

**RACHEL E. VANLANDINGHAM**  
Southwestern Law School  
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## ACADEMIC POSITIONS

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**UCLA School of Law**, Los Angeles, CA  
Visiting Professor of Law, 2023  
Courses: Criminal Law

**Southwestern Law School**, Los Angeles, CA  
Associate Dean for Research, as of June 2024  
Professor of Law, as of 2018  
Associate Professor of Law, 2014-2018  
Courses: Criminal Law, Criminal Procedure, National Security Law, Law of War

**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  
*Deputy Department Head and Assistant Professor of Law, Department of Law*, 2010-2012  
Courses: Military Law, International Law

## EDUCATION

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**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

## PROFESSIONAL AFFILIATIONS

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**President Emerita and current Director**, [National Institute of Military Justice](#) Non-profit organization advancing the fair administration of military justice and greater public understanding of the military justice system (President: April, 2021- December, 2023)

**Expert**, Gemunder Center for Defense and Strategy, Jewish Institute for National Security of America ([JINSA](#))

**Editorial Board**, [JOURNAL OF NATIONAL SECURITY LAW AND POLICY](#)

**Executive Committee**, American Society of International Law's Lieber Society

**Current Chair**, American Association of Law Schools Section on National Security Law (Chair, 2018 – 2019 and Chair, 2025-2026)

Member, American Bar Association

Member, American Branch of International Law Association

## **PUBLISHED BOOKS AND BOOK CHAPTERS**

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*Criminal Solicitation and Incitement as Borderline Criminal Speech: Wily Agitators & Fuzzy Lines*, book chapter, in FIGHT LIKE HELL: FREE SPEECH AND INCITEMENT IN THE TWENTY-FIRST CENTURY, State University of New York Press (Spring 2025)

MILITARY JUSTICE CASES AND MATERIALS, 3<sup>RD</sup> EDITION, (LexisNexis 2019), co-author with Eugene Fidell, Dwight Sullivan, Elizabeth Hillman, Frank Rosenblatt, 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**

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*Courtroom as War Crime: Ukraine's Military Justice Struggle*, 84 OHIO ST. L. J. 1297 (2024)

*Military Justice: A comparative study of parliamentary oversight in Euro-Atlantic countries*, (Sept. 2024) (lead author; with Grazvydas Jasutis and Kristina Cernejute), <https://www.dcaf.ch/military-justice-comparative-study-parliamentary-oversight-euro-atlantic-countries>

*2023 International Criminal Law Symposium Article: Military Justice For War Crimes is Not Justice*, 56 TEX. TECH L. REV. 185 (2023)

*Captured in the News: Prisoners' Words and Images as Lawful Weapons of War*, 73 SYRACUSE L. REV. 551 (2023)

*Counterproductive and Counter-Constitutional Military Speech Restrictions: Prohibiting Social Media "Likes" Won't Reduce Military Extremism (and Criminalizing Sexual Harassment Won't Stop Sexual Harassment)*, 111 KY. L.J. 111 (2022)

*Ordering Injustice: Congress, Command Corruption of Courts-Martial, and The Constitution*, 49 HOFSTRA L. REV. 211 (2020)

*Strengthening American War Crimes Accountability* (with Geoffrey Corn), 70 AM. U. L. REV. 309 (2020)

*Words We Fear: Burning Tweets & The Politics of Incitement*, 85 BROOK. L. REV. 37 (2019)

*Military Due Process: Less Military & More Process*, 94 TUL. L. REV. 1 (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), 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)

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

*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)

*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)

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

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

## OTHER PUBLICATIONS

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Op Ed, MSNBC, *Trump's unprecedented militarization in LA is making things worse*, (June 9, 2025) <https://www.msnbc.com/opinion/msnbc-opinion/trump-los-angeles-ice-protests-military-national-guard-rcna211931>

Op Ed, The Hill, *If the LA protests are so dangerous, why isn't Trump deploying the Insurrection Act?* (June 11, 2025) <https://thehill.com/opinion/white-house/5344502-trump-end-run-military-law/>

Op Ed, The Hill, *Military leaders have the right to disobey Trump's unlawful transgender ban*, (May 15, 2025) <https://thehill.com/opinion/white-house/5300705-military-morality-transgender-ban/>

Essay, Articles of War (West Point Lieber Institute) *United States v. Najibullah Symposium, Bad Apples Are Still Apples* (Oct. 7, 2024) <https://lieber.westpoint.edu/najibullah-bad-apples-are-still-apples/>

Blog Post, Lawfare, *Sex and Consent in the Military* (Sept. 4, 2024)  
<https://www.lawfaremedia.org/article/sex-and-consent-in-the-military>

Op Ed, The Hill, *Air Force seeks its pound of flesh in Teixeira leaks case* (May 20, 2024)  
<https://thehill.com/opinion/4674226-air-force-seeks-its-pound-of-flesh-in-teixeira-leaks-case/>

Blog Post, Just Security, *The U.S. Military Moves Closer to Just Military Justice – But More Work Remains* (Jan. 5, 2024)  
<https://www.justsecurity.org/91004/the-u-s-military-moves-closer-to-just-military-justice-but-more-work-remains/>

Op Ed, The Hill, *Righting Military Justice* (Aug. 11, 2023) with Don Christensen  
<https://thehill.com/opinion/congress-blog/4149393-righting-military-justice/>  
Blog Post, Just Security, *Unequal Justice: Fighting Systemic Racism in the Pentagon* (June 13, 2023)  
<https://www.justsecurity.org/86931/unequal-justice-fighting-systemic-racism-in-the-pentagon/>

Op Ed, Military Times, *Why are our military academies still producing sex offenders?* (Apr. 4, 2023) with Don Christensen,  
<https://www.militarytimes.com/opinion/commentary/2023/04/04/opinion-why-are-our-military-academies-still-producing-sex-offenders/>

Op Ed, The Hill, *Biden should veto NDAA as long as it includes vaccine termination* (Dec. 17, 2022)  
<https://thehill.com/opinion/national-security/3779121-biden-should-veto-ndaa-as-long-as-it-includes-vaccine-termination/>

Op Ed, The Hill, *Why Not Military Pot Pardons?* (Oct. 17, 2022) <https://thehill.com/opinion/national-security/3692036-why-not-military-pot-pardons/>

*Introduction to Directive 2311.01 on the Law of War Program*, (U.S. Dept. Defense), International Legal Materials, Volume 61 , Issue 2 , April 2022 (Cambridge University Press) <https://www.cambridge.org/core/journals/international-legal-materials/article/abs/directive-231101-on-the-law-of-war-program-us-dept-defense/29D969B3CB274F8D5BA64FC03738A916>

*Thirty Years of Military Justice Introduction to Symposium Edition* (April, 2022) (Journal of National Security Law and Policy)  
[https://jnslp.com/wpcontent/uploads/2022/06/Introduction\\_to\\_Military\\_Justice\\_Symposium\\_Oct\\_2021.pdf](https://jnslp.com/wpcontent/uploads/2022/06/Introduction_to_Military_Justice_Symposium_Oct_2021.pdf)

Op Ed, The Hill, *After Roe's demise, military women sacrifice even more* (July 1, 2022) (with Samantha Kubeck)  
<https://thehill.com/opinion/congress-blog/3544453-after-roes-demise-military-women-sacrifice-even-more/>

Blog Post, Just Security, *Congressional Action on Civilian Harm Resulting from U.S. Military Operations: Part II* (with Laura Dickinson and Brianna Rosen), (Apr. 28, 2022) <https://www.justsecurity.org/81315/copy-3/>

Blog Post, CAAFlog, *January 6 and Military Criminality: A Dangerous Vulnerability*, (Jan. 6, 2022) <https://www.caaalog.org/home/tops-of-the-year-no-2>

Blog Post, Just Security, *FY22 NDAA: A Missed Opportunity to Improve Military Justice*, (Dec. 8, 2021)  
<https://www.justsecurity.org/79481/ndaa-a-missed-opportunity/>

Op Ed, The Hill, *Vax refusal: A uniform approach for those in military uniform*, (Nov. 4, 2021)  
<https://thehill.com/opinion/national-security/580050-vax-refusal-a-uniform-approach-for-those-in-military-uniform>

Blog Post, American Constitution Society (Expert Forum), *Post-9/11 Reflections on American Military Justice*, (September 7, 2021) <https://www.acslaw.org/expertforum/post-9-11-reflections-on-american-military-justice/>

Blog Post, Lawfare, *American Democracy, Coups and Retired Generals* (July 1, 2021) <https://www.lawfareblog.com/american-democracy-coups-and-retired-generals>

Blog Post, Just Security, *Professional Criminal Prosecution Versus The Siren Song of Command: The Road to Improve Military Justice* (June 21, 2021) <https://www.justsecurity.org/77025/professional-criminal-prosecution-versus-the-siren-song-of-command-the-road-to-improve-military-justice/>

Amicus Brief, D.C. Circuit Court of Appeals, STEVEN M. LARRABEE, Plaintiff-Appellee, v. THOMAS W. HARKER, in his official capacity as Acting Secretary of the Navy; UNITED STATES (June 1, 2021) (lead author) [https://www.caaflog.org/uploads/1/3/2/3/132385649/larrabee\\_amicus\\_nimj\\_1\\_june\\_2021.pdf](https://www.caaflog.org/uploads/1/3/2/3/132385649/larrabee_amicus_nimj_1_june_2021.pdf)

Blog Post, American Constitution Center (Expert Forum), *What Happens when Service-Members, Past or Present, Breach their Sacred Oath?*, (with Geoffrey S. Corn) (March 18, 2021) <https://www.acslaw.org/expertforum/what-happens-when-service-members-past-or-present-breach-their-sacred-oath/>

Essay, JOURNAL OF NATIONAL SECURITY LAW & POLICY, Special Online Edition On the 2021 Capitol Insurrection, *Perception and Reality: The Urgency of Finding and Fixing Extremism and Racial Bias in the Armed Forces*, (with Geoffrey S. Corn) (January 25, 2021) <https://jnslp.com/topics/read/special-online-issue-capitol-insurrection-2021/>

Op Ed, The Daily Beast, *Here's How the Military Should Deal With Its Capitol Rioters* (with Phillip Cave) (January 16, 2021) <https://www.thedailybeast.com/heres-how-the-military-should-deal-with-its-capitol-rioters?ref=home>

Op Ed, The Hill, *The best way to handle veterans, active-duty military that participated in Capitol riot* (January 14, 2021) <https://thehill.com/blogs/congress-blog/politics/534279-the-best-way-to-handle-veterans-active-duty-military-that>

Blog Post, Just Security, *Military Personnel and the Putsch at the U.S. Capitol* (with Eugene Fidell) (January 13, 2021) <https://www.justsecurity.org/74165/military-personnel-and-the-putsch-at-the-u-s-capitol/>

Op Ed, The USA Today, *Trump's Blackwater pardons erase the line between slaughter and justified wartime violence* (with Geoffrey S. Corn) (December 23, 2020) <https://www.usatoday.com/story/opinion/2020/12/23/trump-pardons-american-war-criminals-undermines-rule-law-column/4026014001/>

Op Ed, The USA Today, *Exposing others to risk is a crime. Why aren't we prosecuting reckless COVID-19 conduct?* (with Geoffrey S. Corn) (December 22, 2020) <https://www.usatoday.com/story/opinion/2020/12/22/prosecute-covid-recklessness-prevent-future-deaths-column/3983037001/>

Op Ed, Medium, *Don't kill the lawyers, but sanction quite a few* (with Njeri Rutledge) (December 14, 2020) <https://medium.com/@judgenrutledge/dont-kill-the-lawyers-but-sanction-quite-a-few-c4ef9c2bf2b5>

Op Ed, The USA Today, *Trump response to Floyd protests is, finally, too much for America's retired military brass* (with Geoffrey S. Corn) (June 10, 2020) <https://www.usatoday.com/story/opinion/2020/06/10/trump-law-and-order-crackdown-military-leaders-revolt-column/5321172002/>

Blog Post, Just Security, *Lawful Self-Defense vs. Revenge Strikes: Scrutinizing Iran and U.S. Uses of Force under International Law* (with Geoffrey Corn) (Jan. 8, 2020) <https://www.justsecurity.org/67970/lawful-self-defense-vs-revenge-strikes-scrutinizing-iran-and-u-s-uses-of-force-under-international-law/>

Amicus Brief, filed by Dru Brenner-Beck and Rachel VanLandingham on behalf of the National Institute of Military Justice in Support of Mr. Majid Khan's Defense Motion to Apply Article 13, UCMJ in Military Commission Proceedings, AE 033B, 1 May 2019 in *United States v. Majid Shoukat Khan* (before a military commission convened pursuant to the Military Commissions Act of 2009) *\*cited in ruling for defendant*

Amicus Brief, *United States v. Bergdahl*, with Prof. Joshua Kastenbergh, (Dec., 2019) urging Court of Appeals for the Armed Forces to provide relief for executive unlawful command influence *\*brief cited in dissent*

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

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 24<sup>th</sup>, 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 21<sup>st</sup>, 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. 21<sup>st</sup>, 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. 20<sup>th</sup>, 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 29<sup>th</sup>, 2018, available at [https://www.supremecourt.gov/DocketPDF/18/18-454/68352/20181029160549929\\_18-454%20Dinger%20Cert%20Pet%20Amicus%20Brief%20-%20NIMJ.pdf](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. 28<sup>th</sup>, 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 Kastenbergs) (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://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) [https://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](https://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 110<sup>th</sup> Annual Conference, March 31<sup>st</sup> – April 2<sup>nd</sup> 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-BERGDahl-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/EVENTS

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*Villanova Law School Sentencing Conference* (April, 2025), presented as panelist (in-person) regarding sentencing reform within the U.S. military justice system.

*Minerva Center for Human Rights, Hebrew University*, Jerusalem (December 2024), presented (in-person) work-in-progress on law and emotions theory applied to the law of armed conflict (international humanitarian law)

*International Society for Military Law and the Law of War at the “Silent Leges inter Arma?” Conference VII* Bruges, Belgium (September, 2024) (panel moderator)

*DCAF-Geneva Center for Security Sector Governance & Georgian Ministry of Defense Human Rights Training*, Tbilisi and Batumi, Georgia (November, 2024); guest lecturer on human rights in military organizations

*Defense Institute of International Legal Studies*, Newport, Rhode Island (August, 2024); guest lecturer, *Influence Operations and Social Media*

*DCAF-Geneva Center for Security Sector Governance & Partnership for Peace Consortium Conference on Human Rights and Disinformation*, Gdansk, Poland (June, 2024); (panelist)

*War, the Holocaust and Human Rights Conference*, U.S. Air Force Academy, CO (October, 2023); presented on freedom of expression during war

*Ukrainian Ministry of Defense “Train the Trainers” event*; Lviv, Ukraine (December, 2024); presented on IHL adherence

*Defense Institute of International Legal Studies*, Newport, Rhode Island (July, 2023); guest lecturer, *Influence Operations and Social Media*

*IDF MAG 4th LOAC Conference*, Herzliya, Israel (May, 2023); operational scenario leader regarding law of armed conflict application

*The Ukraine War and its Legal Implications Symposium*, The Ohio State University Moritz College of Law, OH (Feb. 24, 2023); panelist on the law of armed conflict as applied to Ukraine-Russia armed conflict.



*Lessons Learned: Perspectives on Law and Policy from the War in Ukraine Symposium*, Syracuse University College of Law, NY (Sept. 22-23, 2022); panelist on the law of armed conflict

*Defense Institute of International Legal Studies*, Newport, Rhode Island (July, 2022); guest lecturer, *Influence Operations and Social Media*

*Conference: Exploring Opportunities for Improvement of International Peace and Security*, Florence, Italy (May 10-14, 2022) International Society for Military Law and the Law of War; panelist on American military justice reform

*Justice in War: Accountability for Battlefield Misconduct*, University of Virginia School of Law (April 8, 2022); opening remarks, symposium moderator, and panelist, see <https://www.nimj.org/jiwconference.html>

*Thirty Years of Military Justice*, Georgetown Law School (October 28, 2021); panelist and symposium moderator

Annual Conference, American Branch International Law Association, *Minding the Gaps: Strengthening Accountability for War Crimes under U.S. Law*, (October 14, 2021); panelist, see [https://www.ila-americanbranch.org/wp-content/uploads/2021/10/ILW-2021\\_Full-Program-Oct.28.2021-1.pdf](https://www.ila-americanbranch.org/wp-content/uploads/2021/10/ILW-2021_Full-Program-Oct.28.2021-1.pdf)

*The Military's #MeToo Movement*, *Hispanic National Bar Association Annual Convention*, (Sept., 2021); panelist

*Defense Institute of International Legal Studies*, Newport, Rhode Island (July, 2021); guest lecturer, *Influence Operations and Social Media*

*American Bar Association, Diversity, Equity and Inclusion in the Military, Racial Disparities in The Service*, panelist, June 8, 2021, [https://www.americanbar.org/groups/crsj/events\\_cle/recent/racial-disparities-in-the-services/](https://www.americanbar.org/groups/crsj/events_cle/recent/racial-disparities-in-the-services/)

*Southwestern Law School, The Tom Girardi Scandal and The Efficacy of State Bars*, CLE webinar, moderator (April 6, 2021) <https://www.swlaw.edu/Ethics21>

*New York University School of Law Hauser Colloquium*, presenter, “Strengthening American War Crimes Accountability,” Zoom (Mar. 9, 2021), <https://www.law.nyu.edu/HauserColloquiumOnHumanitarianAndHumanRightsLaw>

*Southwestern Law School Armed Forces Law Society and National Institute of Military Justice “Racial Disparities in Military Justice Panel”* moderator, Zoom (Feb. 24, 2021)

*Southwestern Law School “Prosecutorial Perspectives”* with George Gascon and Laurie Levenson, panel moderator (Oct. 1, 2021)

*Defense Institute of International Legal Studies (DIILS) Legal Aspects of Defense Support of Civil Authorities Presentation*, Zoom (July 27, 2020)

*Southwestern Law School “The Use of Deadly Force”* panel moderator (July 9, 2020) <https://swlaw.instructure.com/courses/1548/pages/the-use-of-deadly-force-july-9-2020>

*American Association of Law Schools Annual Conference, Section on National Security Law*, Washington, D.C. (Jan 3, 2020) panelist, *Professional Independence and National Security*

*The Kyiv Principles Project*, Mary Mycio, J.D., et al., Kyiv, Ukraine (Dec. 17-19, 2019) assisted drafting freedom of expression principles during armed conflict; served as law of armed conflict expert

*Office of the UN High Commissioner for Human Rights*, Geneva (Dec. 13, 2019), participant in expert consultations on

extraterritorial detention

"2019 Yale Draft Principles for Military Summary Proceedings," New Haven, CT (Nov. 15-16, 2019) participant in Yale Law School workshop culminating in draft principles  
<https://drive.google.com/file/d/16T2kbTDGdVKXCjkrazns-aOLjdHoYex4/view>

"*Military Justice and Armed Conflict*," conference at Hebrew University's Minerva Center for Human Rights, Jerusalem (Nov. 11-12, 2019) presented draft article on U.S. defective approach to war crimes accountability

*Amazon Studios Special Screening, The Report*, (Oct. 2019), downtown Los Angeles: moderated panel including Dan Brown, Sen. Feinstein's lead (D-CA) staffer depicted as protagonist in movie, in front of live audience following special screening of *The Report* to discuss illegality of torture, failure of accountability, and role of lawyers

NATO MND-N Division, Copenhagen, DK, Legal Advisors' Training on Legal Responses to Hybrid Warfare Techniques (Sept. 2019), guest lecturer, legal resiliency

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 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 combating foreign terrorists groups and the law of armed conflict *see* [https://jewishjournal.com/news/los\\_angeles/299323/ajc-panel-combating-hezbollahs-terror-tactics/](https://jewishjournal.com/news/los_angeles/299323/ajc-panel-combating-hezbollahs-terror-tactics/)

*American Jewish Committee Event* (Los Angeles, CA, May 2019): briefed diplomats at private event sponsored by AJC, LA and the Romanian Consulate, with the Consuls General of the European Union, about the 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*

*21<sup>st</sup> 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*, discussant & event organizer (October 7<sup>th</sup>, 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/>; 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 24<sup>th</sup> 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 7<sup>th</sup> 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, 43<sup>rd</sup> Annual Sutton Colloquium, hosted by University of Denver Sturm College of Law, Denver, CO (November 2010)

## **PRACTICE AND OTHER EXPERIENCE**

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### **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, 31<sup>st</sup> 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, 31<sup>st</sup> 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, 8<sup>th</sup> 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.

## **BAR ADMISSIONS**

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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)