

GEORGE K. FOSTER

Curriculum Vitae

Professor of Law
Lewis & Clark Law School
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ACADEMIC POSITIONS

- 2009-present **Lewis & Clark Law School**, Portland, Oregon
Professor of Law (2015); *Associate Professor of Law* (2009-15)
Courses: International Business Transactions
 International Dispute Resolution
 International Investment Law
 Business Associations II
- 2003-2005 **University of Southern California Law School**, Los Angeles, California
Adjunct Professor of Law
Course: International Business Transactions

LEGAL EXPERIENCE

- 2005-2009 **Dechert LLP**, New York, New York
Partner (2009); *Counsel* (2008); *Associate* (2005-2007)

Represented private and sovereign clients in arbitrations around the world under most of the major arbitration rules, including several investment treaty cases before the International Centre for the Settlement of Investment Disputes. Acted as counsel in court litigation in New York and the District of Columbia in cases involving securities law, arbitration agreements, and the enforcement of judgments and awards. Advised private and sovereign clients on the Foreign Sovereign Immunities Act, trade law, sanctions regimes, the Foreign Corrupt Practices Act, and transactional matters relating to foreign investments.

- 1997-2005 **Coudert Brothers LLP**, Los Angeles, California and Paris, France
Associate (1998-2005); *Summer Associate* (1997)

Represented private and sovereign clients in arbitrations in the United States, Europe and Asia under the rules of many different arbitration institutions. Served as counsel in state and federal courts in California in cases involving arbitration agreements and awards, securities law, production and distribution of motion pictures, intellectual property, and maritime law, among other matters.

EDUCATION

- 1995-1998 **UCLA School of Law**, J.D. 1998, Los Angeles, California
Order of the Coif (top 10%)
Editor-in-Chief, *UCLA Journal of International Law & Foreign Affairs*
- 1990-1994 **University of California**, B.A. Political Science 1994, Berkeley, California
Highest Distinction in General Scholarship; Phi Beta Kappa

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SELECTED PUBLICATIONS

- Community Participation in Development*, __ VAND. J. TRANSNAT'L L. __ (2017) (forthcoming)
- Combating Bribery of Indigenous Leaders in International Business*, 54 COLUM. J. TRANSNAT'L L. 59 (2015)
- When Commercial Meets Sovereign: A New Paradigm for Applying the Foreign Sovereign Immunities Act in Crossover Cases*, 52 HOUS. L. REV. 261 (2014)
- Investors, States, and Stakeholders: Power Asymmetries in International Investment and the Stabilizing Potential of Investment Treaties*, 17 LEWIS & CLARK L. REV. 361 (2013)
- Recovering "Protection and Security": The Treaty Standard's Obscure Origins, Forgotten Meaning, and Key Current Significance*, 45 VAND. J. TRANSNAT'L L. 1095 (2012)
- Foreign Investment and Indigenous Peoples: Options for Promoting Equilibrium between Economic Development and Indigenous Rights*, 33 MICH. J. INT'L L. 627 (2012)
- Striking a Balance between Investor Protections and National Sovereignty: The Relevance of Local Remedies in Investment Treaty Arbitration*, 49 COLUM. J. TRANSNAT'L L. 201 (2011)
- Collecting From Sovereigns: The Current Legal Framework for Enforcing Arbitral Awards and Court Judgments Against States and Their Instrumentalities, and Some Proposals for Its Reform*, 25 ARIZ. J. INT'L & COMP. L. 665 (2008)
- Managing Expropriation Risks in the Energy Sector*, 23 J. ENERGY & NAT. RESOURCES L. 36 (2005)
- A Revolution in International Patent Protection: The U.S. and India in the Uruguay Round and Its Aftermath*, 3 UCLA J. INT'L L. & FOR. AFF. 283 (1998) (winner of UCLA's Benjamin Aaron Award)

SELECTED PRESENTATIONS

- Trends in Local-level Influence over Corporate Conduct*, Lewis & Clark Law School Business Law Fall Forum, Oct. 7, 2016 (Portland)
- Resources, Rights and Revenue-Sharing: Redefining Standards for Consultations with Indigenous Peoples*, Annual Meeting of the American Society of International Law, Mar. 31, 2016 (Washington, D.C.)
- Counter-Intuitive Theories of Liability under the FCPA*, 2016 Lewis & Clark International Law Symposium, Mar. 4, 2016 (Portland)
- Combating Bribery of Indigenous Leaders in International Business*, Works-in-Progress Conference of the American Society of International Law's Rights of Indigenous Peoples Interest Group, George Washington University Law School, Apr. 11, 2015 (Washington, D.C.)
- International Law Issues in Domestic Litigation*, Multnomah Bar Association, Feb. 17, 2015 (Portland)

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The Coming Mega-Regional Trade and Investment Treaties, Business Law Society, Nov. 13, 2014 (Portland)

Challenges to Arbitrators: Should the Challenge Process Be Overhauled?, 8th Annual Juris Investment Treaty Arbitration Conference, Mar. 28, 2014 (Washington, D.C.)

Power Asymmetries in International Investment and the Stabilizing Potential of Investment Treaties: The Oil Sands as Case Study, University of Saskatchewan College of Law, Jan. 21, 2013 (Saskatoon, Canada)

Investors, States and Stakeholders: Power Asymmetries in International Investment and the Stabilizing Potential of Investment Treaties, 17th Annual Lewis & Clark Business Law Fall Forum on Balancing Investor Protections, the Environment and Human Rights, Oct. 12, 2012 (Portland)

Recent Developments in International Investment Law, Lewis & Clark Alumni CLE, Nov. 8, 2011 (Portland)

Foreign Investment and Indigenous Peoples, Lewis & Clark Symposium on the Future of International Law in Indigenous Affairs, Apr. 15, 2011 (Portland)

Striking a Balance between Investor Protections and National Sovereignty: The Relevance of Local Remedies in Investment Treaty Arbitration, Public International Law Workshop, Annual Meeting of the Southeastern Association of Law Schools (SEALS), July 31, 2010 (Palm Beach)

Recent Developments in Investment Treaty Arbitration, conference hosted by the International Centre for Dispute Resolution (ICDR) and the Association of International Petroleum Negotiators (AIPN), October 21, 2008 (Rio de Janeiro, Brazil)

The Rights, Duties, and Role of an Arbitrator, conference on International Commercial Arbitration: How to Handle Oil and Gas Industry Cases, American University Washington College of Law, Oct. 11, 2007 (Washington, D.C.)

The Role of Arbitrators, Witness Testimony, Experts, and Evidence & Privileges, ICDR conference, July 27, 2007 (São Paulo, Brazil)

SELECTED SERVICE

American Society of International Law, Rights of Indigenous Peoples Interest Group: Co-Chair (since 2015); Newsletter Editor (2014-15)

Lewis & Clark Law School: International Law Committee (Chair since 2012; member since 2009); Business Law Committee (2009-present); Curriculum Committee (2011-12; 2016); Admissions Committee (2009-11; 2016-present); Faculty Advisor to the International Law Society (2010-present)

BAR MEMBERSHIPS & COURT ADMISSIONS

Member of the Bars of New York, California (inactive), and the District of Columbia (inactive)