



# International Law

Lewis & Clark  
Law School

*Portland, Oregon*

In an increasingly global economy, lawyers in the United States routinely encounter transactions, disputes and other matters that have an international component and present special challenges. The mission of Lewis & Clark's International Law Program is to give students the foundation of knowledge and skills they need to excel when they encounter these challenges. The Law School provides a broad and deep international law curriculum, a focus on practical skills, and engagement with the legal and academic community on international issues.

### What Is International Law?

Our International Law Program is designed to cover several different areas, including:

**Public international law** governs the structure and conduct of sovereign states and analogous entities. Courses in this area cover such topics as recognition of states, self-determination, human rights law, international criminal law, the use of force, and the international commons.

**International business law** includes international and domestic law governing commercial transactions between parties from different countries. Courses in this area cover such topics as international sales of goods, trade law, import and export regulation, distributorships and franchising, foreign investment, international intellectual property law, labor and employment law, and corporate social responsibility.

**International dispute resolution** concerns methods for resolving disputes between parties from different countries and the legal frameworks governing those methods. Courses in this area cover such topics as international civil litigation in U.S. courts, international arbitration, mediation, negotiation, and conflicts of law.

**International environmental law** involves international treaties, principles, and other norms to protect natural resources and the environment. Courses in this area cover pollution prevention, international trade in wildlife and hazardous wastes, protection of biological diversity, ozone depletion, and climate change.

**Comparative law** is the study of similarities and differences between the domestic laws of two or more countries. Courses in this area may focus on particular countries or regions; on substantive areas such as criminal, commercial, environmental, or constitutional law; or on both.

### Opportunities in International Law at Lewis & Clark

#### Studying International Law

Lewis & Clark students have abundant opportunities to study international law, both domestically and abroad.

#### Certificate

Lewis & Clark offers a vast range of courses in international law topics from which students can choose, either as a focus of their studies or to enhance a more general course of study. Those wishing to focus on international law can pursue our Certificate in International Law. The certificate acknowledges that the student has completed a structured and rigorous course of study in international law and signals to prospective employers that the student has a solid foundation in, and commitment to, this area. The certificate is designed to give students a basic foundation in certain core areas of international law, as well as to provide options for tailoring their studies to suit their particular preferences and career goals.

To earn the certificate, a student must complete the following requirements:

- Take a group of specified foundation courses: International Business Transactions, International and Foreign Legal Research, International Dispute Resolution, and Public International Law.
- Earn a specific number of credits by selecting from an approved list of elective courses.
- Write a paper on an approved international law topic.
- Maintain a minimum grade point average of B (3.00) in the certificate courses.

#### Study Abroad

Lewis & Clark students can earn credit studying abroad through any ABA-approved program, or at one of several foreign educational institu-

tions with which Lewis & Clark has established a relationship. The latter include three law schools in India, multiple law schools in Europe, one law school in South Korea, and another in Turkey. Lewis & Clark also partners with the University of Missouri at Kansas City to offer a three-week classroom survey of Chinese law at the prestigious Peking University (Beida) in Beijing, China, and with other law schools that offer study abroad programs in Europe, Asia, Latin America, and Australia.

#### Practical Experience

One of the most exciting aspects of our International Law Program is the chance for students to do hands-on legal work abroad or domestically on global topics while obtaining academic credit for the experience. This type of experiential learning can be obtained in a number of different contexts within the program. The following list covers just a few of the possibilities offered by Lewis & Clark.

#### Externships Abroad

A student can gain academic credit while completing work abroad over a summer or an entire semester, and the externship can be tailored specifically to the individual student's academic and career goals. A student can participate in one of numerous Lewis & Clark-arranged summer externship placements in India and China, or, as many students do, identify and arrange a placement independently. All placements are established with the guidance and assistance of the Externship Program Director. Lewis & Clark students have arranged independent externships on every continent. These have included externships at Nike's European headquarters and the International Criminal Tribunal for the former Yugoslavia in the Netherlands; at law firms in China, Australia, New Zealand, Germany, the United Kingdom, Spain, and Italy; at a variety of law firms and law-related nongovernmental organi-

zations in India; at human rights and environmental nongovernmental organizations in Africa and South America; and at the U.S. Embassy in Paris. An externship can be designed to focus on any number of legal issues in a wide range of areas, including business and commercial law, environmental law, human rights law, or international criminal law, among others. In addition to working abroad, there are a number of domestic placements that can be appropriate for students interested in an international practice.

#### **International Environmental Law Project (IELP)**

IELP is a clinic that allows students to participate directly in international environmental legal processes by preparing documents and materials for international conventions and organizations such as the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES), the International Whaling Commission, and the climate change regime. Moreover, on several occasions IELP's clinical professors have taken students to other countries to participate in international negotiations. In recent years, students have traveled with professors to the climate change negotiations in Copenhagen, Denmark; Cancún, Mexico; and Durban, South Africa. Students have also traveled with professors to Qatar and Thailand to participate in talks on how to protect species from overutilization due to international trade among the CITES member countries.

#### **International Law Seminars**

The international law faculty is continually innovating the curriculum by offering specialized courses and seminars that focus on applied learning. For example, Professor John Grant offers a workshop involving a partnership with the Unrepresented Nations and Peoples Organization (UNPO) to provide much-needed expert analysis of human rights issues

confronting some 40 unrecognized states and minority groups. In another example, the Center for Animal Law Studies (CALs) and IELP conduct foreign field research seminars in Kenya and Ecuador, respectively. Several other international law seminars offer students the opportunity to write papers and give presentations on international law topics, thereby developing critical research, writing, and public speaking skills.

#### **Jessup International Moot Court**

Jessup is the world's largest moot court competition, with participants from over 500 law schools in more than 80 countries. The competition is a simulation of a fictional dispute between countries before the International Court of Justice. Teams prepare oral and written pleadings arguing both the applicant and respondent positions of the case. Students can participate in this moot court competition for credit. Lewis & Clark Law School's team, led by longtime coach Dagmar Butte '91, won the national competition in 2007 and Lewis & Clark has hosted the competition's U.S. Pacific Regional every year since 2009.

#### **Engagement With the Broader International Law Community**

Lewis & Clark provides a host of opportunities for students to engage with the broader international law community in order to enhance their educational experience, network, and secure mentors.

#### **International Law Lectures On Campus**

The international law faculty has established an annual International Law Lecture Series that brings to campus recognized experts from academia, practice, and the judiciary in order to enrich the dialogue on global issues. The series includes periodic visits from different distinguished international law visitors, each of



Professor **George K. Foster** was a partner in the international law firm Dechert LLP, based in its New York office, before he came to Lewis & Clark to teach in 2009. He represented clients in arbitrations around the world under the rules of most of the major arbitration institutions, as well as in ad hoc arbitrations under the rules of the United Nations Commission on International Trade Law. Many of his cases involved sovereign states as parties, including several arbitrations before the International Centre for the Settlement of Investment Disputes arising under investment treaties. He also advised clients on trade law issues and transactional matters associated with foreign investments, and he acted regularly for both governments and private clients. His research interests lie primarily in legal issues relating to foreign investment, international arbitration, sovereign immunity, and the rights of indigenous peoples. He is currently Co-Chair of the American Society of International Law's Rights of Indigenous Peoples Interest Group.

whom interacts with the campus community and offers a public lecture in his or her area of expertise. These events draw members of the local legal community to campus and provide valuable opportunities for students to make new professional contacts or expand existing ones.

#### **International Law Society**

Lewis & Clark has a robust local chapter of the International Law Students Association, a global association of students and lawyers who are dedicated to the promotion of international law. Known as the International Law Society (ILS), this chapter works closely with the International Law Program and is represented on the program's governing committee. Together, ILS and the International Law Program host a number of stimulating events throughout the year with a professional or scholarly focus. In 2013, ILS received an award for Best Academic International Event Chapter from the international parent association based on its outstanding work in organizing valuable events on campus. Students involved with ILS develop leadership skills, build relationships with faculty, and have access to a number of networking opportunities.

#### **The International Law Curriculum**

The following list describes many of the international law courses offered at Lewis & Clark. All can be applied to the certificate, and those that are required for the certificate are marked with an asterisk. For a full current list, visit our website.

**Climate Change** looks at the legal, political, and scientific challenges involved in addressing and responding to climate change. The class considers international strategies and laws, including the Kyoto Protocol, emissions trading schemes, and efforts to involve the developing world in climate change mitigation. The class also focuses on U.S. law and policy.

**Comparative Constitutional Law: Structure and Transitions** explores topics in the comparative study of constitutional law, with a focus on the structure of different constitutional systems. Comparing constitutions from various regions of the world, the course examines several topics concerning constitutional structure, including judicial review, federalism, separation of powers, presidential and parliamentary systems, constitutional transitions, and constitutional amendment processes.

**Conflict of Laws** examines issues of federalism, foreign affairs, and international law. The course covers the jurisdiction of courts

**Natalia Robalino '06** is currently institutional administration senior counsel at the World Bank Group, the largest international development organization in the world. In addition to covering internal human resources issues for the World Bank, she represents the organization before the World Bank Administrative Tribunal and negotiates with foreign governments over diplomatic issues. Before joining the World Bank Group, Natalia worked as an associate at the law firm of Black Helderline, in Portland, where she practiced corporate and tax law.

"I loved the international law classes that I took," Natalia recalls. "If you are interested in international law, Lewis & Clark coursework provides an excellent springboard into finding a career in the field. In my case, I found Public International Law particularly helpful as I started my career at the World Bank. Many of my courses, however, offered rich practical experiences and personal attention, which I really appreciated."



and of sovereign nations as well as questions of choice of law. It also looks at the enforceability of judgments rendered in another state's or nation's courts.

**Immigration Law** explores the legal, historical, and policy perspectives that shape U.S. law governing immigration and citizenship. Among other topics, students examine the constitutional and international law foundations underlying immigration regulation.

**International and Foreign Legal Research** explores strategies for conducting research in foreign, comparative, and international law. The course examines the sources of international law, then illustrates how to find the laws of foreign nations. Students gain an understanding of civil legal systems and learn "work-arounds" when sources are not in English. Using a problem-based approach, the class reviews the extensive online resources available for United Nations and European Union research.\*

**International Business Transactions** provides students with an introduction to a variety of legal issues commonly encountered by U.S. practitioners whose clients' businesses reach across international boundaries. Special classes are devoted to key countries and industries,

and consideration is given to the perspectives of a wide range of actors involved in or impacted by global business.\*

**International Criminal Law Seminar** analyzes the history, development, and philosophy of international criminal justice, from the Nuremberg and Tokyo Tribunals to modern international criminal prosecutions, from the ad hoc and hybrid tribunals to the permanent International Criminal Court (ICC), regarding war crimes, crimes against humanity, genocide, and aggression.

**International Dispute Resolution** explores the different methods available for resolving international disputes. In addition to learning core legal principles governing each method, students work through a hypothetical case in which they are assigned as counsel for one of the parties and consider how the legal issues they have studied could play out in the proceeding. Students also have the opportunity to participate in a mock hearing in the case.\*

**International Environmental Law** examines the principal laws and institutions in the field of international environmental law and covers a broad range of topics, including climate change, biological diversity, whaling, and hazardous waste trade.

**International Environmental Law Project** allows students to work on behalf of environmental organizations, governments, or international institutions. For more information on IELP, see the "Practical Experience" section of this brochure.

**International Human Rights Seminar** examines the historical and philosophical bases for international human rights, their substantive content, the institutions and processes for their enforcement, and the elements of international criminal law.

**International Investment Law Seminar** explores key issues relating to the law and policy of foreign investment, including the drafting of investment contracts, investor protections under customary public international law and investment treaties, investor-state arbitration, and the challenges involved in balancing investor protections with host state sovereignty, protection of the environment, and human rights..

**International Tax** addresses the way in which individual and corporate foreign taxpayers are taxed in the United States, and the way in which U.S. individual and corporate taxpayers are taxed on income earned in other countries. The impact of tax treaties is also addressed.

**Islamic Law and Politics** provides an introduction to Islamic law and politics in historical and comparative modern context and examines the areas in which Islamic law remains relevant today: constitutional law, human rights, banking law and insurance, crime and punishment, and family law.

**Law of Global Labor Markets Seminar** explores the interplay between human rights law and labor and employment law. Among the issues covered are labor standards regimes in the European Union and under free trade

agreements; corporate codes of companies like Nike, Apple, and Walmart; inclusion of labor standards provisions in supply chain contracts; internal and external monitoring of labor conditions abroad; international framework agreements between multinational firms and global union federations; and domestic laws in the United States, China, and other countries affecting global labor markets.

**Public International Law** considers topics including the nature of international law, the sources and subjects of international law, the relationship between international law and municipal law, the settlement of international disputes, human rights, recognition and self-determination, the use of force, the international commons, and the law of the sea. The emphasis of the course is to place international law in the context of contemporary world affairs.\*

**Race and the Law Seminar** analyzes the intersection of race, culture, ethnicity, and various legal and political institutions. Among other issues, students look at how race intersects with national security, race and economic development, immigration, and indigenous movements and international law.

**Transformative Immigration Law Seminar** engages students in conceptualizing, planning, and participating in the development of immigration law. Students are exposed to aspects of legal practice beyond traditional case study, using a discrete issue of immigration enforcement law and exploring its statutory, regulatory and constitutional parameters.

**Unrepresented Nations and Peoples Workshop** provides the opportunity to analyze human rights issues confronting some 40 unrecognized states and minority groups.

\*Foundational course required for the Certificate in International Law.

## Faculty

The International Law Program draws on the expertise of its faculty from all areas of legal scholarship. This creates a dynamic dialogue rooted in the understanding that globalization can and does touch every area of legal practice. Below are the faculty members who teach in the international law curriculum and brief descriptions of the courses they teach or their areas of research. To learn more about the courses and faculty, please visit the law school's website.

### **Lawrence Brown Professor of Law**

*Academic credentials:* B.A. 1969 Stanford University. J.D. 1972 University of California at Berkeley (Boalt Hall). Member, Order of the Coif.  
*International law course:* International Tax.

### **William Chin Professor of Legal Analysis and Writing**

*Academic credentials:* B.S. with honors 1990 Portland State University. J.D. 1994 Lewis & Clark Law School. M.S. 1996 Portland State University.  
*International law course:* Race and the Law Seminar.

### **Henry Drummonds Professor of Law**

*Academic credentials:* B.A. 1969 University of Oregon. J.D. cum laude 1972 Harvard Law School. Member, Phi Beta Kappa. *International law course:* Law of Global Labor Markets Seminar.

### **George K. Foster Professor of Law**

*Academic credentials:* B.A. with highest distinction 1994 University of California at Berkeley. J.D. 1998 University of California at Los Angeles. Member, Order of the Coif, Phi Beta Kappa. *International law courses:* International Business Transactions, International Dispute Resolution, International Investment Law Seminar.

### **John Grant Professor of Law**

*Academic credentials:* LL.B. first class honors 1966 University of Edinburgh (Lord Peter Cooper Prize for the top law graduate in the class). LL.M. 1967 University of Pennsylvania. *International law courses:* International Human Rights Seminar, Public International Law, Unrepresented Nations and Peoples Workshop.

### **Wendy Hitchcock Foreign and International Law Librarian**

*Academic credentials:* B.A. University of Massachusetts. M.L. University of South Carolina. J.D. 1986 University of Oregon.  
*International law course:* International and Foreign Legal Research.

Associate Professor **Ozan O. Varol** specializes in comparative constitutional law, particularly constitutional transitions and design. He has authored numerous award-winning law review articles, most recently on the constitutional reconstructions that occurred following the 2011 Arab Spring, civil-military relations, and temporary constitutions. His scholarship has been featured in various domestic and foreign media outlets, including CNN, Washington Post, Slate, and Foreign Policy. He has also served as a legal consultant to the U.S. Department of Defense and to private entities. Ozan is currently the Vice-Chair of the Younger Comparativists Committee in the American Society of Comparative Law, which is the premier global organization for younger comparative law scholars. Before entering academia, he served as a law clerk for the Honorable Carlos T. Bea of the U.S. Court of Appeals for the Ninth Circuit. He also practiced law at Kecker & Van Nest LLP in San Francisco, where he worked on complex civil and white-collar criminal defense litigation.



Professor **Chris Wold** is the director of the International Environmental Law Project, the only legal clinic focusing solely on international environmental law. Before coming to the law school, he was a staff attorney with the Center for International Environmental Law, where he focused on international wildlife law issues and international financial institutions. In that capacity, he represented clients at negotiations of the Convention on International Trade in Endangered Species and the International Whaling Commission (IWC). He has worked as a legal advisor to the United Kingdom at the IWC and has also worked with the ministries of environment in Bulgaria and Ukraine to review each country's environmental laws for consistency with international norms. In India Chris served as part of the Narmada International Human Rights Panel to investigate environmental and human rights violations associated with a World Bank-funded dam project. He remains of counsel with the Environmental Law Alliance Worldwide-U.S. (E-LAW) to provide legal advice and assistance to a network of more than 300 public interest lawyers and scientists from 70 countries who are working to strengthen domestic environmental law. He was a member of the National Advisory Committee, which provided advice to the Environmental Protection Agency on issues concerning the environmental impacts of the North American Free Trade Agreement.

### **Erica Lyman Clinical Professor of Law**

*Academic credentials:* B.A. 2000 Davidson College. J.D. cum laude 2005 Lewis & Clark Law School. Member, Phi Beta Kappa. *International law course:* International Environmental Law Project Clinic.

### **John Parry Professor of Law**

*Academic credentials:* A.B. summa cum laude 1986 Princeton University. J.D. magna cum laude 1991 Harvard Law School.  
*International law course:* Conflict of Laws.

### **Melissa Powers Associate Professor of Law**

*Academic credentials:* B.A. 1992 University of California at Berkeley. J.D. magna cum laude 2001 Lewis & Clark Law School. *International law course:* Climate Change.

### **Juliet Stumpf Professor of Law**

*Academic credentials:* B.A. 1989 Oberlin College. J.D. cum laude 1995 Georgetown University Law Center.  
*International law courses:* Immigration Law, Transformative Immigration Law Seminar.

### **Ozan O. Varol Associate Professor of Law**

*Academic credentials:* B.A. 2003 Cornell University. J.D. with highest distinction 2007 University of Iowa College of Law (John F. Murray Award for the highest academic standing in the graduating class). Member, Order of the Coif.  
*International law courses:* Comparative Constitutional Law: Structure and Transitions, Islamic Law and Politics.

### **Chris Wold Professor of Law and Director of the International Environmental Law Project**

*Academic credentials:* B.A. cum laude 1986 St. Olaf College. J.D. 1990 Lewis & Clark Law School.  
*International law courses:* International Environmental Law, International Environmental Law Project.

**Dustin Combs '12** is an associate attorney at Baker & McKenzie in Yangon, Myanmar. He is the head of the corporate secretarial division in the Yangon office, where he assists multinational clients with their market entry, business establishment, and regulatory compliance. Additionally, he is an active member of the intellectual property team where he helps protect clients' intellectual property rights through registration and enforcement actions. As an undergraduate student, Dustin spent a semester studying abroad in Cambodia. He eventually made his way back to Cambodia, where he spent two years at a local law firm working on banking and finance transactions and commercial arbitration, before moving on to his current work in Myanmar. As a student at Lewis & Clark, Dustin completed an externship in India where he gained experience working on complex transactions, researching transnational laws, drafting contracts, and observing trials at the Indian Supreme Court. He also volunteered with Catholic Charities El Programa Hispano, was associate editor of the *Animal Law* review, and participated in the International Law and Business Law Societies. Dustin is a member and scholarship recipient of the International Bar Association's International Sales, Finance and Product Law Section, and is a member of the Oregon State Bar.



### Information

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The law school encourages applications from persons in groups historically underrepresented in the legal profession.

Lewis & Clark Law School is fully accredited by the American Bar Association and is a member of the Association of American Law Schools. The law school follows the letter and spirit of all equal opportunity and civil rights laws.

This brochure is printed with vegetable-based ink on paper that is 50% recycled (25% postconsumer waste). 7/15



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