



RACHEL E. VANLANDINGHAM

Southwestern Law School
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ACADEMIC POSITIONS

Southwestern Law School, Los Angeles, CA

Professor of Law, 2018-Present

Associate Professor of Law, 2014-2018

Courses: Criminal Law, Criminal Procedure, National Security Law

Stetson University College of Law, Gulfport, FL

Bruce R. Jacob Visiting Assistant Professor, 2012-2014

Courses: Professional Responsibility, International Law, Criminal Procedure, and Civil Procedure

U.S. Air Force Academy, Colorado Springs, CO

Assistant Professor of Law and Deputy Department Head, Department of Law, 2010-2012

Courses: Military Law and International Law

EDUCATION

The Judge Advocate General's School, United States Army, Charlottesville, VA

LL.M., Operational and International Law, 2006, *Commandant's List*

University of Texas School of Law, Austin, TX

J.D., 2000, *With High Honors*

Chancellors Society, Order of the Coif

The University of Maryland, College Park, MD

Masters of Public Management, National Security Emphasis, 1994

McArthur Scholar

U.S. Air Force Academy, Colorado Springs, CO

B.S., Political Science, 1992

PUBLISHED BOOKS AND BOOK CHAPTERS

MILITARY JUSTICE CASES AND MATERIALS, 3RD EDITION, (forthcoming, LexisNexis 2019), co author with Eugene Fidell, Dwight Sullivan, Elizabeth Hillman, and Joshua Kastenber.

LAW AND U.S. MILITARY OPERATIONS, Oxford Univ. Press (2015). Co-editor with Professors Geoffrey Corn and Shane Reeves of twenty-three chapter text on the operationalization of law in military activities.

Modern U.S. Military Operations and the International Committee of the Red Cross: The Department of Defense's Unique Relationship with the Guardian of International Humanitarian Law, in LAW AND U.S. MILITARY OPERATIONS, Oxford Univ. Press (2015). Chapter on U.S. military's legal dialogue with the International Committee of the Red Cross.

PUBLICATIONS

Military Due Process: Less Military & More Process, TULANE LAW REVIEW (forthcoming, 2019)

The First Amendment in Camouflage: Rethinking Why We Criminalize Military Speech, 80 OHIO ST. L. J. 73 (2019)

Jailing The Twitter Bird: Social Media, Material Support to Terrorism, and Muzzling the Modern Press, 39 CARDOZO L. REV. 1 (2017)

Targeting Speech in War, in INCITEMENT TO TERRORISM, eds. Anne F. Bayefsky & Laurie R. Blank, Brill-Nijhoff (2017)

Two For One: The Ethical Pursuit of Justice in the Military, And Battlefield Success, Through Joint Prosecutorial Decisions, 45 Sw. L. Rev. 495 (2016) (invited). *co-written with Geoffrey S. Corn

Criminally Disproportionate Warfare: Aggression as a Contextual War Crime, 48 Case W. Res. J. Int'l L. 215 (2016) *winner of 2015 Benjamin B. Ferencz Essay Competition, see <http://www.swlaw.edu/news/overview/vanlandinghamwinsintlessaycomp>.

Discipline, Justice, and Command in the U.S. Military: Maximizing Strengths and Minimizing Weakness in a Special Society, 50 New Eng. L. Rev. 21 (2015) (invited)

Lost in Translation: The Relevancy of Kobe Bryant and Aristotle to the Legality of Modern Warfare, 42 PEPPERDINE L. REV. 393 (2015) (invited)

Remarks by Rachel VanLandingham. PROCEEDINGS OF THE ANNUAL MEETING (American Society of International Law), Vol. 108, April 2014), pp. 204-217, available at <http://www.jstor.org/stable/pdf/10.5305/procanmeetasil.108.0204.pdf?acceptTC=true&jpdConfirm=true>

Acoustic Separation in Military Justice: Filling the Decision Rule Vacuum with Ethical Standards, 11 OHIO ST. J. CRIM. L. 389 (Spring 2014) (invited)

Meaningful Membership: Making War a Bit More Criminal, 35 CARDOZO L. REV. 79 (2013)

The Stars Aligned: The Legality, Legitimacy, and Legacy of 2011's Humanitarian Intervention in Libya, 46 VAL. U. L. REV. 859 (2012) (invited)

Politics or Law? The Dual Nature of the Responsibility to Protect, 41 DENV. J. INT'L L. & POL'Y 63, (Fall/Winter 2012) (invited)

SERVICEMEMBER AND VETERANS' RIGHTS (Joseph Butler & Brian Clauss eds., 2011) (invited contribution; co-authored chapter on military justice in the Air Force).

OTHER PUBLICATIONS

Amicus Brief, *United States v. Bergdahl*, with Prof. Joshua Kastenberg, (July, 2019) urged Court of Appeals for the Armed Forces to grant Bergdahl's motion to appeal based on unlawful command influence implications

Blog Post, Lawfare, *CIVCAS Reporting, Responsible Command and Feasibility*, (with Geoffrey Corn) (Aug. 7, 2019) <https://www.lawfareblog.com/civcas-reporting-responsible-command-and-feasibility>

Op Ed, The Washington Post, *If we want troops to follow orders, we should trust their justice system* (with Geoffrey Corn) (Aug. 1, 2019) <https://www.washingtonpost.com/outlook/2019/08/01/if-we-want-troops-follow-orders-we-should-trust-their-justice-system/?noredirect=on>

Op Ed, The USA Today, (with Geoffrey Corn and Robert Bracknell), *Is there a values crisis in special operations forces? National security could be at risk*. (July 26, 2019) <https://www.usatoday.com/story/opinion/2019/07/26/special-forces-values-crisis-congress-must-investigate-fix-column/1790315001/>

Blog Post, Lawfare, *The Flawed Human Rights Watch Report on Gaza* (with Geoffrey Corn) (June 26, 2019) <https://www.lawfareblog.com/flawed-human-rights-watch-report-gaza>

Blog Post, Just Security, *The American Way of War Includes Fidelity to Law: Preemptive Pardons Break that Code* (with Don Guter and John Huston) (May 24th, 2019) <https://www.justsecurity.org/64260/the-american-way-of-war-includes-fidelity-to-law-preemptive-pardons-break-that-code/>

Op Ed, The USA Today, *Betrayer in chief? Pardoning troops accused or convicted of murder would wound military*, (May 21st, 2019) <https://www.usatoday.com/story/opinion/2019/05/21/donald-trump-military-pardons-column/3744561002/>

Op Ed, The USA Today, *Let the military justice system decide*, (with Geoffrey Corn) (Dec. 21st, 2018) <https://www.usatoday.com/story/opinion/2018/12/21/matthew-golsteyn-suspected-taliban-bomb-maker-murder-legal-killing-column/2367388002/>

Op Ed, The Hill, *When Military Justice is Injustice*, (Dec. 20th, 2018) <https://thehill.com/blogs/congress-blog/judicial/422318-when-military-justice-is-injustice>

U. S. Supreme Court Brief, Amici Curie on behalf of the National Institute for Military Justice et. al. (co-author with Olga Kuzmina), *Dinger v. United States*, October 29th, 2018, available at https://www.supremecourt.gov/DocketPDF/18/18-454/68352/20181029160549929_18-454%20Dinger%20Cert%20Pet%20Amicus%20Brief%20-%20NIMJ.pdf

Op Ed, The USA Today, *America should follow military lead and move beyond 'he said, she said' in Kavanaugh case*, Sept. 28th, 2018, available at <https://www.usatoday.com/story/opinion/2018/09/28/kavanaugh-ford-hearing-move-beyond-he-said-she-said-column/1448461002/>

Book Review, Lawfare, *Punishing Tomorrow's Tweeting Goebbels: Review of Gregory S. Gordon, "Atrocity Speech Law: Foundation, Fragmentation, Fruition"* (Oxford, 2017) (Mar. 29, 2018) <https://www.lawfareblog.com/punishing-tomorrows-tweeting-goebbels>

Op Ed, The USA Today, *Bowe Bergdahl case spotlights military justice system driven by politics and retribution*, (Oct. 13, 2017) <https://www.usatoday.com/story/opinion/2017/10/13/bergdahl-case-spotlights-military-justice-system-driven-by-politics-rachel-vanlandingham-column/758972001/>

Op Ed, Alaska Dispatch News, *President Should Dismiss Case Against Bergdahl* (with Joshua Kastenberg) (Apr. 30, 2017) <https://www.adn.com/opinions/2017/04/30/president-should-dismiss-case-against-sgt-bowe-bergdahl/>

Blog Post, *Missile Strikes Against Syria*, (April 14, 2017) <https://www.asil.org/blogs/late-breaking-session-missile-strikes-against-syria> (blogged panel proceedings for the American Society of International Law annual meeting; *see also* <https://www.asil.org/blogs/international-law-and-trump-administration-national-and-international-security>)

Op Ed, The USA Today, *Marine Corps commandant must go* (Mar. 13, 2017) <https://www.usatoday.com/story/opinion/2017/03/13/fire-marine-corps-commandant-neller-over-nude-photo-scandal-column/99097042/>

Blog Post, Lawfare, *VanLandingham on Procedural Regulation of Detention*, (Oct. 6, 2016), <https://www.lawfareblog.com/joint-series-international-law-and-armed-conflict-vanlandingham-procedural-regulation-detention>

Op Ed, The Washington Post, *The emphasis on counting civilian casualties ends up helping the Islamic*

State, (Sept. 8, 2016) (with Geoffrey Corn)

http://www.washingtonpost.com/opinions/the-emphasis-on-counting-civilian-casualties-ends-up-helping-the-islamic-state/2016/09/07/6df00bc2-7521-11e6-b786-19d0cb1ed06c_story.html?utm_term=.556576363012

Op Ed, The USA Today, *Why no courts-martial over Kunduz?* (May 8, 2016) (with Geoffrey Corn),

<http://www.usatoday.com/story/opinion/2016/05/08/kunduz-doctors-without-borders-msf-court-martial-afghanistan-bomb-strike-column/84040012/>

Blog Posts, American Society of International Law's 110th Annual Conference, March 31st – April 2nd 2016, Washington, DC; <https://www.asil.org/blogs/countermeasures-cyberspace> ; <https://www.asil.org/blogs/shifting-rules-intelligence-international-law>

and <https://www.asil.org/blogs/classification-torture-and-continuing-impact-911>

Blog Post, Oxford University Press, *The principle of distinction in complex military operations*, (March 21, 2016), available at <http://blog.oup.com/2016/03/principle-of-distinction-in-complex-military-operations/#sthash.H9A4KfY5.dpuf>

Op Ed, Newsworks, WHYY, *'Serial' shows an Army leadership in need of moral courage*, (March 11, 2016)

<http://www.newsworks.org/index.php/local/essayworks/91832-serial-shows-an-army-leadership-in-need-of-moral-courage>

Op Ed, The USA Today, *Trump is unfit to command the military* (March 3, 2016) (with Geoffrey Corn)

<http://www.usatoday.com/story/opinion/2016/03/03/donald-trump-commander-in-chief-war-crimes-military-torture-civilian-targeting-column/81271916/>

Op Ed, The Hill, *Military injustice: Politics, machismo, structural defects*, (Dec. 23, 2015)

<http://thehill.com/blogs/congress-blog/judicial/264028-military-injustice-politics-machismo-structural-defects>

Amicus Brief, The U.S. Court of Appeals for the Armed Forces, *Robert B. Bergdahl. Sergeant, U.S. Army, v. Peter Q. Burke*, (Oct. 14, 2015), Crim. App. No. 20150624, <https://www.court-martial-ucmj.com/files/2015/10/NIMJ-AMICUS-BERGD AHL-V.-BURKE.pdf>.

Blog Post, *Just Security*, *The Law of War is Not About "Chivalry"*, (July 20, 2015)

<http://justsecurity.org/24773/laws-war-chivalry/>

Op Ed, The Army Times, *Bowe Bergdahl and Imbalance in Military Justice System*, (June 22, 2015)

<http://www.armytimes.com/story/opinion/2015/06/21/bowe-bergdahl-sexual-assault-military-justice-system-imbalance/28982701/>

Op Ed, The Washington Post, *The Military Should Make Everyone in the Service Follow California's 'Yes means Yes' Laws*, (October 15, 2014)

<http://www.washingtonpost.com/posteverything/wp/2014/10/15/the-military-should-make->

[all-of-its-officers-follow-californias-yes-means-yes-laws/](#).

Op Ed, The New Republic, *Affirmative Sir! (And Ma'am!) The U.S. Military Needs Affirmative Action Now More Than Ever*, (June 24, 2013) (with Professor Robert Knowles) <http://www.newrepublic.com/article/113603/affirmative-action-us-military-still-essential#>.

PRESENTATIONS

Defense Institute of International Legal Studies, Newport, RI, *Legal Aspects of Defense Support of Civil Authorities 2019* (July 2019) guest lecturer, *Influence Operations and Social Media*

Shurat Ha'Din, 3rd "Towards a New Law of War" Conference, (Jerusalem, June 2019), presented on International Criminal Court <https://www.lawandwar.com/>

Seventh Transatlantic Workshop on International Law and Armed Conflict (West Point, NY, June, 2019), panel presenter & moderator, *Civilian Casualty Investigations & Reporting*

Annual Conference, Texas Bar Association (Austin, TX, June 2019): presented my recent article on criminalization of military speech to the Military & Veterans Law Section (hour-block)

American Jewish Committee Event (Los Angeles, CA, May 2019): spoke to public (at panel sponsored by AJC, LA and the Romanian Consulate) about link between combatting foreign terrorists groups and the law of armed conflict *see* https://jewishjournal.com/news/los_angeles/299323/ajc-panel-combating-hezbollahs-terror-tactics/

American Jewish Committee Event (Los Angeles, CA, May 2019): participated in private panel sponsored by AJC, LA and the Romanian Consulate exclusively to the Consuls General of the European Union about link between combatting foreign terrorists groups and the law of armed conflict

American Association of Law Schools Annual Conference, Section on National Security Law, (Jan 2-6, 2019), panel moderator, *Legal Implications of Civil-Military Relations and Anti-Semitism, Islamophobia, and Hate in the National Security Arena*

21st Congress, International Society for Military Law and the Law of War, (May 15-18, 2018), presenter, "The Future of Warfare and Associated Legal Dimensions," Lisbon, Portugal.

"The Yale Draft Workshop," March 23-24, 2018, Yale Law School workshop on the Draft UN Principles Governing the Administration of Justice Through Military Tribunals -- "The Yale Draft" (participant); see <https://yale.app.box.com/s/74qu8slcxmgy4tltkh9ogi9jpaowspi7>

Georgetown Law School Workshop, "Fighting at the Legal Boundaries," presenter (Nov. 17, 2017)

The Transatlantic Workshop on International Law and Armed Conflict, participant in experts' workshop (European University Institute, Florence, Italy, July 28-29, 2017).

2nd IDF International Conference on the Law of Armed Conflict, Tel Aviv, Israel (Apr. 25-27, 2017); panelist & group exercise moderator.

"Free Speech and Sexual Harassment Cases: When Should The Military Prosecute?" (Apr. 12, 2017); panelist at GWU & ABA sponsored event; available at <https://www.law.gwu.edu/free-speech-and-sexual-harassment-when-should-military-prosecute>

Military Justice Podcast: Marine Corps, Facebook, and Revenge Porn (March, 2017) extensive podcast interview; reportedly over 10,000 "listens"; available at <https://audioboom.com/posts/5731864-episode-014-marine-corps-facebook-and-revenge-porn>

American Association of Law Schools (AALS) Annual Meeting, moderated junior scholars works in progress panel (January, 2017).

Southwestern Law Review & ICRC Symposium: Modern Implications of the Laws of War, Q & A discussant & event organizer (October 7th, 2016).

Briefing, *House Foreign Affairs Committee* staffers, (Sept. 8, 2016, Capitol Hill) provided insight regarding international humanitarian law compliance in asymmetric conflicts.

The Transatlantic Workshop on International Law and Armed Conflict, participant in experts' workshop; presented regarding legality of armed conflict detention (University of Oxford, July 2016).

Shurat Ha'Din, 2nd "Towards a New Law of War" Conference, panelist presentations on International Criminal Court and international humanitarian law (Jerusalem, June 2016).

American Branch, International Law Association, Regional Conference (J. Reuben Clark Law School, Brigham Young University, January 28, 2016), panelist presentation on law of armed conflict targeting issues.

Southwestern Law Review Symposium: SEX OFFENSES, LESSONS from the FRONT LINES, panelist, moderator, and co-organizer (November 6, 2015).

Sexual Assault in the Military: Symposium, keynote symposium speaker, New England School of Law (Boston, October 9, 2015).

The Transatlantic Workshop on International Law and Armed Conflict, participant in experts' workshop (University of Oxford, 14-17 July 2015).

Shurat Ha'Din "Towards a New Law of War" Conference, panelist presentation on international humanitarian law (Jerusalem, May 2015); available at <http://israelawcenter.org/activities/law-of->

[war-conference-towards-a-new-law-of-war/](http://www.jpost.com/International/Rule-of-law-On-a-collision-course-407174); for representative quotes see also <http://www.jpost.com/International/Rule-of-law-On-a-collision-course-407174>.

German Red Cross 25th Conference of International Humanitarian Law, panelist presentation on the *jus ad bellum* (Germany, March 2015).

Israel Defense Forces International Law Conference, panelist presentation on targeting members of non-state armed groups in armed conflict, (Tel Aviv, Israel, February 2015).

Locking Up Females, Failing to Protect Them, and Punishing Their Children: A Symposium Celebrating The Work of Professor Myrna S. Raeder, symposium presentation (Southwestern Law School, November 2014).

American Bar Association 24th Annual Review of the Field of National Security Law, panelist presentation regarding military justice reform (Washington D.C., November 2014).

Judicial Proceedings Panel, testified at public hearing of federal advisory panel established by §576 *National Defense Authorization Act FY 2013*, Washington, DC to assist panel in its work examining Article 120, Uniform Code of Military Justice. (October 19, 2014) available at <http://jpp.whs.mil/index.php/meetings/2014-06-11-20-28-9/2014-06-11-20-28-7/20140919>.

International Committee of the Red Cross/University of Virginia School of Law 7th Annual "Applying International Humanitarian Law Seminar," presented article *Meaningful Membership* (University of Virginia School of Law, May 2014).

The MG John L. Fugh Symposium, The Judge Advocate General's Legal Center and School, panelist presentation on international humanitarian law (Charlottesville, VA, May 2014).

American Society of International Law (ASIL) Annual Meeting, panelist presentation regarding international legality of force-feeding detainees at Guantanamo Bay, Cuba (Washington, D.C., April 2014).

Pepperdine Law Review Symposium: The Future of National Security Law, symposium presenter and panelist; article to be published in law review's symposium edition (Pepperdine University School of Law, April 2014).

Wisconsin Journal of Law, Gender, & Society Symposium, symposium presenter and panelist on suggested reforms to the military justice system in the wake of the military sexual assault crisis (February 21, 2014).

Junior International Law Scholars Association (JILSA) Workshop, presented work-in-progress at annual workshop (Berkeley Law, January 2014).

Response Systems to Adult Sexual Assault Crimes, testified at private hearing of federal advisory panel

established by §576 *National Defense Authorization Act FY 2013*, Washington, DC (August 2013) and again at public hearing (September 2013) to assist panel in its work examining sexual assault in the military and the military justice system's responses; *available at <http://responsesystemspanel.whs.mil/>*.

Professional Responsibility Pecha Kucha, presented *Acoustic Separation in Military Justice: Filling the Decision Rule Vacuum with Ethical Standards* at Southeastern Association of Law Schools Annual Meeting, (Palm Beach, FL, August 2013).

International Law Colloquium, new Scholars Colloquia on Justice/International, Southeastern Association of Law Schools Annual Meeting, Palm Beach, FL (August 2013) (presented *Meaningful Membership: Making War A Bit More Criminal*)

Legal Scholarship Forum, Eleventh Circuit Legal Scholarship Forum, Stetson University College of Law, Gulfport, FL November 2012) (presented *Meaningful Membership: Making War A Bit More Criminal*)

National Security Law Faculty Workshop, Fifth and Sixth Annual National Security Law Faculty Workshops, co-hosted by University of Texas School of Law, South Texas College of Law, and The Judge Advocate General's Legal Center and School, Houston, TX (May 2012 and May 2013) (presented two participants' works-in-progress on international responsibility to protect doctrine and detention issues).

The Arab Spring and its Unfinished Business: Law & Policy Issues Panel Member, 44th Annual Sutton Colloquium, hosted by University of Denver Sturm College of Law, Denver, CO (November 2011).

Our World at War, panelist, South Texas College of Law, co-sponsored by the International Committee of the Red Cross, Houston, TX (March 2011).

Drones and Their Implication for International Law, panelist, 43rd Annual Sutton Colloquium, hosted by University of Denver Sturm College of Law, Denver, CO (November 2010).

PRACTICE AND OTHER EXPERIENCE

Deputy Department Head, Department of Law & Assistant Professor of Law, 2010-2012
U.S. Air Force Academy, Colorado Springs, CO

Managed legal department of 19 professors in top-twenty undergraduate institution in which all students are required to take a legal course from the department of law; taught international law and military law courses.

Chief, International Law and U.S. Central Command Liaison to International Committee of the Red Cross Law, 2006-2010

U.S. Central Command, Tampa, FL and Doha, Qatar

Advised commander and staff, U.S. Central Command, and constituent units on international and operational legal issues; personally accompanied International Committee of the Red Cross members on inspections in Afghanistan and Iraq; developed policy with Office of the General Counsel, Department of Defense.

Chief, Recruiting Branch, Office of The Judge Advocate General, 2004-2005

The Pentagon, Washington, DC

Responsible for all aspects of recruiting new judge advocates into U.S. Air Force.

Appellate Advocate, U.S. Air Force Appellate Defense Division, 2003-2004

Bolling Air Force Base, Washington, DC

Drafted appellate briefs and provided oral argument before the Air Force Court of Criminal Appeals (AFCCA) and the Court of Appeals for the Armed Forces (CAAF).

Area Defense Counsel, 2002-2003

Holloman Air Force Base, Alamogordo, NM

Represented numerous airmen in military courts-martial and during adverse action proceedings.

Chief, Military Justice, 2000-2002

Holloman Air Force Base, Alamogordo, NM

Served as lead prosecutor for all base military justice cases; deployed as Staff Judge Advocate to expeditionary air wing at Al Udeid Air Base, Qatar, June-August, 2002.

Funded Legal Education Student, University of Texas School of Law, 1997-2000

Austin, TX

One of seven Air Force officers competitively selected from Air Force officer corps to attend law school funded by the Air Force while on active duty. During summer academic breaks, served as legal intern writing Federal Tort Claims Act opinions at Wright-Patterson Air Force Base, Dayton, OH and as an intern at the Air Force Personnel Center, San Antonio, TX, authoring legal reviews of findings of the Air Force Board for the Correction of Military Records.

Chief, Wing Protocol, 31st Fighter Wing, 1996-1997

Aviano Air Base, Italy

Ran protocol division for operational fighter base. Hosted U.S. president, foreign dignitaries, senators, and congressional representatives.

Chief, Wing Readiness/Nuclear Surety, 31st Fighter Wing, 1995-1996

Aviano Air Base, Italy

Ran branch responsible for ensuring nuclear weapons were maintained in a safe, secure and responsible manner. Hand-selected to inspect other European bases for nuclear safety.

Squadron Section Commander, 8th Security Forces Squadron, 1994-1995

Kunsan Air Base, South Korea

Ensured discipline, morale, and well-being of 100-plus member security squadron.

McArthur Scholar, University of Maryland, College Park, 1992-1994

One of three U.S. Air Force Academy graduates competitively selected to attend the University of Maryland, College Park, on full fellowship while serving on active duty in the Air Force.

MEDIA COMMENTARY

PBS Newshour, appeared on news segment (July 30, 2019)

<https://www.pbs.org/newshour/show/active-duty-army-colonel-calls-nominee-for-vice-chairmans-job-a-liar>

MotherJones, quoted in *Trump's Plan to Pardon Several War Criminals Hurts the Military—and Threatens Its Moral Authority* by Dan Spinelli (May 22, 2019)

<https://www.motherjones.com/politics/2019/05/trump-war-crimes-pardon-military-impact/>

Interview on PRI's *The World* with Marco Werman, *Presidential pardons and the military justice system* (May 20, 2019) <https://www.pri.org/file/2019-05-20/presidential-pardons-and-military-justice-system>

The Washington Post, quoted in *Trump pardoned a soldier convicted of murder. Is he hurting military effectiveness?* (May 14, 2019) https://www.washingtonpost.com/politics/2019/05/14/trump-pardoned-soldier-convicted-murder-is-he-hurting-military-effectiveness/?utm_term=.e74621af45d8

Military Times, (May 13, 2019) <https://www.military.com/daily-news/2019/05/21/trump-pardoning-troops-could-bring-military-discipline-problems-experts-say.html>

The Washington Post, quoted in *Sexual assaults in the military spiked last year, Pentagon says, amid renewed debate over how to handle cases* (May 2, 2019)

https://www.washingtonpost.com/world/national-security/sexual-assaults-in-the-military-spiked-nearly-38percent-last-year-pentagon-says/2019/05/02/831826d8-5a11-11e9-842d-7d3ed7eb3957_story.html?utm_term=.92700a641507

The Washington Post, quoted in *Matt Golsteyn planned to join the CIA and go to Iraq. Now he faces a murder charge.* (Feb. 9, 2019) https://www.washingtonpost.com/world/national-security/they-do-not-obey-their-own-rules-soldier-facing-murder-case-says-he-must-defend-himself-against-the-army/2019/02/09/a4cdb5b2-2baf-11e9-97b3-ae59fbae7960_story.html?utm_term=.d01beaf54a17

The Washington Post, quoted in *Trump's focus on an Army murder case highlights a divided nation still at war*, Dec. 22nd, 2018, available at https://www.washingtonpost.com/world/national-security/trumps-focus-on-an-army-murder-case-highlights-a-divided-nation-still-at-war/2018/12/21/b862b724-0465-11e9-b5df-5d3874f1ac36_story.html?utm_term=.c1f54693799c

Legal Implications if Trump Interferes in Golsteyn Case, interview on CBSN, Dec. 18th, 2018, available at <https://www.youtube.com/watch?v=gVRJvD2mifg>

NBC News, quoted in *President Trump's comments on Green Beret charged with murder rile legal experts*, Dec. 18th, 2018, available at <https://www.nbcnews.com/news/us-news/president-trump-s-comments-green-beret-charged-murder-rile-legal-n949546>

The New York Times, quoted in *Twist in Green Beret's Extraordinary Story: Trump's Intervention After Murder Charges*, Dec. 16, 2018, available at <https://www.nytimes.com/2018/12/16/us/politics/major-matt-golsteyn-trump.html>

Stars & Stripes, quoted in *Allegations against Jackson sank his VA secretary nomination – next, his career?* Apr. 27, 2018, available at <https://www.stripes.com/news/us/allegations-against-jackson-sank-his-va-secretary-nomination-next-his-career-1.524435>

NPR, live interview on *Airtalk* with Larry Mantle, *Bowe Bergdahl sentencing: no prison time, dishonorable discharge*, Nov. 4, 2017, available at <https://www.scpr.org/programs/airtalk/2017/11/03/60002/bowe-bergdahl-sentencing-no-prison-time-dishonorable/>

The New York Times, quoted in *Bowe Bergdahl Avoids Prison for Desertion; Trump Calls Sentence a 'Disgrace'*, Nov. 3, 2017, available at <https://www.nytimes.com/2017/11/03/us/bowe-bergdahl-sentence.html>

The USA Today, quoted in *Legal experts: Bowe Bergdahl judge weighed complex leniency factors*, Nov. 4, 2017, available at <https://www.usatoday.com/story/news/nation/2017/11/04/legal-experts-bowe-bergdahl-judge-weighed-complex-leniency-factors/833439001/>

The Washington Post, quoted in, *In rare spectacle, Army court-martials a retired general*, by Craig Whitlock, August 25, 2017

Military Justice Podcast: Marine Corps, Facebook, and Revenge Porn (March, 2017) Gave extensive podcast interview; reportedly over 10,000 “listens”; available at <https://audioboom.com/posts/5731864-episode-014-marine-corps-facebook-and-revenge-porn>

The Marine Corps Times, quoted Mar. 6 2017, available at <https://www.marinecorpstimes.com/articles/marines-nude-photo-scandal-congress-ncis>

NBC Nightly News, (Mar. 10, 2017) available at <http://www.nbcnews.com/nightly-news/video/marines-nude-photo-scandal-other-branches-of-u-s-military-impacted-895307843688>

“Andrea Mitchell Reports: Nude photo social media scandal grips Marine Corps,” Live CNBC Interview (Mar. 7, 2017), available at <http://www.msnbc.com/andrea-mitchell-reports/watch/nude-photo-social-media-scandal-grips-marine-corps-892222019814>

Bowe Bergdahl’s Attorneys Move for Case Dismissal, WNYC, NPR interview regarding Bergdahl case (February 14, 2017); available at <http://www.wnyc.org/story/bowe-bergdahls-attorneys-move-case-dismissal/>

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WHYY, Philadelphia, NPR Interview, guest panelist on *Radio Times*, with Marty Moss-Coane, to discuss SGT Bergdahl release, <http://whyy.org/cms/radiotimes/> , (June 2014)

Expert Commentator, Al-Jazeera America Network, provided expert commentary on nationally-broadcast television program regarding legislative proposals to modify military justice system to improve sexual assault reporting and prosecution (November 2013)

PROFESSIONAL AFFILIATIONS

Vice President, National Institute of Military Justice *Non-profit organization advancing the fair administration of military justice and greater public understanding of the military justice system*

Expert, Gemunder Center for Defense and Strategy, Jewish Institute for National Security of America (JINSA), see <https://jinsa.org/policy/?tab=gemunder-center-experts>

Editorial Board, Journal of National Security Law and Policy, <http://jnsllp.com/about/>

Executive Committee (Secretary), American Society of International Law’s Lieber Society

Chair (January 2018 – January 2019), American Association of Law Schools Section on National Security Law

Member, American Society of International Law

Member, American Bar Association

Member, American Branch, International Law Association

BAR ADMISSIONS

State Bar of Texas (2000)

U.S. Supreme Court (2003)

U.S. Court of Appeals for the Armed Forces (2003)

U.S. Air Force Court of Criminal Appeals (2003)