

**Elena A. Baylis**

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**Education**

**Yale Law School, J.D., 1998**

Honors & Activities: Raphael Lemkin Prize for the best paper on international human rights;  
Senior Editor, Yale Law Journal; Submissions Editor, Yale Journal of International Law;  
Director, Immigration Legal Clinic

**University of Oregon, B.A., *summa cum laude*, 1993**

Honors: Phi Beta Kappa; Russian Department Honors; Honors College graduate; Award of  
Distinction for Honors Thesis; Russian and East European Studies Certificate

**Experience**

**University of Pittsburgh, Pittsburgh, PA (2003 – Present)**

*Professor of Law*

*Joint Appointment, Graduate School of Public and International Affairs (by courtesy)*

*Affiliate Scholar, Institute for Cyber Law, Policy, and Security*

*Previously Associate Professor of Law and Assistant Professor of Law*

Teaching Areas: International and comparative law; law and policy; conflict of laws; torts;  
experiential learning; distance education

Administrative: Director, Semester in DC Program; Faculty Director, Externship Program;  
Faculty Advisor, Public Policy Concentration; Faculty Advisor, JD/MPA Joint  
Degree Program

**Georgetown University Law Center, Washington, DC (Spring 2008)**

*Visiting Scholar*

**University of Connecticut School of Law, Hartford, CT (Spring 2007)**

*Visiting Professor*

**University of Alabama School of Law (2002-03)**

**Visiting at Mekelle University Law Faculty, Mekelle, Ethiopia**

*Visiting Assistant Professor*

One-year visiting appointment in Mekelle through a Mekelle-Alabama linkage program

**Shea & Gardner, Washington, DC (2000-02)**

*Attorney*

Practice areas: Civil litigation, national security, and foreign policy

**U.S. District Court, Central District of California, Los Angeles, CA (1998-99)**

*Law Clerk for Judge Mariana R. Pfaelzer*

## Articles, Essays, and Book Chapters

*The International Law Commission's Soft Law Audience and Influence*, FIU Law Review (forthcoming 2019) (invited symposium article)

*Pluralist Hybrid Courts*, in Oxford Research Handbook on Global Legal Pluralism (P.S. Berman, ed., Oxford University Press, forthcoming 2019)

*Transnational Collaborations in Transitional Justice*, in International Law as Behavior (H. Cohen, ed., Cambridge University Press, forthcoming 2019)

*Transitional Justice and Development Aid to Fragile and Conflict-Affected States*, in Justice Mosaics: How Context Shapes Transitional Justice in Fractured Societies (R. Duthie & P. Seils, eds., ICTJ, 2017)

*The Persuasive Authority of Internationalized Criminal Tribunals*, 32 American University International Law Review 611 (2017) (invited symposium article)

*Declining Controversial Cases: How Marriage Equality Changed the Paradigm*, New York University 2015 Journal of Legislation and Public Policy Quorum 110 (2015)

*What Internationals Know: Improving the Effectiveness of Post-Conflict Justice Initiatives*, 14 Washington University Global Studies Law Review 243 (2015)

*Function and Dysfunction in Post-Conflict Justice Networks and Communities*, 47 Vanderbilt Journal of Transnational Law 625 (2014)

*Promoting Contractor Accountability in Conflict Zones*, 9 Journal of International Law and International Relations 70 (2012) (book review) (peer reviewed journal)

*The Transformative Potential of Rigorous Empirical Research*, ASIL Proceedings of the 104<sup>th</sup> Annual Meeting 31 (2011)

*Reassessing the Role of International Criminal Law: Rebuilding National Courts Through Transnational Networks*, 50 Boston College Law Review 1 (2009)

*Outsourcing Investigations*, 14 UCLA Journal of International Law and Foreign Affairs 121 (2009)

*Tribunal-Hopping with the Post-Conflict Justice Junkies*, 10 Oregon Review of International Law 361 (invited symposium article) (2008)

*National Security and Political Asylum*, in Immigration, Integration and Security: Europe and America in Comparative Perspective (A.C. d'Appollonia & S. Reich, eds., Univ. of Pittsburgh 2008)

*Parallel Courts in Post-Conflict Kosovo*, 32 Yale Journal of International Law 1 (2007) (selected for American Society of Comparative Law Work in Progress Workshop)

*Sending the Bureaucracy to War*, 92 Iowa Law Review 1359 (2007) (with David Zaring) (reprinted in *Economic Sanctions* (M. Malloy, ed., Edward Elgar 2014))

*The Inevitable Impunity of Suicide Terrorists*, in *Evil, Law and the State: Issues in State Power and Violence* (J. Parry, ed. 2006)

*Suicidal Impunity*, in *Evil, Law and the State* (e-book), I. Gozaydin & J. Madeira, eds. (2006)

*Should God and Caesar Litigate?*, 8 *Green Bag* 431 (2005) (book review)

*Minority Rights, Minority Wrongs*, 10 *UCLA Journal of International Law and Foreign Affairs* 66 (2005) (selected for American Society of International Law New Voices panel)

*Beyond Rights: Legal Process and Ethnic Conflict*, 25 *Michigan Journal of International Law* 529 (2004) (reprinted in *The United Nations System for Protecting Human Rights*, Vol. IV (D. Shelton, ed., Ashgate 2014) and *International Conflict Resolution: Consensual ADR Processes by Nolan-Haley, Abramson, and Chew* (West Pub. 2005))

*Simple Justice: Judicial Philosophy in the Kingdom of Bhutan*, 6 *Green Bag* 131 (2003) (with Donald Munro)

*General Comment 24: Confronting the Problem of Reservations to Human Rights Treaties*, 17 *Berkeley Journal of International Law* 277 (1999)

*The Oregon Model: Education Reform by Public Mandate*, 26 *Journal of Law & Education* 47 (1997)

### **Commentary and Notes**

*International Law as Behavior Symposium: Studying International Law as Behavior* (Jan. 20, 2015), <http://opiniojuris.org/2015/01/20/international-law-behavior-symposium-studying-international-law-behavior/>

*Empower National and Regional Courts*, *New York Times* (Dec. 11, 2014), <http://www.nytimes.com/roomfordebate/2014/12/11/do-we-need-the-international-criminal-court/empower-national-and-regional-courts>

*Response to Professor Melish*, *Yale Journal of International Law*, Vol. 34, No. 2: *Online Symposium* (Oct. 21, 2009), <http://opiniojuris.org/2009/10/21/yjil-symposium-response-to-professor-melish/>

Founding member and regular contributor, *Intlawgrrls* blog (2007-10), <https://ilg2.org/>

*Commentary: Why the International Criminal Court Needs Darfur*, *Jurist Legal News* (June 3, 2005), reprinted in *The Sudan Tribune* (July 5, 2005)

*Op-ed: Justice Isn't Just for Saddam*, *The Contra Costa Times* (Jan. 4, 2004)

*Constructing Credibility*, 6 *Green Bag* 399 (2003) (Interview of Ethiopian Federal Supreme Court President Kemal Bedri)

*U.S. and Multilateral Enforcement of International Criminal Law*, in *International Criminal Law*, 36:2 *International Lawyer* 569 (Summer 2002) (with C. Breckinridge)

Book Note, 21 *Yale Journal of International Law* 478 (1996)

## **Presentations**

Invited Speaker, "The Politics of Global Legal Pluralism," Law and Society Association Annual Meeting (May 2019)

Speaker, "The ILC's Future Role and the Changing Landscape of International Law," Seventieth Anniversary Celebration Symposium: The Role and Contributions of the International Law Commission to the Development of International Law, Florida International University (October 2018)

Speaker, "Pluralist Hybrid Courts," International Law Colloquium, St. John's University School of Law (September 2018)

Organizer/Moderator, International Criminal Law Interest Group Work-in-Progress Workshop, American Society of International Law (April 2018)

Paper Discussant, Hybrid Justice Workshop, London School of Economics (January 2018)

Speaker, "Hybrid Criminal Courts as Pluralist Institutions," Global Legal Pluralism Conference, Queen Mary University of London Centre for Law and Society in a Global Context (November 2017)

Speaker, "Transnational Collaborations in Transitional Justice," Faculty Workshop, Marquette Law School (October 2017)

Moderator, Nuremburg Forum, International Nuremburg Principles Academy, Nuremburg, Germany (October 2017)

Expert Participant, Hybrid Justice Workshop, Dakar, Senegal (July 2017) (co-sponsored by the Rockefeller Foundation, the LSE Institute of Global Affairs and the Wayamo Foundation)

Speaker, "Transnational Models in Rule of Law Initiatives," Sociological Inquiries into International Law Conference, Centre of Excellence for International Courts, Copenhagen, Denmark (April 2017) (Paper proposal competitively selected)

Speaker, "Should the ICC Privilege Global or Local Justice Goals?" panel, American Society of International Law Annual Meeting (April 2017)

Speaker, Hybrid Justice workshop, London School of Economics (March 2017) (invitation-only workshop co-sponsored by the Rockefeller Foundation, the LSE Institute of Global Affairs and the Wayamo Foundation)

Speaker, "Transnational Models in Rule of Law Initiatives," IntLawGrrls! 10<sup>th</sup> Birthday Conference, University of Georgia School of Law (March 2017) (Paper proposal competitively selected)

Panel Chair/Paper Discussant, International Law and Armed Conflict panel, American Society of International Law Research Forum (November 2016)

Speaker, "The Role of International Criminal Law Education," Empirical Research on International Legal Education, International Law Weekend (October 2016)

Organizer/Moderator, "International Criminal Justice and Transitional Justice: Tensions and Synergies," New York City Bar Association (October 2016)

Ignite presentation, Educating Tomorrow's Lawyers 5<sup>th</sup> Annual Conference (September 2016)

Speaker, "Practical Guidance for Constructive Engagement between International and Domestic Justice Practitioners" panel, War Crimes Research Office 20<sup>th</sup> Anniversary Conference on Prosecuting Serious International Crimes: Exploring the Intersection between International and Domestic Justice Efforts, (March 2016)

Organizer/Participant, Interdisciplinary Perspectives on Gender and Violence: Crossing Boundaries and Bridging Divides Working Conference (March 2016)

Organizer/Moderator, Global/Local: Contrasting Issues of Gender and Violence in Global and Local Contexts talk (November 2015)

Panel Chair/Paper Discussant, American Society of International Law Research Forum (October 2015)

Presented "What Internationals Know," Faculty Workshop, University of Tulsa School of Law (April 2015)

Presented "What Internationals Know," International Criminal Law Interest Group Scholarship Workshop, American Society of International Law (December 2014)

Commentator, International Law as Behavior Workshop, International Legal Theory Interest Group, American Society of International Law (November 2014)

Invited participant, Institute for International Law and Public Policy Roundtable, Temple Law School (October 2014)

Presented "State Attorneys General" at the Law and Society Association Annual Meeting (May 2014)

Presented "What Internationals Know" at the Midwest Political Science Association Annual Meeting (April 2014)

Panelist on book panel for "Global Legal Pluralism" by Paul Schiff Berman, Law and Society Association Annual Meeting (June 2013)

Panelist on The International Criminal Court and the Dynamics of Complementarity, 2013 Samuel Dash Conference on Human Rights: Jurisdiction for Mass Atrocities, Georgetown University Law Center (April 2013)

Panelist on The Nature of War, Exploring Civil Society through the Writings of Dr. Seuss, New York Law School (March 2013)

Invited participant, Institute for International Law and Public Policy Roundtable, Temple Law

School (October 2012)

Moderator, Looking to the Future: The Impact and Legacy of the SCSL, International Conference: Assessing the Contributions and Legacy of the Special Court for Sierra Leone to Africa and International Criminal Justice (April 2012)

Speaker, Book Roundtable: Certificate of Merit for Preeminent Contribution to Scholarship, Nico Krisch, Beyond Constitutionalism, American Society of International Law Annual Meeting (March 2012)

Presented *Justice Junkies on the Move*, 2011 Faculty Colloquium on International Law and Theory, Whitney R. Harris World Institute, Washington University School of Law (November 2011)

Presented *Justice Junkies on the Move*, Inaugural American Society of International Law Research Forum (November 2011) (anonymous, competitive paper selection)

Invited participant, Institute for International Law and Public Policy Roundtable, Temple Law School (October 2011)

Speaker on human rights panel, Challenges to International Law, Challenges from International Law Symposium, St. John's University School of Law (April 2011)

Panelist on The Limits of International Adjudication, International Law Weekend (October 2010)

Invited participant, Institute for International Law and Public Policy Roundtable, Temple Law School (October 2010)

Moderator, Promoting the Rule of Law: Cooperation and Competition in the EU-US Relationship Conference, University of Pittsburgh (May 2010)

Panelist on Empirical Approaches to International Law, American Society of International Law Annual Meeting (March 2010)

Invited participant, Workshop on International Law Compliance and Human Rights Indicators, Arizona State University (January 2010)

Presented research on international interventions in post-conflict justice, The Arts, Human Development and Human Rights Conference, University of Pittsburgh (May 2009)

Presented *Tribunal-Hopping*, Faculty Colloquium, Loyola University Chicago Law School (March 2009)

Presented *Outsourcing Investigations*, Trends and Tensions in International Criminal Procedure Symposium, UCLA Law School (February 2009)

Presented *Bellwether Trials*, Temple International Law Colloquium, Temple Law School (February 2009)

Presented *Bellwether Trials*, Georgia International Law Colloquium, University of Georgia Law School (January 2009)

Presented *Tribunal-Hopping*, Transnational Networks Conference, Southern Methodist University Law School (November 2008)

Presented *Reassessing the Role of International Criminal Law*, Northeast Law and Society Association Annual Meeting (October 2008)

Panelist, International Criminal Law panel, International Law Weekend, organized by the American Branch of the International Law Association (October 2008)

Panelist on international legal pluralism; panelist on national and international courts; roundtable participant on sociolegal methods, Law and Society Association Annual Meeting (May 2008)

Commentator, Junior International Law Scholars Conference, New York Law School, (February 2008)

Invited speaker at Oregon Review of International Law Second Annual Symposium, University of Oregon Law School (February 2008)

Workshopped *Reassessing the Role of International Criminal Law*, University of Pittsburgh Law School faculty workshop (September 2007)

Panelist on legal pluralism and discussant on international legal tribunals and national law, Law and Society Association Annual Meeting (July 2007)

Presented *Parallel Courts*, University of Connecticut Law School faculty workshop (April 2007)

Panelist on "Global Legal Pluralism," Association for Law, Culture and the Humanities Annual Meeting, Georgetown University (March 2007)

Workshopped *Reassessing the Role of International Criminal Law* at Junior International Law Scholars Roundtable, Yale Law School (March 2007)

Presented *Parallel Courts* as panelist on "The Past and Future of Legal Pluralism," American Association of Law Schools Annual Meeting (January 2007)

Presented *National Security and Political Asylum* at Immigration, Integration and Human Security Issues conference, Sciences-Po, Paris (June 2006)

*Parallel Courts* selected for American Society of Comparative Law workshop, University of Michigan Law School (April 2006)

Panelist, Conflict Resolution in Africa workshop, sponsored by LaRoche College and African Studies Center, University of Pittsburgh (March 2006)

Workshopped *Sending the Bureaucrats to War*, Junior International Law Scholars Roundtable, American Society of International Law annual meeting (March 2006).

Workshopped *Sending the Bureaucrats to War*, University of Pittsburgh faculty work in progress talk (February 2006)

Presented *National Security and Political Asylum* discussion paper, Immigration Policy Post-9/11 Workshop, organized by the Fondation Nationale des Sciences Politiques and the Ford Institute for Human Security (September 2005)

*Minority Rights, Minority Wrongs* paper selected for American Society of International Law's New Voices panel at annual meeting (April 2005)

Visiting Scholar and International Law Colloquium Speaker on ethnic conflict, Whittier Law School (March 2005)

Presented *Minority Rights* work in progress at faculty workshop, Villanova Law School (February 2005)

Speaker on "Prosecuting Saddam Hussein," Rodef Shalom Synagogue, Pittsburgh, PA (January 2005)

Speaker on ethnic conflict, International Law Colloquium series, George Washington University Law School (January 2005)

Panelist on comparative law and African traditions, American Society of Comparative Law conference, held at University of Michigan Law School (October 2004)

Media panelist on foreign policy issues in the second presidential debate, Ridgway Center for International Security Studies (October 2004)

Panelist on "Conflicts and the Refugee Crisis in Eastern Africa," Global Issues Forum, University of Pittsburgh (September 2004)

Panelist on suicide terrorism, Evil, Law, and the State Conference, Oxford University, Oxford, England (July 2004)

Panelist on terrorism and civil liberties, Law and Society Association Annual Meeting (May 2004)

Presented *Ethnic Conflict and Legal Process* work in progress, Case Western University School of Law (March 2004)

Moderated panel on international human rights law scholarship, Junior International Law Scholars Roundtable, sponsored by University of Virginia School of Law (December 2003)

Panelist on crimes against humanity and victims' rights, American Bar Association Criminal Justice Section Annual Meeting (November 2003)

Moderated discussion on Rwandan gacaca courts, Kabak Conference on Conflict Resolution, University of Pittsburgh (October 2003)

Panelist on diversity in legal education, Mid-Atlantic Black Law Students Association Academic Retreat, held at University of Pittsburgh (September 2003)

Participant, ACUNS/ASIL Summer Workshop on International Organization Studies, held at Yale University (August 2003)



Panelist on women in higher education, Mekelle University (December 2002)

Speaker, Ethiopian Federal Supreme Court Conference on Constitutional Interpretation, Addis Ababa, Ethiopia (December 2002)

Panelist on Mekelle-Alabama linkage program, Association Liaison Office for University Cooperation in Development Annual Conference, Washington, DC (August 2002)

Panelist on U.S. immigration policy, Mekelle University (March 2002)

### **Grants and Other Activities**

Contributed to Brief of Human Rights Nongovernmental Organizations as *Amici Curiae* in Support of Appellees, Ms. L v. United States Immigration and Customs Enforcement (9<sup>th</sup> Cir.) (2018)

Expert Participant, Working Group to Develop Guidelines for Hybrid Criminal Courts, Hybrid Justice Project, co-sponsored by the Rockefeller Foundation, the Wayamo Foundation and the London School of Economics Institute of Global Affairs (2017-18)

Vice Chair, Rule of Law, American Bar Association International Law Section (2016-17)

Consultant, International Center for Transitional Justice (2015-16)

Consultant, Office of the Vice Provost for Online Education and Academic Innovation, George Washington University (2015)

Integrative Social Science Research Initiative, University of Pittsburgh, competitively awarded grant to consortium of interdisciplinary faculty members to support a series of talks and working conference on gender and violence research (2015-16)

U.S. Institute of Peace, Annual Grant to support research on post-conflict justice (2009-11)

Global Studies Center, University of Pittsburgh, competitively awarded faculty grant to support qualitative research on post-conflict justice (2011)

Organizer, Junior International Law Scholars Association D.C. Summer Workshop Series (2010)

Organizer, Socio-Legal Methods in International Law Workshop (September 2008)

European Union Center, University of Pittsburgh, competitively awarded grant for EU research (2007)

Central Research Development Fund, University of Pittsburgh, competitively awarded grant for qualitative research on transitional justice in Democratic Republic of Congo (2006)

University Center for International Studies, University of Pittsburgh, competitively awarded grant for qualitative research on transitional justice in Democratic Republic of Congo (2006)

European Union Center, University of Pittsburgh, competitively awarded grant for EU research (2005)

Center for Russian and East European Studies, University of Pittsburgh, competitively awarded grant for qualitative research in Kosovo (2005)

University Center for International Studies, University of Pittsburgh, Co-Principal Investigator on grant for workshops on national security, immigration, and civil liberties in the United States, Russia, and the European Union (2005)

Minority Group Protections Seminar, University of Prishtina Faculty of Law, Kosovo (2004)

Co-wrote proposed sexual harassment code and guidelines for Mekelle University and Ethiopian Ministry of Education (2003)

Wrote Mekelle University Law Faculty's citation guidelines and plagiarism code (2002)

Participant, ABA Working Group on the Council of Europe Criminal Convention on Corruption. Co-drafted the ABA International Law Section's recommendation regarding U.S. ratification. (2000)

Participant, ABA Working Group on the International Criminal Court. Co-drafted an amendment to the procedural rules concerning cross-examination and observed the June 2000 Preparatory Commission meeting at the United Nations (2000)

### **Professional and Community Roles**

Project Expert, Hybrid Justice Project, Co-sponsored by the Rockefeller Foundation, the Wayamo Foundation and the London School of Economics Institute of Global Affairs

Officer, International Criminal Law Interest Group, American Society of International Law

European Society of International Law

American Society of Comparative Law

Law and Society Association

Educating Tomorrow's Lawyers Consortium

Advisory Director, Brother's Brother Foundation

Reviewer, Oxford University Press, Stanford University Press, University of Michigan Press,

Cambridge University Press, Routledge Press, Africa Today, Irish Yearbook of International Law,

Global Constitutionalism (a Cambridge journal), U.S. Institute of Peace

Admitted to District of Columbia and California bars