

September 2022

FRANCESCA BIGNAMI

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PROFESSIONAL EXPERIENCE

GEORGE WASHINGTON UNIVERSITY LAW SCHOOL, Washington, DC
Leroy Sorenson Merrifield Research Professor of Law, 2019-
Full Professor (with tenure), 2008-2019

DUKE UNIVERSITY SCHOOL OF LAW, Durham, NC
Full Professor (with tenure), 2005-2008
Associate Professor, 2003-2005
Assistant Professor, 2000-2003

DUKE UNIVERSITY CENTER FOR EUROPEAN STUDIES, Durham, NC
Director, 2007-2008

HARVARD LAW SCHOOL, Cambridge, MA
Visiting Professor and John Harvey Gregory Lecturer on World Organization, Fall 2006

WILMER, CUTLER & PICKERING, Washington, DC
Associate, 1998-2000. Practiced in the areas of administrative, international trade, and aviation law.

EUROPEAN COURT OF JUSTICE, Luxembourg
Dean Acheson Stage Program, Fall 1997. Intern in the Chambers of Advocate General Philippe Léger.

JUDGE STEPHEN F. WILLIAMS, U.S. COURT OF APPEALS FOR THE D.C. CIRCUIT, Washington, DC
Law Clerk, 1996-1997

EUROPEAN COMMISSION, RESEARCH DIRECTORATE-GENERAL, Brussels, Belgium
Auxiliary Agent and Stagiaire, 1992-1993

EDUCATION

YALE LAW SCHOOL, New Haven, CT
J.D., 1996. Editor, Yale Law Journal.

UNIVERSITY OF OXFORD, BALLIOL COLLEGE, Oxford, England
M.Sc., Sociology, 1992

HARVARD UNIVERSITY, Cambridge, MA
A.B., *magna cum laude*, Social Studies, 1991. Member, Phi Beta Kappa Society.

PUBLICATIONS—BOOKS AND VOLUMES

EU LAW IN POPULIST TIMES: CRISES AND PROSPECTS. Editor. Cambridge University Press, 2020.

- Reviews: 45 *European Law Review* 745 (2020); 1 *Interdisciplinary Journal of Populism* 76 (2020); 58 *Common Market Law Review* 591 (2021).

COMPARATIVE LAW AND REGULATION: UNDERSTANDING THE GLOBAL REGULATORY PROCESS. Co-editor with David Zaring. Edward Elgar, 2016.

ADMINISTRATIVE LAW OF THE EUROPEAN UNION. LAW AND CONTEMPORARY PROBLEMS 68: 1, 1-243, 2004. Co-editor with Sabino Cassese. (Translated into Italian in *RIVISTA TRIMESTRALE DI DIRITTO PUBBLICO*, Quaderno n. 1, 2004.)

PUBLICATIONS—JOURNAL ARTICLES AND BOOK CHAPTERS

Artificial Intelligence Accountability of Public Administration, *AMERICAN JOURNAL OF COMPARATIVE LAW*, Supplement Article (2022)

Methodologies of Comparative Constitutional Law: Functional Approach, *MAX PLANCK ENCYCLOPEDIA OF COMPARATIVE CONSTITUTIONAL LAW* (Rainer Grote et al. eds. 2022)

Material Liberty and the Administrative State: Market and Social Rights in American and German Law, in *THE OXFORD HANDBOOK OF COMPARATIVE ADMINISTRATIVE LAW* (Peter Cane et al. eds., Oxford University Press 2021)

Schrems II: The Right to Privacy and the New Illiberalism, *RIVISTA DI DIRITTO DEI MEDIA* 308 (2020)

The German Right to Fiscal Stability and the Counter-Majoritarian Difficulty: The PSPP Judgment of 5 May 2020, 7 *ITALIAN LAW JOURNAL* 627 (2020)

Introduction: EU Law, Sovereignty, and Populism, in *EU LAW IN POPULIST TIMES: CRISES AND PROSPECTS* (Francesca Bignami ed., Cambridge University Press, 2020)

Conclusion: The Rule of Law, Rights and Democracy in Sovereignty-Sensitive Domains, *EU LAW IN POPULIST TIMES: CRISES AND PROSPECTS* (Francesca Bignami ed., Cambridge University Press, 2020)

The Past, Present, and Future of Data Privacy Law in the EU and the US, in *SECURITY AND HATE SPEECH: PERSONAL SAFETY AND DATA SECURITY RIGHTS IN THE AGE OF SOCIAL MEDIA* (Salvatore Sica & Giorgio Giannone Codiglione eds., Il Mulino 2018)

Human Rights Extraterritoriality: The Right to Privacy and National Security Surveillance (with Giorgio Resta), in *COMMUNITY INTERESTS ACROSS INTERNATIONAL LAW* (Eyal Benvenisti & Georg Nolte eds., Oxford University Press 2018)

Kagan's Atlantic Crossings: Adversarial Legalism, Eurolegalism, and Cooperative Legalism (with R. Daniel Kelemen), in *VARIETIES OF LEGAL ORDER: THE POLITICS OF ADVERSARIAL AND BUREAUCRATIC LEGALISM* (Jeb Barnes & Tom Burke eds., Routledge 2017)

Introduction. A New Field: Comparative Law and Regulation, in *COMPARATIVE LAW AND REGULATION: UNDERSTANDING THE GLOBAL REGULATORY PROCESS* (Francesca Bignami & David Zaring eds., Edward Elgar 2016)

Regulation and the Courts: Judicial Review in Comparative Perspective, in *COMPARATIVE LAW AND REGULATION: UNDERSTANDING THE GLOBAL REGULATORY PROCESS* (Francesca Bignami & David Zaring eds., Edward Elgar 2016)

Formal versus Functional Method in Comparative Constitutional Law, 53 *OSGOODE HALL LAW JOURNAL* 442 (2016)

Theories of Civil Society and Global Administrative Law, in *GLOBAL ADMINISTRATIVE LAW* (Sabino Cassese ed., Edward Elgar 2016)

Social Rights in the USA (with Carla Spivack), in *SOCIAL RIGHTS AS FUNDAMENTAL RIGHTS: XIXTH INTERNATIONAL CONGRESS OF COMPARATIVE LAW* (Krzysztof Wojtyczek ed., Eleven International Publishing 2016)

Transatlantic Privacy Regulation: Conflict and Cooperation (with Giorgio Resta), 78 *LAW AND CONTEMPORARY PROBLEMS* 231 (2015)

Social and Economic Rights as Fundamental Rights: National Report (with Carla Spivack), 62 *AMERICAN JOURNAL OF COMPARATIVE LAW* 561 (2014)

Rethinking the Legal Foundations of the European Constitutional Order: The Lessons of New Historical Research, 28 *AMERICAN UNIVERSITY INTERNATIONAL LAW REVIEW* 1311 (2013)

Comparative Administrative Law, in *THE CAMBRIDGE COMPANION TO COMPARATIVE LAW* (Mauro Bussani and Ugo Mattei eds., Cambridge University Press 2012)

From Expert Administration to Accountability Network: A New Paradigm for Comparative Administrative Law, 59 *AMERICAN JOURNAL OF COMPARATIVE LAW* 859 (2011)

- Review: Mark Seidenfeld, *In Praise of a Comparativist Rubric for Administrative Law*, Jotwell.com

Cooperative Legalism and the Non-Americanization of European Regulatory Styles: The Case of Data Privacy, 59 *AMERICAN JOURNAL OF COMPARATIVE LAW* 411 (2011)

Individual Rights and Transnational Networks in *COMPARATIVE ADMINISTRATIVE LAW* (Susan Rose-Ackerman & Peter Lindseth eds., Edward Elgar Publishing 2010)

Constitutional Patriotism and the Right to Privacy: A Comparison of the European Court of Justice and the European Court of Human Rights in *NEW TECHNOLOGIES AND HUMAN RIGHTS* (Thérèse Murphy ed., Oxford University Press 2009)

The Case for Tolerant Constitutional Patriotism: The Right to Privacy Before the European Courts, 41 CORNELL JOURNAL OF INTERNATIONAL LAW 211 (2008)

European Versus American Liberty: A Comparative Privacy Analysis of Antiterrorism Data Mining, 48 BOSTON COLLEGE LAW REVIEW 609 (2007)

Privacy and Law Enforcement in the European Union: The Data Retention Directive, 3 CHICAGO JOURNAL OF INTERNATIONAL LAW 233 (2007)

Towards a Right to Privacy in Transnational Intelligence Networks, 28 MICHIGAN JOURNAL OF INTERNATIONAL LAW 663 (2007)

Protecting Privacy Against the Police in the European Union: The Data Retention Directive in MELANGES EN L'HONNEUR DE PHILIPPE LEGER: LE DROIT A LA MESURE DE L'HOMME (2006)

Rethinking Interest Representation in the European Union, 26 OXFORD JOURNAL OF LEGAL STUDIES 439 (2006) (review essay)

Creating European Rights: National Values and Supranational Interests, 11 COLUMBIA JOURNAL OF EUROPEAN LAW 241 (2005)

The European Union's New Ambitions, 99 AMERICAN SOCIETY OF INTERNATIONAL LAW PROCEEDINGS 363 (2005)

Transgovernmental Networks vs. Democracy: The Case of the European Information Privacy Network, 26 MICHIGAN JOURNAL OF INTERNATIONAL LAW 807 (2005)

Foreword, Administrative Law of the European Union, 68 LAW AND CONTEMPORARY PROBLEMS 1 (Winter 2004)

Three Generations of Participation Rights Before the European Commission, 68 LAW AND CONTEMPORARY PROBLEMS 61 (Winter 2004)

The Challenge of Cooperative Regulatory Relations after Enlargement in LAW AND GOVERNANCE IN AN ENLARGED EUROPEAN UNION (George Bermann & Katharina Pistor eds., Hart Publishing 2004)

Mixed Administration in the European Data Protection Directive: The Regulation of International Data Transfers, 54 RIVISTA TRIMESTRALE DI DIRITTO PUBBLICO 31 (2004)

Review of Theodora Th. Ziamou, *Rulemaking, Participation and the Limits of Public Law in the USA and Europe* and Edward C. Page, *Governing by Numbers: Delegated Legislation and Everyday Policy-Making*, 11 SOCIAL AND LEGAL STUDIES 317 (2002)

Transnational Civil Society Dialogues (with Steve Charnovitz) in TRANSATLANTIC GOVERNANCE IN THE GLOBAL ECONOMY (Mark A. Pollack & Gregory C. Shaffer eds., Rowman & Littlefield 2001)

The Democratic Deficit in European Community Rulemaking: A Call for Notice and Comment in Comitology, 40 HARVARD INTERNATIONAL LAW JOURNAL 451 (1999)

PUBLICATIONS IN ITALIAN

Le reti trans-governative e la democrazia: Il caso della rete europea per la protezione dei dati personali in IL CODICE DEL TRATTAMENTO DEI DATI PERSONALI 837 (V. Cuffaro, R. D'Orazio, & V. Ricciuto eds., G. Giappichelli Editore 2007)

Introduzione, Il procedimento amministrativo nel diritto europeo, RIVISTA TRIMESTRALE DI DIRITTO PUBBLICO, Quaderno n. 1 (Francesca Bignami & Sabino Cassese eds., 2004)

Tre generazioni di diritti di partecipazione nei procedimenti amministrativi europei, Il Procedimento amministrativo nel diritto europeo, RIVISTA TRIMESTRALE DI DIRITTO PUBBLICO, Quaderno n. 1 (Francesca Bignami & Sabino Cassese eds., 2004)

Recensione a Theodora Th. Ziamou, *Rulemaking, Participation and the Limits of Public Law in the USA and Europe* and Edward C. Page, *Governing by Numbers: Delegated Legislation and Everyday Policy-Making*, *Rivista trimestrale di diritto pubblico* (2002), 52 RIVISTA TRIMESTRALE DI DIRITTO PUBBLICO 471 (2002)

POLICY PAPERS

The US legal system on data protection in the field of law enforcement: Safeguards, rights and remedies for EU citizens, Committee on Civil Liberties, Justice and Home Affairs (LIBE), European Parliament (2015)

The U.S. Privacy Act in Comparative Perspective, Committee on Civil Liberties, Justice and Home Affairs (LIBE), European Parliament (2007)

WORKS-IN-PROGRESS

MATERIAL LIBERTY: MARKET AND SOCIAL RIGHTS IN COMPARATIVE PERSPECTIVE. Monograph on the administrative and constitutional law of economic and social rights in the United States and Europe.

BLOG POSTS

Schrems II: The Right to Privacy and the New Illiberalism, *VerfBlog*, 2020/7/29, <https://verfassungsblog.de/schrems-ii-the-right-to-privacy-and-the-new-illiberalism/>

Law or Politics?: The BVerfG's PSPP Judgment, *VerfBlog*, 2020/5/21, <http://verfassungsblog.de/law-or-politics/>

Designing Administrative Law: Free Trade vs. Accountability Networks, 2012/10, <http://www.icconnectblog.com/2012/10/designing-administrative-law-free-trade-vs-accountability-networks/>

Thoughts on Power and Legitimacy, 2011/4/21, <http://opiniojuris.org/2011/04/25/thoughts-on-power-and-legitimacy/>

European Court of Justice Strikes the EU-US Agreement on Airline Passenger Data, 2006/5/31, http://www.concurringopinions.com/archives/2006/05/european_court.html

The NSA Call Database in European Perspective, 2006/5/28, http://www.concurringopinions.com/archives/2006/05/the_nsa_phone_c.html

LECTURESHIPS AND VISITING POSITIONS

Visiting Professor, ACCESS EUROPE, VU Amsterdam, November 2015

Visiting Scholar, Center for European Studies at Harvard University, 2005-2006 and 2009-2010

Lecturer on comparative administrative law, University of Rome “La Sapienza”, Rome, Italy, 2003, 2004, 2005, 2006, 2008

Visiting Professor, Libera Università degli Studi Sociali (LUISS), Rome, Italy, 2005

AWARDS AND FELLOWSHIPS

Faculty Research Fund Award, GWU Regulatory Studies Center, 2015-2018
Grant for research on regulatory litigation and investor-state dispute resolution

Fellowship in Program in Law and Public Affairs, Princeton University, 2005-2006 (declined)

German Marshall Fund of the United States advanced research support, 2002-2003
Full-year grant for research on the impact of European Union law on national systems of constitutional and administrative law.

Emile Noël Senior Fellow, 2002-2003
Fellowship for research on the European Union while in residence at the Jean Monnet Center at the New York University School of Law.

Fulbright Scholar, 1998
Conducted independent research at the European University Institute, San Domenico di Fiesole, Italy.
Attended Academy of European Law (EU Law) and was awarded Diploma.

Joseph Parker Prize, Yale Law School, 1996
Prize awarded for best student paper in legal history.

John Henry Scholarship, Harvard College, 1991
Full scholarship for one year of study at Oxford University.

CONFERENCE ORGANIZATION

Chair, Annual Program Committee, American Society of Comparative Law, 2020-present.

Populist Politics and Asylum Law: Comparing Europe and America, GW Law, October 2019. Panel of scholars and policymakers comparing the latest trends in European and American asylum law.

EU Law in Populist Times, Denver, CO, May 2019. Panel at the Biennial Meeting of the European Studies Association presenting draft chapters from forthcoming book.

The EU at a Crossroads: From Technocracy to High Politics?, GW Law, March 2018. Two-day conference on the euro crisis, migration, international terrorism, and democratic backsliding involving 22 academics and policymakers from the U.S. and the EU.

Comparative Law and Regulation, Washington, DC, October 2015. Panel at the annual American Bar Association Administrative Law Conference presenting draft chapters from forthcoming book.

Comparative Law and Regulation, Boston, MA, March 2015. Panel at the Biennial Meeting of the European Studies Association presenting draft chapters from forthcoming book.

The Future of EU-US Trade Relations: Assessing the Transatlantic Trade and Investment Partnership, Washington, DC, January 2015. Panel of legal experts at the American Association of Law Schools annual meeting.

Comparative Law and Regulation, Minneapolis, MN, June 2014. Panel at Annual Meeting of the Law and Society Association presenting draft chapters from forthcoming book.

Comparative Law and Regulation: National, International, and Transnational Perspectives, GW Law, January 2014. Two-day conference with presentations by 25 legal scholars from the U.S. and the EU.

The Future of European Capitalism, Duke University, March 2008. Half-day workshop of political economists from Duke University, Harvard University, and Princeton University.

Data Privacy in Transatlantic Perspective: Conflict or Cooperation? Duke University, January 2008. Day-long conference involving 20 legal scholars and policymakers from the U.S. and the EU.

INVITED TALKS

Methodologies of Comparative Constitutional Law: The Functional Approach, Faculty Forums, SMU Dedman School of Law, October 13, 2021

Introduction to Comparative Administrative Law, WCL Summer Institute in Comparative Public Law, June 2021

The Advantages of Comparative Law's Functional Method, Comparative Law Series, Indiana University Maurer School of Law, April 2021

Administrative Legitimacy in the Courts: Procedure Versus Substance, Keynote Lecture, Oxford-Humbolt Workshop on “Courts and Regulation in Action: From Activism to Innovation?,” March 2021

EU Law in Populist Times

Book Launch, Odysseus Summer School, Brussels, Belgium, September 2020

Book Presentation, RECONNECT webinar series, Leuven Centre for Global Governance Studies, June 2020

Book Launch, George Washington University Law School, February 2020

Material Liberty: Market and Social Rights in American and German Law

NYU Global and Comparative Public Law Colloquium, November 2020

Faculty Workshop, George Washington University Law School, September 2019

Comparative Law and Regulation

Workshop on Administrative Agencies and Regulatory Styles: EU-US Comparisons and Current Issues, Boston University School of Law, September 2016

Faculty Workshop, University of Illinois College of Law, April 2016

Transatlantic Data Protection Disputes: The Role of Constitutional Law, VU University Amsterdam, November 2015

Rediscovering European Law: Direct Effect, Supremacy, and the Comparative Method

Faculty Workshop, Georgetown Law School, April 2013

Faculty Workshop, George Washington University Law School, September 2012

A New Paradigm for Comparative Administrative Law, Faculty Workshop, George Washington University Law School, October 2011

The Non-Americanization of European Regulatory Styles: Data Privacy Regulation in France, Germany, Italy, and Britain, Information Privacy Speaker Series, Berkeley School of Law, March 2010

Cooperative Legalism: Historical Continuity and Institutional Change in European Regulatory Governance, Visiting Scholar Lunch Seminar Series, Center for European Studies at Harvard University, November 2009

Towards Adversarial Legalism in the European Union? Evidence from Data Privacy Regulation, Center for World Affairs and the Global Economy, University of Wisconsin, Madison, February 2009

The Americanization of European Law? Some Contrary Evidence from the Data Protection Directive, Duke Law School Faculty Workshop, September 2007

Towards a Right to Privacy in Transnational Intelligence Networks, International Legal Studies Colloquium, Boston College School of Law, April 2007

European Versus American Liberty: A Comparative Privacy Analysis of Antiterrorism Data Mining

Faculty Workshop, Harvard Law School, November 2006

Faculty Workshop, Boston College School of Law, March 2007

Faculty Workshop, Boston University Law School, March 2007

Data Protection and Human Rights, Seventeenth Session of the Academy of European Law (Human Rights Law), European University Institute, Fiesole, Italy, June 2006

The Comparative Law of Civil Society: Interest Groups, Intermediate Associations, or Citizen Groups?, Visiting Scholar Lunch Seminar Series, Center for European Studies at Harvard University, September 2005

Civil Society and International Organizations

Harvard Law School Workshop on New Scholarship in International Law, September 2005

Faculty Workshop, University of Virginia School of Law, February 2006

Comparative Legal Education, University of Bari, Faculty of Law, Italy, June 2005

Civil Society and Global Governance, Faculty Workshop, University of Illinois College of Law, Champaign, Illinois, February 2005

Creating Rights in the Age of Global Governance, European Law Research Center at Harvard Law School, October 2004

Three Generations of Participation Rights in European Administrative Proceedings, Hauser Colloquium: Theorizing Europe, New York University School of Law, February 2004

Administering European Privacy Policy, Columbia European Law Center, January 2003

The Concept of Independence in EU Law, Emile Noël Fellows Forum, New York University School of Law, September 2002

Legal Education in Comparative Perspective, University of Rome III, Faculty of Law, June 2002

CONFERENCE PRESENTATIONS

Discussant, Workshop on Administrative Procedure Reform in Europe and the United States, Penn Program on Regulation, University of Pennsylvania Carey Law School, June 2022

Panelist, When Values Collide: The Rule of Law in the EU, Penn Program on Regulation, June 2022

Panelist, Is All Data Cross-Border Data?, George Washington International Law Review Symposium, Washington, DC, March 2022

Discussant, Book Talk on Bojan Bugarič and Mark Tushnet, Power to the People: Constitutionalism in the Age of Populism, City Law School, City University of London, November 2021

Discussant, Panel on Comparative Law Through Transnational Legal Communities, American Society of Comparative Law Annual Meeting, October 2021

Commentator, Panel on Chile's Constitutional Moment: From Neo-liberalism to a Social State?, ICON-S, July 2021

Panelist, At Home and Abroad: The European Union in a Changing Global Order, American and European Societies of International Law, March 2021

Commentator, American Society of Comparative Law Works-in-Progress Workshop, University of Pennsylvania Law School, June 2020

Commentator, Book Talk on Wojciech Sadurski, Poland's Constitutional Breakdown, American University Washington College of Law, February 2020

"Material Liberty: Market and Social Rights in German and American Law," Panel on Current Themes in Comparative Administrative and Constitutional Law," Annual Meeting of the American Society of Comparative Law, Columbia, MO, October 2019

"Foreigners in US Surveillance Law," Panel on Data Protection, Security and Surveillance, Law and Society Association Annual Meeting, Washington, DC, June 2019

Discussant, Panel on Technology, Data, and Dignity, Law and Society Association Annual Meeting, Washington, DC, June 2019

Discussant, Roundtable on the Pedagogy of Comparative Constitutional Law, Law and Society Association Annual Meeting, Washington, DC, June 2019

"EU Law in Populist Time," Panel, European Union Studies Association Biennial Meeting, Denver, CO, May 2019

"Foreigners in U.S. Surveillance Law," Privacy Law Scholars Conference 2018, Washington, DC, May 2018

"Foreigners in U.S. Surveillance Law," Information Sharing and European Agencies: Novel Frontiers, European University Institute, San Domenico di Fiesole, Italy, May 2018

Panelist, Roundtable on Data Privacy and National Security, Luxembourg Forum Academic Conference, Washington, DC, April 2017

"Judicial Review of Regulation in Comparative Perspective," Fourth International Conference on Legislation and Law Reform, Washington, DC, November 2016

"Protecting Privacy in the Global Context," Netherlands Institute for Law and Governance, 7th Annual Conference, Amsterdam, November 2015

Discussant/Chair, Panel on Privacy in the Digital Era, Netherlands Institute for Law and Governance, Third Annual PhD Forum, Amsterdam, November 2015

"The Transatlantic Difference in Judicial Review: Fundamental Rights versus Ballot-Box Democracy," Legal Culture and the Relation Between Legal Systems, VU University Amsterdam, November 2015

“Comparative Law and Regulation,” Panel on Regulation in an Era of Globalization, ABA Administrative Law Conference, Washington, DC, October 2015

Discussant, Panel on Administrative Law in Crisis?, Eighth Annual Transatlantic Forum, George Mason University School of Law, October 2015

“Comparative Law and Regulation,” Administrative Law Forum, University of Luxembourg, Luxembourg, July 2015

“Law of the Regulatory Process: Comparative and Transnational Perspectives,” Panel on Comparative Law and Regulation, Biennial Meeting of the European Union Studies Association, Boston, MA, March 2015

Chair/Discussant, Panel on Law and Politics of the EU’s Multi-Level Judicial System, Biennial Meeting of the European Union Studies Association, Boston, MA, March 2015

Discussant, Panel on Teaching EU Law and EU Studies, Biennial Meeting of the European Union Studies Association, Boston, MA, March 2015

Chair, The Future of EU-US Trade Relations: Assessing the Transatlantic Trade and Investment Partnership, AALS Annual Meeting, Washington, DC, January 2015.

“Comparing Administrative (and Constitutional) Law,” Symposium on Constitution-Making and Constitutional Design, Boston College, October 2014

“Lawyering in the Executive Branch: France, Germany, and the UK,” Panel on Agency Counsel and Government Accountability, Administrative Law Conference, ABA Section of Administrative Law, Washington, DC, October 2014

U.S. National Reporter, Social and Economic Rights as Fundamental Rights, XIXth International Congress of Comparative Law, Vienna, Austria, July 2014

“The Administrative State, the Rule of Law, and Democracy: Comparative Models of Judicial Review,” Panel on Comparative Law and Regulation, Annual Meeting of the Law and Society Association, Minneapolis, MN, June 2014

“The Legal Environment and Institutional Origins: Comparative Law and the Rise of the European Court of Justice,” EU Roundtable, Columbia Law School, April 2014

Discussant, Panel on International Administrative Law in a Plural Legal Order, The Future of International Administrative Law, International Monetary Fund, Washington, DC, April 2014

Discussant, Panel on EU Institutions: Democratization and Constitutionalization, Conference on EU Law Stories, Washington College of Law, March 2014

“Conflict and Cooperation in the Privacy Sector,” Symposium on New Approaches to International Regulatory Cooperation, New York University School of Law, February 2014

“The Administrative State, the Rule of Law, and Democracy: Comparative Models of Judicial Review,”
Conference on Comparative Law and Regulation, George Washington University Law School, January 2014

Chair, The Future of the European Union’s Eastern Partnership, Panel Discussion, American Society of
International Law, Washington, DC, November 2013

Chair/Discussant, Panel on EU Competition Law and State Aid Regulation: Actors and Institutions, Biennial
Meeting of the European Union Studies Association, Baltimore, MD, May 2013

Panelist, The Future of Administrative Law, Transatlantic Law Forum, George Mason University School of Law,
February 2013

Panelist, Reconciling EU and US Approaches to Privacy, 16th Annual Symposium on Antitrust Law, George
Mason University School of Law, January 2013

Panelist, The Globalization of European Privacy Law?, Annual Meeting of the American Association of Law
Schools, January 2013

Discussant, Morten Rasmussen, Towards a New History of EU Law, Washington College of Law, November
2012

Moderator, Privacy, Politics, and the People in Administrative Law, ABA Administrative Law Conference,
October 2012

Discussant, New Perspectives in Comparative Law, American Society of Comparative Law Annual Conference,
Iowa City, Iowa, October 2012

“Comparative Judicial Review,” Administrative Law Discussion Forum, Luxembourg, June 2012

Discussant, Jill Goldenziel, Veiled Political Questions, Younger Comparativists Conference on New Perspectives
in Comparative Law, GW Law School, April 2012

“Cooperative Legalism,” The European Legal Project: New Approaches, Harvard Law School, April 2012

“The Legacy of *The Transformation of Europe*,” Symposium in Honor of Joseph Weiler, Yale Law School,
October 2011

Discussant, Junior Faculty Business and Financial Law Workshop, GW Law School, April 2011

Chair/Discussant, Panel on The ECJ and National Courts: Networking and Dialogue, Biennial Meeting of the
European Union Studies Association, Boston, MA, March 2011

“Comparative Law and the Rise of the European Court of Justice,” Panel on Decentering EU Studies: Plural
Perspectives in Law, History and Politics, Biennial Meeting of the European Union Studies Association, Boston,
MA, March 2011

“Tough Regulators: The Rise of a Transatlantic Regulatory Style,” Colloquium on Regulatory Cosmopolitanism sponsored by the Royal Netherlands Academy of Arts and Sciences, Amsterdam, The Netherlands, December 2010

Discussant, Paul Schwartz, Telecommunications Privacy Law in the United States and Germany, Law and Information Society Faculty Workshop, Fordham Law School, October 2010

Chair, Session on Public-Private Partnerships, 18th International Congress of Comparative Law, July 2010

“Enforcement Patterns of National Data Protection Authorities,” Conference on Computers, Privacy and Data Protection, Vrije Universiteit Brussel, Brussels, Belgium, January 2010

“Comparative Administrative Law: Methodological Considerations,” Colloquium of the Royal Netherlands Academy of Arts and Sciences, Amsterdam, The Netherlands, January 2010

Chair, Panel on the Boundaries of the State and the Future of Administrative Law, Workshop on Comparative Administrative Law, Yale Law School, May 2009

Discussant, Ryan Goodman and Derek Jinks, Socializing States, Temple International Law Roundtable, October 2008

Discussant, Europe, Constitutionalism and the International Legal Order, NYU Law School, October 2008

Discussant, CONNEX, The Transformation of EU Policies? EU Governance at Work. RG6 Concluding Conference, Sciences Po, Paris, France, January 2008

“The Americanization of European Law? Some Contrary Evidence from the Data Protection Directive,” Panel on Regulatory Institutions in a Globalized World, Annual Meeting of the Law and Society Association, Berlin, Germany, July 2007

Discussant, Panel on National Security and the Administrative State, Annual Meeting of the Law and Society Association, Berlin, Germany, July 2007

“The Americanization of European Law? Some Contrary Evidence from the Data Protection Directive,” Panel on Regulatory Approaches in the US and the EU, Biennial Conference of the European Union Studies Association, Montreal, Canada, May 2007

“European Rights: Change and Continuity,” Conference on European Constitutionalism: National, Transnational, and International Perspectives, Center for European Studies, University of Washington, April 2007

“The Right to Privacy in Transnational Intelligence Networks,” Symposium on State Intelligence Gathering and International Law, University of Michigan Law School, February 2007

“Two Worlds of Democracy: Accountability in French and American Administrative Law,” Panel on Comparative Administrative Law, American Association of Law Schools Annual Meeting, Washington, DC, January 2007

Discussant, Accountability and Global Public Regulation, Second Global Administrative Law Seminar, Viterbo, Italy, June 2006

Discussant, Cindy Skach, Adjudicating Difference: Judicial Review and Religious Expression in the European Union, Center for European Studies at Harvard University, April 2006

“Creating European Rights: National Values and Supranational Interests,” Workshop on Institutional Change and the Law, Department of Political Science, Northwestern University, April 2006

Discussant, Enrico Grosso, European Citizenship and Democratic Life in the European Union, European Law Research Center at Harvard Law School, March 2006

“The Enforcement of European Data Protection Policy,” Panel on Extraordinary Measures: Perspectives from the Social Sciences on the Invasiveness of Police Practices, American Association of Law Schools Annual Meeting, Washington, DC, January 2006

Panelist, Participation in the Rulemaking in the Information Age: Lessons from Europe for the United States, 2005 Administrative Law Conference of the ABA Section of Administrative Law and Regulatory Practice, Washington, DC, November 2005

Discussant, Rick Lawson, The Role of the European Court of Human Rights in Preserving Human Rights in a Single Area, Seminar on Reflexive Governance, Columbia Law School, November 2005

Discussant, Peter Strauss, Rulemaking in the Ages of Globalization and Information, Columbia Law School Faculty Lunch Series, November 2005

“Executive Federalism: Effectiveness and Legitimacy,” American Society of Comparative Law 2005 Annual Meeting, Honolulu, Hawaii, October 2005

“Civil Society and International Organizations,” Vanderbilt Law School International Legal Theory Roundtable, September 2005

Panelist, The EU’s New Ambitions, American Society of International Law Annual Meeting, Washington, DC, April 2005

“Creating Rights in the Age of Global Governance,” Conference on Administrative Law and Process in the U.S. and Abroad: Cross-Disciplinary Perspectives, University of San Diego School of Law and University of California, San Diego Department of Political Science, January 2005

Chair, Panel on The Transatlantic Dimension: The Death Penalty, American Society of Comparative Law Annual Meeting, University of Michigan, October 2004

“The Right to Civil Society Participation in European Governance,” Conference on Back to Government? The Pluralistic Deficit in Decisionmaking Process and before the Courts, University of Trento, Italy, June 2004

“Participation Rights in European Administrative Proceedings,” Conference on Administrative Procedure in European Law, University of Rome, La Sapienza, April 2003

“The Challenge of Cooperative Regulatory Relations after Enlargement,” Conference on Law and Governance in an Enlarged Europe, Columbia Law School, April 2003

Discussant, Gráinne de Búrca, The EU Open Method of Coordination: Implications for Global Governance, Globalization and Its Discontents Colloquium, New York University School of Law, March 2003

“Independence and the Proper Place for Politics,” Conference on Regulating Transnational Markets: Between State Sovereignty, Integrated Markets, and Transnational Communities, New York University School of Law, September 2002

“Judicial Federalism in the EU,” Workshop on Federalism and Multi-Level Governance, Center for European Studies, UNC-Chapel Hill, Chapel Hill, North Carolina, March 2002

“The Reformation of European Administrative Law,” Biennial Conference of the European Community Studies Association, Madison, Wisconsin, June 2001

“The Transatlantic Consumer Dialogue,” Workshop on The New Transatlantic Agenda at Five: A Critical Assessment, Robert Schuman Centre for Advanced Studies, European University Institute, San Domenico di Fiesole, Italy, April 2001

“WTO Appellate Body Report on Asbestos, Science and International Trade Conference,” Suffolk Law School, Boston, Massachusetts, October 2000

“Transnational Civil Society Dialogues,” Civil Society Panel, Academic Council on the United Nations System, Thirteenth Annual Meeting, Oslo, Norway, June 2000

POLICY AND MEDIA PRESENTATIONS

Comments on impeachment trial, Rai 3’s Mezz’ora in più-Il mondo che verrà, February 2021

Comments on UK Supreme Court decision, BBC World News America, September 2019

The Implications of Different Legal Traditions and Regimes for International Cooperation, FTC Hearing #11: The FTC’s Role in a Changing World, Hearings on Competition and Consumer Protection in the 21st Century, March 2019

The Past, Present, and Future of Data Privacy Law in the EU and the US, Conference on Security and Hate Speech hosted by the Italian Bar Association (CNF) under the auspices of the Italian Presidency of the G7, Rome, Italy, September 2017

The US Legal System on Data Protection in the Field of Law Enforcement, European Data Protection Supervisor, Brussels, Belgium, June 2015

EU Financial Crisis Solutions, U.S. Department of State, September 2012

The Impact of Lisbon on EU-U.S. Data Sharing Agreements, Roundtable Discussion on EU Data Protection Issues, U.S. Department of State, March 2011

The U.S. Privacy Act in Comparative Perspective, Public Seminar on PNR/SWIFT/Safe Harbour: Are Transatlantic Data Protected?, European Parliament, March 2007

SUPERVISION OF DOCTORAL STUDENTS

Catalina Milos Sotomayor, *Rethinking Equal Access to Economic and Social Rights in the Regulatory State: A Comparative Law Analysis of the Education and Health Sectors in Chile and Ontario* (2022), SJD GWU Law School, chair and supervisor.

Imke Risopp-Nickelson, *Interlocking Regimes and the Protection of Human Rights in Europe* (2002), PhD Duke (Political Science), committee member.

OTHER PROFESSIONAL ACTIVITIES

Titular Member (2019-present) and Associate Member (2012-2019), International Academy of Comparative Law

Member, Executive Editorial Board, American Journal of Comparative Law (2013-present)

Member, Executive Committee of the American Society of Comparative Law (2010-2012, 2016-2018)

Chair, Strategic Oversight Ad Hoc Committee of the American Society of Comparative Law (2016-2017)

Reviewer, Cambridge University Press, Oxford University Press, Hart Publishing, American Journal of Comparative Law, Law & Social Inquiry, Regulation & Governance, European Law Journal, International and Comparative Law Quarterly, Italian Journal of Public Law, Journal of Common Market Studies, Journal of Comparative Policy Analysis, International Journal of Constitutional Law, Working Paper Series of the Center for European Studies at Harvard University, Israel Science Foundation, Freiburg Institute for Advance Studies, Korean Journal of Law and Legislation

Member, Editorial Board, Comparative Law in Global Perspective, Brill Academic Publishers (2021-present)

Member, Editorial Board, Latin American Law Review (2018-present)

Member, International Advisory Committee, Rivista Trimestrale di Diritto Pubblico (2013-present)

Member, International Advisory Committee, Il Diritto dell'Informazione e dell'Informatica (2012-present)

Member, Advisory Board, SSRN's LSN Information Privacy E-Journal (2008-present)

Member, Academic Advisory Board, Electronic Privacy Information Center (2003-present)

Chair, Section on European Law, American Association of Law Schools (2014)

Member, American Society of Comparative Law Prize Committee (2004-2009)

Chair, U.S. Advisory Group to Part Two (“Rulemaking”) of ABA Project on EU Administrative Law & Process (2004-2008)

Member, European Union Studies Association (EUSA) Dissertation Prize Committee (2004-2005)

Member, German Marshall Fund Review Committee for Research Fellowship Program (2004-2005)

LANGUAGES AND PROFESSIONAL QUALIFICATIONS

Fluent in Italian and proficient in French.

Member of the District of Columbia, Massachusetts and New York Bars.