



WSDHANDACENTER
FOR HUMAN RIGHTS & INTERNATIONAL JUSTICE
Stanford University

David Cohen

CURRICULUM VITAE

May 2017

CURRENT POSITIONS

Director, WSD HANDA Center for Human Rights and International Justice
WSD Handa Professor in Human Rights and International Justice
Professor of Classics
Stanford University

Director, Asian International Justice Initiative
Senior Fellow in International Law
East-West Center, Honolulu

EDUCATION

1969 B.A. Occidental College
1972 J.D. UCLA School of Law
1981 Ph.D. University of Cambridge (Classics/Ancient History)

ACADEMIC CAREER

1979 Assistant Professor, Department of Rhetoric, UC Berkeley
1979 Dana Fellow in Comparative Law, School of Law, UCLA
1982 Associate Professor, Department of Rhetoric, UC Berkeley
1983 Visiting Professor, University of Frankfurt and Max Planck Institute for European
Legal History, Frankfurt
1987 Visiting Fellow, Max Planck Institute for European Legal History, Frankfurt, and
Leopold Wenger Institute for Ancient Legal History, Munich
1988 Professor, Department of Rhetoric, UC Berkeley
1991 Visiting Professor, Law School and Department of History, University of Chicago
1992 Visiting Professor, Law School, University of Chicago
1992 Professor, Department of Classics, UC Berkeley
1996 Visiting Professor, Law School and Department of History, University of Chicago
1997 Professor of Law and Social Thought, University of Chicago
1997-1998 Fellow, Historisches Kolleg, Munich
1998-2002 Chancellor's Professor, Rhetoric and Classics, UC Berkeley
1999-2004 Director, International Documentation Center for War Crimes Trials
Max Planck Institute for Legal History, Frankfurt (Co-Director Dieter Simon)
1999-2006 Adjunct Fellow, East West Center, Honolulu
1999-2014 Founding Director, Berkeley War Crimes Studies Center
2003 International Advisory Board JSMP, East Timor
2004- 2014 Sidney and Margaret Ancker Professor for the Humanities
2006- Director, Asian International Justice Initiative, East-West Center
2006- Senior Fellow in International Law, East-West Center
2006- 2008 Expert Advisor to the Commission on Truth and Friendship for Indonesia and
Timor Leste
2008 Visiting Professor, University of Hawaii School of Law
2009 Visiting Professor, Faculty of Law, University of Lyon III
2009- 2010 Chair, Expert Group for a Human Rights Resource Center for ASEAN

2009-2013 Visiting Fellow, Hoover Institution, Stanford University
 2010 Visiting Professor, Faculty of Law, University of Zurich
 2010 Visiting Professor, Faculty of Law, University of Lyon III
 2010 Professor, University of Zurich and American University in Cairo Summer School in International Law
 2010- Advisor to Human Rights Resource Center for ASEAN
 2010 Visiting Professor, Stanford University
 2010 Advisor to Indonesian National Witness and Victim Protection Agency (LPSK)
 2011 Visiting Professor, University of Munich (LMU)
 2011 Visiting Professor Stanford University
 2012 Visiting Professor University of Munich (LMU)
 2012 Visiting Professor Stanford University
 2012-2016 Professor of Law, University of Hawaii
 2012- Professor in the Graduate School, UC Berkeley
 2013 Fellow, Center for Advanced Studies, University of Munich
 2013- Founding Director, WSD HANDA Center for Human Rights and International Justice Stanford University
 2013-2016 WSD HANDA Visiting Professor in Human Rights and International Justice, Stanford University
 2013- 2016 Distinguished Visiting Fellow, Hoover Institution, Stanford University
 2016 Visiting Senior Fellow RSIS, NTU Singapore
 2017- WSD Handa Professor in Human Rights and International Justice, Stanford
 2017- Professor of Classics, Stanford University

ACADEMIC HONORS, ACTIVITIES, AND FELLOWSHIPS

1967-69 Occidental College Scholar
 1969-70 Florence Virginia Wilson Honorary Scholarship, School of Law, UCLA
 1970-71 Law Review, UCLA
 1973-74 National Endowment for the Humanities Humanists Fellowship
 1975-76 Regents Fellowship, University of California
 1978-79 American Council of Learned Societies Research Fellowship
 1979 National Endowment for the Humanities Summer Fellowship for Law Teachers
 1979-80 Dana Fellowship in International and Comparative Law
 1980 American Bar Foundation Legal History Fellowship
 1983 Gerda Henkel Stiftung Fellowship
 1987 Alexander von Humboldt Stiftung Senior Research Fellowship
 1987 American Bar Foundation Legal History Fellowship
 1993-94 Guggenheim Foundation Fellowship
 1994 University of California President's Fellowship in the Humanities
 1994 American Council of Learned Societies Research Fellowship
 1996 Director, NEH Summer Seminar for College Teachers
 1997 Historical Research Prize, Historisches Kolleg, Munich
 1998 Fellow, Historisches Kolleg, Munich
 1998-2007 Member, Scientific Advisory Board (*Wissenschaftliches Beirat*) Max Planck Institute for Legal History, Frankfurt
 2000 Director, NEH Summer Seminar for College Teachers
 2001 Research Fellowship, East West Center
 2002 Co-Director, NEH Summer Seminar for College Teachers
 2004 UC Berkeley Undergraduate Mentorship Award
 2005- 06 Humanities Research Fellowship, UC Berkeley
 2007 Honorary Doctorate in Law (*Doctor Honoris Causa*), University of Zurich
 2009- Member, University of Zurich Expertise Center (Kompetenzzentrum) for Human Rights
 2009- Member, Advisory Board for the Center for Justice and Reconciliation, Cambodia
 2009- Member, Advisory Board of the International Criminal Court Legal Tools Database and Case Matrix Network
 2010-12 Member, Advisory Board, Human Rights, Peace-Building and Conflict Prevention Program, Singapore Management University
 2010- 13 Member, Advisory Board of CIVICUS, Cambodia
 2010 Member, Advisory Board, Forum for International Criminal Law

2010-2011	Member, Advisory Board of the African Association of Rhetoric Humanities Research Fellowship, UC Berkeley
2010-14	National Endowment for the Humanities Collaborative Research Grant
2011	University of Munich (LMU) Center of Excellence Fellowship
2012	University of Munich (LMU) Center of Excellence Fellowship
2013	Fellowship, Center for Advanced Studies, University of Munich
2014	Honorary Doctorate in International Law, University of Cambodia
2016	Advisory Board, Pakistan Journal of Criminology

PROFESSIONAL ACTIVITIES in HUMAN RIGHTS, RULE of LAW, and INTERNATIONAL CRIMINAL LAW

A. Trial Monitoring

Monitored Special Panels for Serious Crimes in East Timor 2001-2005
 Monitored Jakarta Ad Hoc Human Rights Court East Timor Trials 2002-2005
 Director, Trial Monitoring Project for the Special Court for Sierra Leone 2003-2011
 Director, Trial Monitoring Project at the Bosnian War Crimes Chamber
 Director, Trial Monitoring Project for Gacaca Courts in Rwanda
 Director, Trial Monitoring Project for the Extraordinary Chambers in the Courts of Cambodia 2005- present.
 Director, Trial Monitoring Project for the International Crimes Tribunal, Bangladesh
 Director, Trial Monitoring Project for the Extraordinary African Chambers, Senegal 2015
 Advisor and Co-Director with Dian Rositawati, Monitoring the Indonesian Ant-Corruption Courts 2015- 2018

B. Judicial Training

1. Indonesia

2003-2007 Project Director, Judicial Training in Human Rights and International Law in Partnership with the Supreme Court of Indonesia, ELSAM as local partner:

- Training for Ad Hoc Human Rights Court Judges, East-West Center 2003
- Training for Supreme Court Judges, East-West Center 2004
- Advanced Training and Training the Trainers for Supreme Court, High Court, and Human Rights Court Judges, and Prosecutors from the Human Rights Directorate, Jakarta 2006
- Training for Regional Human Rights Courts Judges and Prosecutors: Jakarta, Surabaya, Medan, Macassar, Kupang, Jayapura 2005-2007
- Drafting and Publication of Official Supreme Court Guidelines to Practice in the Human Rights Courts. PSHK and LEIP as local partners. 2006
- Workshop on Human Rights, ASEAN Integration and Judicial Training Reform for the Supreme Court of Indonesia, East-West Center 2011
- Director, Training Program for Judge Instructors at the Judicial Training Center (local partners Supreme Court and ELSAM) 2011-12
- Director, Human Rights, Rule of Law, and Conflict Prevention Training for Judges, Prosecutors, Police, prison Administrators, National Human Rights Commission Investigators, and Civil Society in Papua and West Papua 2010-2012 (local partners, ELSAM and ICJR)

Other Training Projects

- Co-Organizer, Workshop for Jakarta Legal Aid 2008
- Workshop with Ministry of Law and Human Rights on Creating a National Human Rights Database, Jakarta, 2009
- Co-Organizer, Workshop for Human Rights Prosecutors (in partnership with the US Department of Justice), Jakarta 2009
- Co-Organizer, Training Program for Indonesian National Commission for Witness and Victim Protection (LPSK), Workshops in Jakarta 2009, 2010

- Leader, USAID Seminars for Law Faculty at the University of Indonesia, University of Bandung, University of Medan, University of Palembang, University of Makassar, and Udayana University, Bali, February-March 2015
- Co-Organizer with Dian Rositawati, USAID Workshops for Legal Aid Lawyers on Gender Discrimination, Indigenous Peoples' Rights, Environmental Rights and Fair Trial Rights, Jakarta, September 2016
- Co-Organizer with Dian Rositawati and TAF, Workshop for the Indonesian National Human Rights Commission, Jakarta, September 2016

2. Sierra Leone (Special Court for Sierra Leone)

- Director, Training Workshop for Trial Chamber 1, Special Court for Sierra Leone 2005
- Director, Training Workshop for Trial Chambers 1 and 2, Special Court for Sierra Leone 2006

3. Cambodia (Extraordinary Chambers in the Courts of Cambodia/ECCC)

- Director, Lessons Learned Workshop for the ECCC and Special Panels for Serious Crimes, East Timor. Bangkok 2006
- Director, NGO Workshop in preparation for ECCC trials. Phnom Penh 2006
- Organizer, Expert Advisory Visit to ECCC 2006
- Director, Training Workshops in International Law and Trial Practice for the ECCC, Phnom Penh, (2006-2010)
 - Prosecution Workshop (OCP) 2007
 - Defense Support Unit Workshop for Cambodian Defense Counsel 2007
 - Defense Support Unit Workshop for Cambodian Defense Counsel 2008 (2 workshops in 2008)
 - Judges Workshop 2008
 - Trial Chamber Workshop 2008
 - Office of the Co-Investigating Judges Workshop 2008
 - Pre-Trial Chamber Workshop 2008
 - Prosecution Workshop (OCP) 2008
 - Prosecution Workshop, October 2010
 - Defense Support Unit Workshop October 2010
 - Civil Parties Workshop October 2010
 - Trial Chamber 2011
 - Supreme Court Chamber 2011
- Reconciliation in Cambodia (2012-2015) funded by USAID
- Summer School in Human Rights and International Criminal Law for German, American, and Cambodia law students. 2014; Co-Director, Dr. Elisa Hoven, University of Cologne
- Civil Society Community Outreach Training Program for "Voices of Reconciliation" Project, (USAID) 2013-2015

Other Projects:

- Collaboration with Tuol Sleng Genocide Museum on IT and Public Information Resources (2014 -)
- Collaboration with Royal University of Law and Economics, Panasastra University, and University of Cambodia (funded by Canada) faculties of law to develop skills based and interactive pedagogy and courses on fair trial rights and other areas of human rights. Ongoing workshops have trained 24 lecturers and courses have included 250 students (2014-)
- Monthly civil society roundtable discussions/seminars (2014-)

4. Philippine Supreme Court

- Director, International Criminal Law and Security Training Program for the Philippine Supreme Court National Training Academy 2016-
- Inaugural Workshop, January 17-23, 2016
- Advanced Training and Introductory Training November 21-26, 2016

C. Human Rights and Humanitarian Law Education

- Director, Annual Summer Institute for International Humanitarian Law and Human Rights
 - “Transitional Justice and Human Rights in SE Asia,” Bangkok 2008, local partner Human Rights Center, Mahidol University
 - “Human Rights Challenges in Asia and the Roles of National Human Rights Institutions and the ASEAN Intergovernmental Human Rights Commission,” Denpasar 2009, local partner National Human Rights Commission of Indonesia (Komnas HAM)
 - “Human Rights and Internal Armed Conflict in South and Southeast Asia,” Denpasar 2010, local partner National Human Rights Commission of Indonesia (Komnas HAM)
 - “Women’s and Children’s Rights in ASEAN,” Singapore 2011, Local partners: Center for International Law at the National University of Singapore, Singapore Management University Faculty of Law, Human Rights Resource Center for ASEAN “Business and Human Rights in ASEAN,” Singapore 2012, Local partners: Center for International Law at the National University of Singapore, Singapore Management University Faculty of Law, Human Rights Resource Center for ASEAN
 - “Migration and Human Rights in ASEAN,” Udayana University Bali, August 2013 in partnership with the Human Rights Resource Center for ASEAN (HRRCA) and the ASEAN Commission for the Promotion and Protection of the Rights of Women and Children
 - “2014 Protection of Women and Children in Armed Conflict,” Udayana University, Bali, August 2014, in collaboration with the HRRCA, The ASEAN Secretariat, The ASEAN Commission for the Promotion and Protection of the Rights of Women and Children, the ASEAN Intergovernmental Human Rights Commission
 - “2015 Combatting Human Trafficking and Slavery in ASEAN”, Bali, August 2015 in collaboration with the Udayana University, the ASEAN Secretariat, the ASEAN Commission for the Promotion and Protection of the Rights of Women and Children, the ASEAN Intergovernmental Human Rights Commission, and the ASEAN Commission on the Promotion and Protection of the Rights of Migrant Workers
 - “2016 Human Rights Impact of the ASEAN Economic Community”, Bali August 2016. in collaboration with the Udayana University, the ASEAN Secretariat, the ASEAN Commission for the Promotion and Protection of the Rights of Women and Children, the ASEAN Intergovernmental Human Rights Commission, and the ASEAN Commission on the Promotion and Protection of the Rights of Migrant Workers
 - “2017 Trade, Investment, and the Rule of Law in the ASEAN Economic Community” (Bali, August 2017)

D. Tribunal Outreach

- Director, “A Time for Justice” Project. 5 films made prior to the beginning of the Khmer Rouge trials and broadcast several times on CTN and other national networks in Cambodia. The films were screened at community meetings in rural areas in 19 provinces in Cambodia and followed by community discussion. Approximately 50,000 Cambodians participated in these meetings, which were organized by a consortium of 5 Cambodian NGOs under the auspices of our project. Key local partners included Khmer Mekong Films, Center for Social Development, Cambodian Human Rights Action Committee (CHRAC) and the Phnom Penh Office of the Open Society Justice Initiative. 2007-2008.
- Director, “Duch on Trial” Project. A weekly television show on the Duch trial at the ECCC (Case 001), broadcast on the largest Cambodian national network (CTN). A total of 26 30 minute shows, which were watched by a weekly viewing audience of 2-3 million Cambodians.
- Director, “Senior Leaders on Trial,” a weekly television and radio show on Case 002 at the ECCC, broadcast on CTN; in combination with Reconciliation in Cambodia, community reconciliation meetings with Khmer Rouge victims, September 2011- 2015
- Director, “Voices of Reconciliation,” television and film productions to promote reconciliation in Cambodian communities, with community workshops in selected victim and civil parties communities across Cambodia
- Director, a series of TV shows on CTN and other networks on sexual violence in Case 002/2 at the Khmer Rouge Tribunal; an international documentary on the same theme

- (2016-2017)
- Co-Director with Matthew Robison of Khmer Mekong Films,, international documentary on forced marriage and sexual violence under the Khmer Rouge and today in Cambodia, funded by British FCO initiative on ending modern day slavery.
- Director, “Virtual Tribunal” Project
- The Virtual Tribunal for the Extraordinary Chambers in the Courts of Cambodia. An Educational Legacy and Training Project in partnership with the ECCC and the Center for Computer Science and Linguistics, University of Munich (LMU) 2010-
- Virtual Tribunal Project for the Special Court for Sierra Leone, in partnership with the Hoover Institution and the SCSL, 2010-2013
- Virtual Tribunal Project for the International Criminal Tribunal for the former Yugoslavia, in Partnership with Professor Franz Guenther, Center for Computer Science and Linguistics, University of Munich (LMU) and with Chaim Litewski, Director UN Television 2013-
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E. Advisory Work

- Expert Advisor, Commission on Truth and Friendship for Indonesia and Timor-Leste, 2006-2008 (This included directing a research team of 4 Indonesians and 4 Timorese lawyers and 1 American graduate student. Our team produced 2 major reports for the commission (totaling 700 pages single-spaced) which analyzed all of the previous trials and evidence on crimes against humanity in East Timor in 1999 and provided the basis for the Commission’s Final Report).
- Advisor to the Human Rights Resource Center for ASEAN (housed at the Faculty of Law, University of Indonesia, Jakarta) 2010-
- Advisor to the Indonesian National Commission for Witness and Victim Protection 2009-2011
- Expert Rule of Law Advisor to the USAID ASEAN Judiciaries Initiative (ASEAN Secretariat and USAID ADVANCE and PROGRESS projects 2010 - present). This role includes speaking and facilitating at USAID PROGRESS events with the ASEAN Intergovernmental Human Rights Commission and other ASEAN and civil society participants 2014- present. It also includes advising on the creation and implementation of a rule of law/legal harmonization program under USAID auspices for the 10 ASEAN Judiciaries through the creation of working groups under the Council of ASEAN Supreme court Chief Justices.
- Expert Advisor (including project design), EU funded Project for Monitoring of the Indonesia Anti-Corruption Courts, Capacity Building of Anti-Corruption NGOs, Analysis of Anti-Corruption Court Cases, and Revision of Anti-Corruption Training Modules for the National Judicial and Prosecution Training Centers. In partnership with LeIP and ELSAM 2015-2017 (and with support from USAID E2J (2015)
- Advisor to Thammasat University Faculty of Law Program: LLM in Human Rights and Certificate Program for Government Officials
- Advisor to National Human Rights Commission of Indonesia to analyze 6 pending cases of gross human rights violations and make recommendations to the Attorney General and the National Commission (with Dian Rositawati as head of the Indonesian research team)
- Advisor to project analyzing the 131 Indonesian prosecutions under the Blasphemy Law, Dian Rositawati, project director. Funded by British Embassy, Jakarta

F. Evaluation

- Team Leader for Evaluation of USAID E2J Project on legal education in Indonesia

PUBLICATIONS

Books and Monographs:

The Athenian Law of Theft, C.H. Beck Verlag, Munich, Muenchner Beitrage zur Rechtsgeschichte, 1983.

Law, Society and Sexuality: The Enforcement of Morals at Classical Athens, Cambridge University Press, 1991. (Greek translation, Athens 1999).

David Daube: Collected Studies in Roman Law (2 vols, edited by D. Cohen and D. Simon), Klostermann, 1991.

Law, Violence, and Community in Classical Athens, Cambridge University Press 1995.

Law, Democracy, and Social Control (D. Cohen, ed.), Oldenbourg Verlag, 2002.

Intended to Fail: Trials before the Ad Hoc Human Rights Court in Jakarta (International Center for Transitional Justice **Special Reports** 2004), Translated into Bahasa Indonesia 2005.

Cambridge Companion to Greek Law (co-editor Michael Gagarin, Cambridge University Press 2005)

Indifference and Accountability: The United Nations and the Politics of International Justice in East Timor (East-West Center **Special Reports** 2006)

Seeking Truth and Accountability: Report of the Expert Advisor to the Commission on Truth and Friendship for Indonesia and Timor-Leste (co-authors Leigh-Ashley Lipscomb and Aviva Nababan; 2008 Commission on Truth and Friendship; Bahasa Indonesia translation , ELSAM 2009)

Seeking Truth and Accountability Part II: Report of the Expert Advisor to the Commission on Truth and Friendship for Indonesia and Timor-Leste (co-author Leigh-Ashley Lipscomb; 2008 Commission on Truth and Friendship, Bahasa Indonesia translation, ELSAM 2009)

Editor, **Baseline Survey on the Rule of Law for Human Right in ASEAN** (co-editor, Kevin Tan, HRRC Jakarta 2011)

Editor, **Baseline Survey on the Rights of Women and Children in ASEAN and Exploitation in Migration** (co-editor Kevin Tan, 3 volumes, HRRC Jakarta 2012)

Co-Editor, **Baseline Survey on Business and Human Rights in ASEAN** (Editor, Christine Kaufmann HRRC Jakarta 2013)

Editor, **Keeping the Faith: Freedom of Religion, Thought, and Conscience in ASEAN** (co-editor, Kevin Tan, HRRC Jakarta 2015)

A Well-Reasoned Opinion? The Judgment and Trial of the Senior Leaders at the Khmer Rouge Tribunal/ECCC (co-authors Penelope VanTuyl and Melanie Hyde; East-West Center Special Report November 2015)

Justice at the Crossroads: Justice Sector Reform in East Timor 2000-2015 (co-author Leigh-Ashley Lipscomb, Institute for Policy Analysis of Conflict Special Report, September 2015)

Editor, **The Rule of Law for Human Rights in ASEAN**, (co-editor Kevin Tan; HRRC Jakarta 2016)

Editor, **ASEAN Law and Regional Integration: Governance and the Rule of Law in Southeast Asia's Single Market** (co-editor Diane Desierto) to appear Routledge Fall 2016.

Justice on Appeal: Commentary on the Case 002/01 Final Judgment at the Extraordinary Chambers in the Courts of Cambodia (co-authors Daniel Mattes and Caitlin McCaffrie), KRT Monitor Special Report (August 2017)

Books Under Contract:

Twisted Paths of Justice: The Politics and Jurisprudence of the World War II War Crimes Trials, under contract to Cambridge University Press (to appear 2018)

Law, Politics, and Jurisprudence at the Tokyo War Crimes Trial (co-author, Yuma Totani,) under contract to Cambridge University Press (to appear 2018)

The Special Panels for Serious Crimes in East Timor, under contract to Elgar Publishing (to appear 2018)

Articles on War Crimes Trials, Transitional Justice, and International Criminal and Humanitarian Law

"The Legacy of Nuremberg," *Rechtshistorisches Journal* (1995), 531-49.

"Beyond Nuremberg: Individual Responsibility for War Crimes," in C. Hesse and R. Post, eds., **Human Rights in Transition**, Zone Press (1999), 53-92.

"Bureaucratic Responsibility in the World War II War Crimes Trials," *Rechtshistorisches Journal* (1999) 313-42.

"Öffentliche Erinnerung und Kriegsverbrecherprozesse in Asien und Europa", in Klinkhammer and Schwentker, eds., **Diktatur, Krieg, und Erinnerung in Deutschland, Italien, und Japan** (Fisher Verlag 2004)

"The Rhetoric of Transitional Justice: Strategies of Reconciliation and Revenge in the Restoration of the Athenian Democracy in 403 B.C.", *Annales Europeen de Sociologie* 62 (2001)

"Historiography, War, and War Crimes; The Representation of World War II", *Rechtshistorisches Journal* (2000) 1-19

"Transitional Justice in Divided Germany after 1945", J. Elster, ed., **Transitional Justice** (Cambridge University Press 2006).

"Seeking Justice on the Cheap: Is the East Timor Tribunal Really a Model for the Future?" (**Asia-Pacific Issues**, East-West Center, September 2002)

"Nuremberg's Legacy: Models of Command Responsibility", **Guerra ai Civili**, (Il Mulino 2005)

"Indonesia After the Tsunami", co-authors Aviva Nababan and Agung Widjaya, in **After the Tsunami: Human Rights and Vulnerable Populations** (East-West Center 2005)

Military Justice from WWII to Guantanamo: Fair Trials, Judicial Murder, and International Standards in WWII Crimes Trials in Asia", in R. Kiesow, et. al, eds., **Summa: Festschrift fuer Dieter Simon** (Klostermann 2005)

"The East Timor Trials: Perspectives and Challenges for the Indonesian Human Rights Courts", co-author Agung Widaryanata, to appear in, ed., M. Cammack, **Indonesian Law and Judicial Reform** (Asian Law Center, Univ. of Washington)

Review of E. Weitz, **A Century of Genocide**, Eric Weitz. *Journal of World History* (2005)

"The Jurisprudential Legacy of the International Criminal Tribunal for the Former Yugoslavia" (United Nations Development Program 2006)

"Justice on the Cheap Revisited", **Asia-Pacific Issues**, East-West Center 2006

"Hybrid Tribunals : Prospects and Challenges", University of Marburg 2007

"War Crimes", **International Encyclopedia of the Social Sciences** (2007)

"Hybrid? Justice in East Timor, Sierra Leone, and Cambodia: 'Lessons Learned' and Prospects for the Future", **Stanford Journal of International Law** 2007

"International Law and Command Responsibility in the Adam Damiri Case at the Indonesia Ad Hoc Human Rights Court", (in Bahasa Indonesia), ELSAM 2007

- “Strategies of Excuse and Justification in WWII War Crimes Trials in Asia”. J. Elster, ed., **Defenses and Excuses in War Crimes Trials in WWII** (Norwegian Academy 2009)
- “‘Hybrid’ Tribunals and the Limits of Accountability: Aims, Resources, and Political Will”, in Bergsmo and Elster, eds., **Law in Peace Negotiations** (2009, republished 2010, Oslo)
- “The Jurisprudence of the Tokyo Trial and its Legacy”, Mochizuki and Daqing, eds., **The Tokyo Tribunal: Justice, Power, and Society** (2010)
- “When More May be Less: Transitional Justice in East Timor” (co-author, Leigh-Ashley Lipscomb), *Nomos*, Special Issue **Transitional Justice**, eds. Williams, Nagy, Elster (2011) pp. 257-315.
- “Accountability in the Balance: Trials before the Special Panels for Serious Crimes in East Timor 1999-2005,” in M. Karagianakis ed., *Law in Context* Special Issue (2010) 103-131.
- “Civil Society Initiatives and the ASEAN Intergovernmental Human Rights Commission” *Asia Pacific Bulletin* (2010).
- “Contextual Approaches to Transitional Justice: Proposing a New Normative Framework” (Co-Author Mahdev Mohan, 2012)
- “War, Genocide, and Responsibility” (in Japanese, English translation to appear), in Ishida and Takeuchi, **Genocide in the Modern World (Tokyo 2011)**
- “Prosecuting Sexual Violence from the Tokyo Tribunal to the ICC”, in Bergsmo and Wood, eds., **Understanding and Prosecuting Sexual Violence in International Criminal Law**, (Forum for International Humanitarian and Criminal Law 2012)
- Review of Morten Bergsmo (ed.), **Active Complementarity: Legal Information Transfer** Journal of International Criminal Justice 2012 10: 1017-1019
- “The Passage of Time, the Vagaries of Memory, and Reaching Judgment in Mass Atrocity Cases”, W. Cheah and M. Bergsmo, eds., **Old Evidence and Core International Crimes** (FICHL 2012)
- “The Singapore War Crimes Trials and their Legacy Today”, **Singapore Law Review** 2013.
- “Politics, Judicial Independence, and Transitional Justice at the Khmer Rouge Tribunal”, MYOPS April 2013.
- Review of Ryan, **Yamashita’s Ghost: War Crimes, MacArthur’s Justice, and Command Accountability**, *Diplomatic Review* 2013.
- “韦伯战争罪判决草案——东京审判判决的另一视角” (“An Alternative Tokyo Judgment: The Draft ‘President’s Judgment’ of Sir William Webb at the IMTFE”) in **2013东京审判学术讨论会论集** (Shanghai, 上海交通大学出版社 2014).
- “The Historiography of the Historical Foundations of Theories of Responsibility in International Criminal Law”, Bergsmo and Cheah, eds., **Historical Foundations of International Criminal Law** (FICHL 2014)
- “The ASEAN Human Rights Landscape: From the ASEAN Charter to the ICC?”, **2014 Judicial Symposium in Korea. International Judicial Cooperation for the Rule of Law and Human Rights**; Supreme Court of Korea (2014)
- “Dissent at Tokyo: The Opinion of Justice Bernard at the IMTFE”, L. Daqun and B. Zhang eds., **Historical War Crimes Trials in Asia** (Torkel Opsahl 2016) 77-91.
- “The rule of law and human rights in ASEAN: Towards a ‘rules-based community?’”, to appear in Cohen and Desierto eds, **ASEAN Law and Regional Integration** (Routledge 2016)
- “Closing Statements in Case 002/2” (co-authors Lina Tey, et. al.), “KRT Trial Monitor” Issue 80, July 2017.

Articles on Legal History, Ancient History, and Classics:

- "Suibhne Geilt," *Celtica* 12 (1976), 113-124.
- "The Imagery of Sophocles: A Study of Ajax's Suicide," *Greece and Rome* 25 (1978), 24-36.
- "Verbal Patterns in the Prometheus Bound," *Classical Journal* 74 (1978), 26-33 (with Dr. Eva Inoue).
- "Oaths and Treaties: Horkia and Horkos in the Iliad," *Revue Internationale des Droits de l'Antiquité* 27 (1980), 46-68.
- "Theft in Plato's Laws and Athenian Legal Practice," *Revue Internationale des Droits de l'Antiquité* 29 (1982), 121-143.
- "Justice, Interest, and Political Deliberation in Thucydides," *Rechtshistorisches Journal* 2 (1983), 243-265, and *Quaderni Urbinati* (1984) 35-60.
- "The Battle of the Atlantic," *Rechtshistorisches Journal* (1983), 33-36.
- "The Athenian Law of Adultery," *Revue Internationale des Droits de l'Antiquité* 31 (1984), 147-165.
- "The Enforcement of Morals in Classical Athens and Seventeenth Century England," *Rechtshistorisches Journal* (1984), 114-129.
- "A Note on Aristophanes and the Punishment of Adultery in Athenian Law," *Zeitschrift der Savigny Stiftung* (1985), 385-387.
- "The Trial of Jesus from the Perspective of Roman Law," Part II (Part I by Dr. Christoph Paulus), *Zeitschrift der Savigny Stiftung* (1985), 437-452.
- "The Theodicy of Aeschylus: Justice and Tyranny in the Oresteia," *Greece and Rome* (1986), 129-141; reprinted in **Greek Tragedy** (Greece and Rome Studies, vol. 2, 1993).
- "Necessity and Notstand, A Comparative Critique," *Rechtshistorisches Journal* (1985), 215-234.
- "The Prosecution of Impiety in Athenian Law," *Zeitschrift der Savigny Stiftung* (1988), 695-701, and in *Symposion 1985* (Munich 1989), 99-108.
- "Law, Society, and Homosexuality in Classical Athens," *Past and Present* (1987), 1-21.
- "What is Rechtsgeschichte?" *Rechtshistorisches Journal* (1986), 23-33.
- "The Legal Status and Political Role of Women in Plato's Laws," *Revue Internationale des Droits de l'Antiquité* (1987), 27-40.
- "Separation, Seclusion, and the Status of Women in Classical Athens," *Greece and Rome* (1988), 1-13; reprinted in **Women in Antiquity** (Greece and Rome Studies, vol. 3; 1993).
- "Adultery and Its Social Context in Classical Athens," Chapter 7 of **Nomos: Essays in Athenian Law, Politics, and Society**, Cartledge, Millett, Todd, eds., Cambridge University Press (1990), 147-166.
- "Problems, Methods, and Models in the Study of Greek Law," *Zeitschrift der Savigny Stiftung* (1989), 81-105.
- "Late Sources and the 'Reconstruction' of Greek Legal Institutions," *Symposion 1988* Bihlau Verla (1989), 283-293.
- "The Church Courts and the Enforcement of Morals: Public Order in 17th Century England," *Ius*

Commune (1991), 17-35.

"Sexuality, Violence, and the Athenian Law of Hubris," *Greece and Rome* (1991), 171-188.

"The Augustan Law on Adultery: The Social and Cultural Context," Chapter 6 of **The Family in Italy from Antiquity to the Present**, Saller and Kertzer, eds., Yale University Press (1991), 109-126.

"David Daube and Contemporary Legal History," in **Essays in Honor of David Daube**, C. Carmichael, ed., Oxford University Press (1993).

"New Legal History?" *Rechtshistorisches Journal* (1991), 7-39.

"Debate: Law, Society, and Homosexuality in Classical Athens," ("Comment" by C. Hindley and "Reply" by D. Cohen) *Past and Present* (1991), 184-194.

"The Courts and the Resolution of Disputes in Classical Athens," *Symposion 1988 Bihlau Verla* (1991).

"Punishment, Welfare, and Delinquency: Perspectives on the Emergence of the Modern State," *Ius Commune* (1990), 359-366.

"Honor, Feud, and Litigation in Classical Athens," *Zeitschrift der Savigny Stiftung* (1992), 100-115.

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