNDING FATHER: REDISCOVERING GEORGE WASHINGTON (1996))

Book Review, 27 JOURNAL OF INTERDISCIPLINARY HISTORY 332 (1996) (reviewing JACK P. GREENE, NEGOTIATED AUTHORITIES: ESSAYS IN COLONIAL POLITICAL AND CONSTITUTIONAL HISTORY (1994))

Book Review, 63 PENNSYLVANIA HISTORY 280 (1996) (reviewing TONY FREYER, PRODUCERS VERSUS CAPITALISTS: CONSTITUTIONAL CONFLICT IN ANTEBELLUM AMERICA (1994))

A Continental Divide in American History, 112 NEW JERSEY HISTORY 79 (1994) (reviewing STANLEY ELKINS & ERIC MCKITRICK, THE AGE OF FEDERALISM (1993) and JAMES ROGER SHARP, AMERICAN POLITICS IN THE EARLY REPUBLIC: THE NEW NATION IN CRISIS (1993))

**SEMINAR
MATERIALS**

GLOBAL CONSTITUTIONALISM: TERRORISM, FREEDOM OF EXPRESSION, THE PROPOSED EUROPEAN CONSTITUTION (Yale Law School 2003) (comparative constitutional law materials published for Yale's Global Constitutionalism Seminar, co-edited with Paul Gewirtz)

GLOBAL CONSTITUTIONALISM: PRIVACY, PROPORTIONALITY, THE POLITICAL CASE (Yale Law School 2001 & Supp. 2002) (co-edited with Paul Gewirtz)

GLOBAL CONSTITUTIONALISM: CRIMINAL PROCEDURE, COURTS AND POLITICS (Yale Law School 2000) (co-edited with Paul Gewirtz and Karen Johnson)

GLOBAL CONSTITUTIONALISM: LIFE AND DEATH, CITIZENSHIP (Yale Law School 1999) (co-edited with Paul Gewirtz)

GLOBAL CONSTITUTIONALISM: EQUALITY, INTERNATIONAL NORMS (Yale Law School 1998) (co-edited with Paul Gewirtz)

**LECTURES
DELIVERED AND
PAPERS PRESENTED**

The Scope and Scale of International Law

Workshop on “Varieties of Subsidiarity,” Hertie School of Governance, Berlin, November 26, 2012

Faculty of Law, Queen’s University (Canada), November 19, 2012

Conference on “The Evolution of the Law of International Organizations,” Università degli studi del Sannio, Benevento, Italy, June 18-19, 2012

Financing and Budgets of International Organizations

Schott Lecture, University of Cincinnati College of Law, November 15, 2017

University of Minnesota Law School, International Law Colloquium, April 6, 2017

The Two Codes on the Use of Force (with Monica Hakimi)

The Cyber-Colloquium on International Law, November 13, 2014

Second Annual American Society of International Law-European Society of International Law-Rechtskulturen Workshop on International Legal Theory, University of Michigan Law School, November 14-15, 2013

Third Annual Research Forum, American Society of International Law, New York City, October 31-November 2, 2013

Symposium on “Solving Global Problems,” New York Law School, April 12, 2013

The Regulatory Turn in International Law

Wayne State University Law School, Program for International Legal Studies Speaker Series, February 22, 2012

University of Illinois College of Law, September 1, 2011

Temple University School of Law, International Law Colloquium, April 5, 2011

Vanderbilt University Law School, January 19, 2011

Ohio State University Moritz College of Law, November 10, 2010

4th Biennial Conference of the European Society of International Law, University of Cambridge, September 3, 2010

Villanova University School of Law, January 15, 2010

Representation and Power in International Organization: The Operational Constitution and Its Critics

Washington and Lee University School of Law, November 3, 2008

University of California, Berkeley, School of Law, International Law and International Relations Workshop, October 16, 2008

Georgetown University Law Center, International Legal Theory Colloquium, September 22, 2008

Cumberland School of Law, Samford University, March 28, 2008

Boston College Law School, March 14, 2008

Competition and Control in International Adjudication

Association of American Law Schools – American Society of International Law Joint Conference, Vancouver, June 18, 2007

Indiana University School of Law – Bloomington, April 6, 2007

University of Georgia School of Law, International Law Colloquium, March 2, 2007
Noncompliance and the International Rule of Law

University of Chicago Law School, Works-in-Progress Workshop, November 18, 2004

**CONFERENCES
AND WORKSHOPS
ORGANIZED**

Co-Organizer, *Between Private and Public: A Celebration of Dirk Hartog*, Princeton University, October 12-13, 2018 (scheduled)

Co-Chair, Annual Meeting of the American Society of International Law, Washington, DC, April 4-7, 2018

Co-Organizer, Works-in-Progress Workshop, International Organizations Interest Group of the American Society of International Law, Fletcher School of Law and Diplomacy, Tufts University, October 28, 2011

Co-Organizer, Works-in-Progress Workshop, International Organizations Interest Group of the American Society of International Law, Organization of American States, Washington, DC, October 29, 2010

Co-Organizer, Experts Meeting on the Responsibility of International Organizations, International Organizations Interest Group of the American Society of International Law, Center on International Cooperation, New York University, October 30, 2009

Co-Organizer, *Realistic Idealism in International Law: A Conference in Honor of W. Michael Reisman*, Yale Law School, April 24, 2009; *selected papers published at 34 YALE JOURNAL OF INTERNATIONAL LAW* 499 (2009)

**CONFERENCE
AND WORKSHOP
PARTICIPATION**

Panel Chair, Conference on “Contingency in the Course of International Law: How International Law Could Have Been,” University of Amsterdam, June 14-16, 2018

Panelist, “The Future of International Organization,” New York City Bar Association, March 10, 2017

Keynote Speaker, Workshop on “International/EU Law Scholarship and Teaching Facing Digital Technologies and Innovative Approaches,” Dipartimento di Giurisprudenza Roma Tre, December 5, 2016

Chair and Commentator, “Contentious Sovereignty: The Late Ottoman Empire and International Legal Theory and Practice,” Annual Meeting of the American Society for Legal History, November 7, 2014

Chair, “On *Socializing States*: A Conversation with Ryan Goodman and Derek Jinks on Their Certificate of Merit Winning Book,” Annual Meeting of the American Society of International Law, April 11, 2014

Panelist, “Book Discussion: *‘Partly Laws Common to All Mankind’: Foreign Laws in American Courts*, by Jeremy Waldron,” Annual Meeting of the American Society of International Law, April 5, 2013

Panelist, “21st Century International Institutions: Lessons from Global Health Governance?,” Annual Meeting of the American Society of International Law, April 5, 2013

Panelist, “Metatheory of International Law,” International Law Weekend 2012, American Branch of the International Law Association, New York City, October 25-27, 2012

Panelist, “War,” Life of the Mind Series, University of Cincinnati, November 29, 2011

Commentator, Works-in-Progress Workshop, International Organizations Interest Group of the American Society of International Law, Fletcher School of Law and Diplomacy, Tufts University, October 28, 2011

Commentator, Vanderbilt International Legal Studies Roundtable on International Organizations in Transition, Vanderbilt University Law School, April 8, 2011

Panelist, “Fragmentation of International Legal Orders and International Law: Ways Forward?,” Annual Meeting of the American Society of International Law, March 24, 2011

Moderator, “The International Law of State Immunity and Its Development by National Institutions,” conference on “Foreign Sovereign Immunity at Home and Abroad,” Vanderbilt University Law School, February 4, 2011

Commentator, Works-in-Progress Workshop, International Organizations Interest Group of the American Society of International Law, Organization of American States, Washington, DC, October 29, 2010

Panelist, “The Role for Governments in ILC Projects – How Can the ILC Best Reflect the Needs and Views of States?,” conference on “The International Law Commission in the 21st Century: What Should It Be Doing to Make a Contemporary Difference?,” George Washington University Law School, March 29, 2010

Commentator, Junior International Law Scholars Association Conference, Temple University School of Law, February 13, 2009

Commentator, Vanderbilt International Legal Studies Roundtable on the Law and Politics of International Cooperation, Vanderbilt University Law School, January 18-19, 2008

Invited Participant, Workshop on Noncompliance with International Law, Buffett Center for International and Comparative Studies, Northwestern University, November 1, 2007

Panelist, “The Avena Case in the International Court of Justice (Mexico v. United States of America): Can International Law Stop the Death Penalty?,” Association of American Law Schools (AALS) 2004 Annual Meeting, January 4, 2004, Atlanta, GA, *prepared remarks printed in 5 GERMAN LAW JOURNAL 385 (2004)*

**EDITORIAL
BOARDS**

Edward Elgar Publishing, Elgar International Law Series, 2013-present
Human Rights Quarterly, 2009-present
International Organizations Law Review, 2014-present
Oxford Database on International Organisations, 2015-present

**PROFESSIONAL
AFFILIATIONS**

American Historical Association
American Law Institute (elected)
American Society for Legal History
American Society of International Law
Member, Executive Council, 2018-2021
Co-Chair, Annual Meeting Committee, 2017-2018
Member, Annual Meeting Committee, 2014-2015
Chair, Book Awards Committee, 2013-2014
Member, Book Awards Committee, 2012-2013
Co-Chair, International Organizations Interest Group, 2010-2012
Vice-Chair, International Organizations Interest Group, 2009-2010
Formerly, Council on Foreign Relations (term member), 2004-2009
European Society of International Law
Organization of American Historians

**BAR
ADMISSIONS**

Massachusetts (retired)
New York

**ADDITIONAL
ACTIVITIES**

Publisher, *International Law Reporter* – ilreports.blogspot.com, 2007-present

A blog on scholarship, events, and ideas in international law, international relations, and foreign affairs law • More than 15,100 posts, 2,000,000 unique visits, and 2,720,000 page views since its inception in May 2007

Convener, *The Cyber-Colloquium on International Law*, 2011-present (on hiatus 2013-2014, 2016-2017)

A works-in-progress workshop, with participants from around the world, that meets online every four to six weeks to discuss the draft papers of its members