

JOHN T. PARRY

Lewis & Clark Law School
10015 S.W. Terwilliger Blvd.
Portland, Oregon 97219
503-768-6888, parry@lclark.edu

LAW TEACHING POSITIONS

Northwestern School of Law of Lewis & Clark College

Professor of Law, 2007-present

Associate Professor, 2006-2007 (tenured); Visiting Professor, 2004-06
Courses: Civil Procedure II (jurisdiction and *Erie*), Civil Rights Litigation,
Conflicts of Law, Constitutional Law I & II, Criminal Law, Criminal Procedure
I (investigative), U.S. Foreign Relations Law

University of Pittsburgh School of Law

Associate Professor, 2003-2006 (tenured); Assistant Professor, 1998-2003

Courses: Administrative Law, Civil Procedure, Civil Rights Litigation,
Constitutional Law, Criminal Law, Legal Process (jurisdiction and *Erie*),
Judicial Review and Interpretive Authority (seminar)

University of Chicago Law School

Bigelow Teaching Fellow and Lecturer in Law, 1997-98

EDUCATION

Harvard Law School, J.D., *magna cum laude*, 1991

Harvard Law Review – Supreme Court Editor, 1990-91; Member, 1989-91

Princeton University, A.B., *summa cum laude*, 1986

Major – History/Program in Creative Writing
F. LeMoyne Page Thesis Award

BOOKS

Understanding Torture: Law, Violence, and Political Identity (University of Michigan Press, under contract)

Evil, Law and the State: Perspectives on State Power and Violence (Rodopi Press, 2006) (editor)

Criminal Law: Cases, Materials, and Strategies (LexisNexis 2005) (with David Crump, Neil P. Cohen, Laurie L. Levenson, and Penelope Pether)

ARTICLES & CHAPTERS

Torture Nation, Torture Law, 97 *Georgetown Law Journal* (forthcoming 2009)

Congress, the Supremacy Clause, and the Implementation of Treaties, 32 *Fordham International Law Journal* (forthcoming 2009)

A Primer on Treaties and § 1983 After Medellin v. Texas, 12 *Lewis & Clark Law Review* (forthcoming 2008) (symposium on *Medellin v. Texas*)

Rights and Discretion in Criminal Procedure's "War on Terror," 6 Ohio State Journal of Criminal Law (forthcoming 2008) (refereed)

Torture Warrants and the Rule of Law, 71 Albany Law Review (forthcoming 2008) (symposium on Alan Dershowitz)

Finding a Right to be Tortured, 19 Law and Literature 207-227 (2007) (refereed) (symposium on law and literature after 9/11)

Terrorism and the New Criminal Process, 15 William & Mary Bill of Rights Journal 765-835 (2007)

Sanchez-Llamas in Context, 11 Lewis & Clark Law Review 1-15 (2007) (introduction to symposium on *Sanchez-Llamas v. Oregon*)

Law, Seduction, and the Sentimental Heroine: The Case of Amelia Norman, 78 American Literature 325-355 (June 2006) (with Andrea L. Hibbard) (refereed)

– awarded the 2007 Interdisciplinary Nineteenth Century Studies Association Essay Prize

Pain, Interrogation, and the Body: State Violence and the Law of Torture, in *Evil, Law and the State: Perspectives on State Power and Violence* 1-16 (John T. Parry ed., Rodopi Press 2006)

"Society Must Be [Regulated]": Biopolitics and the Commerce Clause in Gonzales v. Raich, 9 Lewis & Clark Law Review 853-877 (2005) (symposium on *Gonzales v. Raich*)

The Shape of Modern Torture: Extraordinary Rendition and Ghost Detainees, 6 Melbourne Journal of International Law 516-533 (2005) (solicited and refereed)

– reprinted in *Torture: A Legal Debate* (K. Naga Sri Valli ed., Icfai Univ. Press 2007)

"Just for Fun": Understanding Torture and Understanding Abu Ghraib, 1 Journal of National Security Law & Policy 253-284 (2005) (symposium on torture)

Progress and Justification in American Criminal Law, 40 Tulsa Law Review 639-670 (2005) (symposium in honor of Lawrence M. Friedman)

Constitutional Interpretation, Coercive Interrogation, and Civil Rights Litigation after Chavez v. Martinez, 39 Georgia Law Review 733-838 (2005)

Escalation and Necessity: Defining Torture at Home and Abroad, in *Torture: A Collection* 145-164 (Sanford Levinson ed., Oxford Univ. Press 2004, expanded paperback edition 2006)

No Appeal: The U.S.-U.K. Supplementary Extradition Treaty's Attempt to Create Federal Jurisdiction, 25 Loyola of L.A. International and Comparative Law Review 543-579 (2003) (symposium on international extradition)

What is Torture, Are We Doing It, and What if We Are?, 64 Univ. of Pittsburgh Law Review 237-262 (2003)

Collective and Individual Responsibility for Acts of Terrorism, in *Understanding Evil: An Interdisciplinary Approach* 107-126 (Margaret S. Breen ed., Rodopi Press 2003)

The Lost History of International Extradition Litigation, 43 Virginia Journal of International Law 93-171 (2002)

Interrogating Suspected Terrorists: Should Torture be an Option?, 63 Univ. of Pittsburgh Law Review 743-766 (2002) (with Welsh S. White) (symposium on terrorism)

– reprinted in *Civil Liberties vs. National Security in a Post-9/11 World* (Katherine B. Darmer et al. eds., Prometheus Books 2004)

Judicial Restraints on Illegal State Violence: Israel and the United States, 35 Vanderbilt Journal of Transnational Law 73-149 (2002)

The Virtue of Necessity: Reshaping Culpability and the Rule of Law, 36 Houston Law Review 397-469 (1999)

Culpability, Mistake, and Official Interpretations of Law, 25 American Journal of Criminal Law 1-78 (1997)

OTHER WRITINGS

Debate, Light at the End of the Pipeline?: Choosing a Forum for Suspected Terrorists, 156 University of Pennsylvania Law Review PENnumbra 356-378 (2008), <http://www.pennumbra.com/debates/terrorcourts.pdf> (with Amos N. Guiora)

Remembering Welsh White, 4 Ohio State Journal of Criminal Law 11-13 (2006)

Pain, Interrogation, and the Body: State Violence and the Law of Torture, in *Evil, Law & the State: Issues in State Power and Violence* 5-18 (İştar Gözaydın & Jody Madeira eds. 2006) (e-book of conference proceedings), available at <http://www.inter-disciplinary.net/publishing/idp/eBooks/els%202.1.pdf>

Set Them Free?, Newsday, 19 February 2006

A Persisting Challenge: Civil Rights Act Continues to Transform United States, Pitt Chronicle, 25 August 2004

Counterfeiting, in *Encyclopedia of Crime and Justice* (Joshua Dressler ed., 2d ed. 2002)

Should we Torture Terrorists?, Pittsburgh Post-Gazette, 18 November 2001 (with Welsh S. White)

Bush Pardons Clinton!, Pittsburgh Post-Gazette, 20 December 2000

The Misrule of Law, Pittsburgh Post-Gazette, 11 October 1998

The Supreme Court, 1989 Term – Leading Cases: Grady v. Corbin, 104 Harvard Law Review 149-158 (1990)

Recent Case, Loss of Enjoyment of Life Damages: McDougald v. Garber, 103 Harvard Law Review 811-817 (1990)

PRESENTATIONS

“Change and Continuity in Criminal Procedure’s ‘War on Terror,’” *Police Power and Practices Post 9/11: Is the War on Terror Changing Domestic Criminal Law and Procedure?*, AALS Annual Meeting, New York, 4 January 2008 (also presented at *Second Global Conference: Evil, Law & the State*, Salzburg, Austria 8 March 2008)

Panelist and co-organizer, *The Political Uses of Giorgio Agamben’s Theory*, Cultural Studies Association Annual Meeting, Portland, Oregon, 21 April 2007

“Torture Warrants and the Rule of Law,” *Conference on the Work and Scholarship of Alan Dershowitz*, Albany Law School, 5 April 2007

“Ian McEwan and the Right to Be Tortured,” at *The New Exceptionalism: Law and Literature Since 9/11*, Cardozo Law School, 29 October 2006

“Torture, Rights, and the Modern State,” *Panel on International Law and the Humanities*, American Branch of the International Law Society – International Law Weekend, New York City, 28 October 2006

“Torture in the Modern West,” at *Cautions and Confessions: Miranda v. Arizona after 40 Years*, University of Colorado Law School, 20 October 2006

“The Shape of Modern Torture,” Loyola Law School, Los Angeles, 3 November 2005

“Torture, Terrorism, and Necessity,” at *Torture: When, If Ever, Is It Permissible?*, University of San Francisco School of Law, 8 April 2005

“Interrogation, Power, and Fun: Understanding Modern Torture,” at *Torture: Contemporary Issues in Europe and the United States*, Transitional Justice Institute, University of Ulster, Belfast, 21 February 2005

“‘Just for Fun’: Understanding Torture and Understanding Abu Ghraib,” at *Fighting Terrorists With Torture: Where to Draw the Line?*, Section on National Security Law, AALS Annual Meeting, San Francisco, 8 January 2005 (also presented 3 November 2004 at University of Washington School of Law and 23 November 2004 at Lewis & Clark Law School)

“Progress and Justification in American Criminal Law,” at *Fourth Annual Legal Scholarship Symposium: The Scholarship of Lawrence M. Friedman*, University of Tulsa College of Law, 30 September 2004

“Pain, Interrogation, and the Body: State Violence and the Law of Torture,” at *First Global Conference: Evil, Law & the State*, Mansfield College, Oxford, 14 July 2004 (keynote address)

“The New Jurisprudence of Torture: The Promise and Peril of Necessity Claims,” Law & Society Association Annual Meeting, Chicago, 27 May 2004

“Ordinary Courts, Extraordinary Crimes: Terrorism and the Criminal Process,” at *Working Group on Liberty and Security in an Age of Proliferation and Terror*, Ridgway Center for International Security Studies, University of Pittsburgh Graduate School of Public & International Affairs, 1 May 2004

“‘The Occasional Triumph of the Moral Sentiments over Legal Technicalities’: Law, Seduction, and the Sentimental Heroine” (with Andrea L. Hibbard), Association for the Study of Law, Culture, and the Humanities Annual Conference, Hartford, 12 March 2004 (also presented 14 April 2005 at Lewis & Clark Law School)

“Constitutional Interpretation, Coercive Interrogation, and the Law of Torture after *Chavez v. Martinez*,” Villanova Law School, 25 February 2004

“*Chavez v. Martinez* and the Jurisprudence of Torture,” S.J. Quinney College of Law, University of Utah, 2 October 2003 (Howard H. Rolapp Distinguished Visiting Scholar)

“Narrating New Law: The Sentimental Heroine and Nineteenth Century American Seduction Law” (with Andrea L. Hibbard), Law & Society Association Annual Meeting, Pittsburgh, 5 June 2003

“Terrorism and Collective Responsibility,” at *Third Global Conference: Perspectives on Evil and Human Wickedness*, Prague, 15 March 2002

“Resisting Complicity: Judicial Responses to State Violence in the United States and Israel,” at *Second Global Conference: Perspectives on Evil and Human Wickedness*, Prague, 17 March 2001

**OTHER
LEGAL
EMPLOYMENT**

Williams & Connolly, Washington, D.C., Associate, 1991-92, 1993-97;
Summer Associate, 1990. Civil and criminal issues included international extradition, federal habeas corpus/capital punishment, kidnapping, robbery, defamation and other First Amendment issues, separation of powers claims, corporate investigations, and commercial and employment litigation. Argued before the U.S. Courts of Appeals for the Seventh and D.C. Circuits.

Honorable James R. Browning, U.S. Court of Appeals for the Ninth Circuit,
San Francisco, CA, Law Clerk, 1992-93

Sierra Club Legal Defense Fund, Washington, D.C., Law Clerk, Summer 1989

U.S. Representative Thomas C. Sawyer, Washington, D.C., Legislative
Assistant, 1987-88

SERVICE

Various faculty committees at Lewis & Clark and the University of Pittsburgh

Editorial Board, *Perspectives on Evil and Human Wickedness* (e-journal,
available at <http://www.wickedness.net/ej.htm>)

Project Leader, *Evil, Law & the State* (<http://www.wickedness.net/els/els.htm>)

Advisory Board, *At the Interface/Probing the Boundaries* (Rodopi Press)

Manuscript or proposal reviews for Aspen Publishers, Cambridge University
Press, Ethics & International Affairs, Law Culture & Humanities, Queensland
University of Technology Law and Justice Journal, SUNY Press, University of
Chicago Press, and Wolters Kluwer

Advisor to Pittsburgh City Councilman Sala Udin on his proposals to increase
minority and resident hiring on city projects (1998-2000, 2003)

**BAR
ADMISSIONS**

District of Columbia; Virginia (resigned 2002); U.S. Supreme Court; U.S. Courts
of Appeals for the District of Columbia, Fourth, Seventh, and Ninth Circuits;
U.S. District Courts for the District of Columbia (resigned 2003), Eastern District
of Virginia, and District of Maryland (resigned 2005); U.S. Court of Federal
Claims