MORTIMER NEWLIN STEAD SELLERS BRIEF BIOGRAPHY

M.N.S. Sellers is Regents Professor of the University System of Maryland, the highest honor in the Maryland Academic System. He is also Director of the Baltimore Center for International and Comparative Law and President of the International Association for the Philosophy of Law and Social Philosophy. During 2016-2017 he is the H.L.A. Hart Fellow in Jurisprudence at University College, Oxford.

Professor Sellers has written and edited twelve books and innumerable articles on the philosophy of law, constitutional law, international law, comparative law and legal history. He is the editor (with Vivian Curran) of the Cambridge University Press book series *ASCL Studies in Comparative Law* and (with Mark Agrast) of the Cambridge University Press book series *ASIL Studies in International Legal Theory*. With Stephan Kirste he is editor of *The IVR Encyclopedia of the Philosophy of Law and Social Philosophy*.

Professor Sellers received his doctorate and civil law degrees from Oxford University, where he was a Rhodes Scholar and T.H. Green Fellow. He took his bachelor's degree (*summa cum laude*) and law degree (*cum laude*) at Harvard University, where he was a Frank Knox Fellow and John Harvard Scholar and received the Edwards Whitaker and Detur prizes. He is an elected a member of the International Academy of Comparative Law and of the International Association of Constitutional Law. Professor Sellers has been a visiting professor at the Lauterpacht Centre of Cambridge University, Erasmus Universiteit Rotterdam, Georgetown University, and the Hague Academy of International Law.

MORTIMER N.S. SELLERS

Regents Professor University System of Maryland H. L. A. Hart Fellow University College Oxford University

EMPLOYMENT

Oxford University

H. L. A. Hart Fellow of University College, 2017

University System of Maryland

Regents Professor, 2003-present

Center for International and Comparative Law University of Baltimore

Director, 1994-present

Georgetown University Law Center

Visiting Professor, 2009-2011

Cambridge University

Lauterpacht Research Centre for International Law Visiting Fellow, 2005-2006

Erasmus Universiteit, Rotterdam

EACLE Visiting Professor of Comparative Law, 2000-2001

Hague Academy of International Law

Visiting Scholar, 2000

Hoffberger Center for Professional Ethics University of Baltimore

Co-Director, 1991-1994 Fellow, 1989-1991

University of Baltimore School of Law

Professor of Law, 1997-2003 Associate Professor of Law, 1994-1997 Assistant Professor of Law, 1989-1994

U.S. Court of Appeals, Honorable James Hunter, III

Judicial Clerk, Third Circuit, 1988-1989

University College, Oxford

Frank Knox Fellow, 1987-1988

Harvard College

Resident Tutor, 1985-1987

Rhodes Scholar

University and Wolfson Colleges, Oxford, 1980-1985

EDUCATION

Harvard Law School

J.D., 1988, cum laude

Oxford University

D.Phil., 1986

Oxford University

B.C.L., 1988

Harvard College

A.B., 1980, summa cum laude

PUBLICATIONS

BOOK SERIES EDITOR

AMINTAPHIL: The Philosophical Foundations of Law and Justice (with Ann Cudd), Springer.

ASCL Studies in Comparative Law (with Vivian Curran), Cambridge University Press.

ASIL Studies in International Legal Theory (with Mark Agrast), Cambridge University Press.

Ius Gentium: Comparative Perspectives on Law and Justice (with James Maxeiner), Springer.

Studies in the History of Law and Justice (with Georges Martyn), Springer.

ENCYCLOPEDIA EDITOR

Encyclopedia of the Philosophy of Law and Social Philosophy (with Stephan Kirste), Springer.

BOOKS

The Nature and Purpose of Law (to appear, 2018).

Law, Reason, and Emotion (ed.) (to appear, Cambridge 2017).

Law, Reason, and Emotion: Proceedings of the XXVII World Congress on the Philosophy of Law and Social Philosophy, 3 vols. (ed. with Vitor Medrado and Catherine Moore) (I.V.R., to appear, 2017).

Parochialism, Cosmopolitanism, and the Foundations of International Law (ed.) (Cambridge, 2012).

The Rule of Law in Comparative Perspective (ed. with Tadeusz Tomaszewski) (Springer, 2010).

The Internationalization of Law and Legal Education (ed. with Jan Klabbers) (Springer, 2008).

Autonomy in the Law (ed.) (Springer, 2007).

Republican Principles in International Law: The Fundamental Requirements of a Just World Order (Palgrave Macmillan, 2006).

Universal Human Rights: Moral Order in a Divided World (ed. with David Reidy) (Rowman and Littlefield, 2005).

Place, Memory and Time (ed. with Anthony F.C. Wallace and H. Dabbs Woodfin) (Newlin Foundation, 2004).

Republican Legal Theory: The History, Constitution and Purposes of Law in a Free State (Palgrave Macmillan, 2003).

The Sacred Fire of Liberty: Republicanism, Liberalism and the Law (Macmillan and NYU Press, 1998).

The New World Order: Sovereignty, Human Rights, and the Self-Determination of Peoples (ed.) (Berg, 1996).

American Republicanism: Roman Ideology in the United States Constitution (Macmillan and NYU Press, 1994).

An Ethical Education: Community and Morality in the Multicultural University (ed.) (Berg, 1994).

SEMINAR VOLUMES EDITED

A Just World Under Law (*International Legal Theory*, volume 12, 2006).

Agreements (Ius Gentium, volume 12, 2006).

Why Obey International Law? (*International Legal Theory*, volume 11, 2005).

Legal Personality (*Ius Gentium*, volume 11, 2005).

International Criminal Law (International Legal Theory, volume 10, 2004).

Security (*Ius Gentium*, volume 10, 2004).

Human Rights (International Legal Theory, volume 9, 2003).

Federalism (Ius Gentium, volume 9, 2003).

The International Court of Justice (*International Legal Theory*, volume 8, 2002).

Truth Commissions (*Ius Gentium*, volume 8, 2002).

Humanitarian Intervention (*International Legal Theory*, volume 7, 2001).

Paritary Rights (*Ius Gentium*, volume 7, 2001).

Rawls' Theory of Justice (*International Legal Theory*, volume 6.2, 2000).

The Golden Age of International Law (with Francesco Parisi) (*International Legal Theory*, volume 6.1, 2000).

Toward a Kantian International Law (with Francesco Parisi) (*International Legal Theory*, volume 5.2, 1999).

Rule of Law in International Relations (with Francesco Parisi) (*International Legal Theory*, volume 5.1, 1999).

Two Mistakes about Democracy (with Francesco Parisi) (*International Legal Theory*, volume 4.2, 1998).

Customary International Law (with Francesco Parisi) (*International Legal Theory*, volume 4.1, 1998).

The Theory of the Firm Applied to International Law (with Francesco Parisi) (*International Legal Theory*, volume 3.2, 1997).

International Relations and International Law (with Francesco Parisi) (*International Legal Theory*, volume 3.1, 1997).

International Law-Making (with Francesco Parisi) (*International Legal Theory*, volume 2.2, 1996).

The Effectiveness of International Law (with Francesco Parisi) (*International Legal Theory*, volume 2.1, 1996).

ARTICLES

"Democracy, Justice and Legitimacy of International Courts" in N. Grossman, H. Cohen, and A. Follesdal, eds. *Legitimacy and International Courts* (to appear, Cambridge, 2017).

"Liberty and Republican Government in America" in *Italy in the White House* at p. 18 (White House Historical Association, 2016).

"Law, Reason, and Emotion," in 101 *Archiv für Rechts- und Sozialphilosophie* at p. 71 (2015).

"Niccolò Machiavelli: Father of Modern Constitutionalism" in 28 *Ratio Juris* at p. 216 (2015).

"An Introduction to Intervention in International Law," in 29 Maryland Journal of International Law at p. 1 (2014).

"The Constitutional Thought of Alexander Hamilton" in Denis J. Galligan (ed.), Constitutions and the Classics: Patterns of Constitutional Thought from Fortescue to Bentham at p. 354 (Oxford University Press, 2014).

"The Roman Republic and the French and American Revolutions" in Harriet Flower, ed. *The Cambridge Companion to the Roman Republic* at p. 401 (2d ed., Cambridge U. Press, 2014).

"Philosophical Aspects of Republicanism" in the *International Encyclopaedia of the Social and Behavioral Sciences*. 2d ed. (Elsevier, 2014).

"What is the Rule of Law and Why is it Important?" in Silkenat, Barenboim and Hickey, *The Legal Doctrines of the Rule of Law and the Legal State* (Springer 2014). Reprinted in Goudappel, Flora (ed.), *Democracy and the Rule of Law in the European Union: Essays in Honour of Jaat W. de Zwaan* (Springer, 2016).

- "What Useful Role Could Legal Positivism Play in the Study of International Law?" *Proceedings of the 106th Annual Meeting of the American Society of International Law* 373 (2013).
- "The Justice of International Law" in 3 Transnational Legal Theory 297 (2013).
- "Universal Human Rights in the Law of the United States", in LVIII American Journal of Comparative Law 533 (2010), reprinted in Rainer Arnold (ed.), The Universalism of Human Rights (Springer, 2011).
- "The American Founding Fathers" in Anthony Grafton, Glenn Most and Salvatore Settis, eds. *The Classical Tradition*, at p. 367 (Harvard, 2010).
- "Classical Influences in the French Revolution" in Anthony Grafton, Glenn Most and Salvatore Settis, eds. *The Classical Tradition*, at p. 822 (Harvard, 2010).
- "The Influence of Marcus Tullius Cicero on Modern Law and Politics", in L. Gamberale, ed. *Cicerone e il diritto nella storia d'Europa: Ciceroniana XIII*, at p. 244 (Roma, 2009).
- "The Republican Foundations of International Law" in Samantha Besson and José Luis Martí, eds. *Legal Republicanism and Republican Law*, at p.187 (Oxford University Press, 2009).
- "Os Fundamentos Republicanos do Direito Internacional Público" in 13/16 *Polis: Revista de Estudos Jurídico-Políticos* 7 (2008).
- "Doktrina Precedenta u Sjedinjenim Američkim Državama" in 3 *Evropski Pravnik* 49 (2007).
- "The Doctrine of Precedent in the United States of America", in LIV *American Journal of Comparative Law* 67 (2006), reprinted in Ewoud Hondius (ed.), *Precedent and the Law* (Bruylant, 2007).
- "International Legal Personality" in 11 Ius Gentium 67 (2005).
- "As Bases da Democracia e Autodeterminação dos Povos no Direito Internacional sob a Perspectiva Republicana" in Claudia Lima Marques and Nadia de Araujo, eds. *O Novo Direito Internacional: Estudos em Homenagem a Erik Jayme* at p. 677 (Renovar, 2005).
- "Economic Sanctions Against Human Rights Violations" in Laura Picchio Forlati and Linos-Alexandre Sicilianos, eds. *Les sanctions économiques en droit international* at p.477 (Martinus Nijhoff, 2004).
- "The Value and Purpose of Law" 33 Baltimore Law Journal 145 (2004).

- "The Roman Republic and the French and American Revolutions" in Harriet I. Flower, ed. *The Cambridge Companion to the Roman Republic* at p.347 (Cambridge, 2004).
- "Ideals of Public Discourse" in Christine Sistare, ed. *Civility and its Discontents* at p.15 (Lawrence, Kansas, 2004).
- "The Right to Secede" in *Pluralism and Law: Archiv für Rechts- und Sozialphilosophie* Beiheft 89 at p.68 (2003).
- "The Authority of the International Court of Justice" in 8 *International Legal Theory* 41 (2002).
- "The United States of America and the International Criminal Court" (with D.M. Amann) in 50 *American Journal of Comparative Law* 101 (2002).
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- "Princípios republicanos de direito internacional" in 4 *Notícia do Direito Brasileiro* (Nova Serie) 249 (1997).
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- "The Effectiveness of International Law" in 2 International Legal Theory 32 (1996).
- "Republican Liberty" in Gabriël Moens and Suri Ratnapala, eds. *The Jurisprudence of Liberty* 14 (Butterworths, 1996).
- "The Law of Humanity and the Law of Nations" in 1 *International Legal Theory* 22 (1995).
- "American Republicanism" in Kenneth W. Thompson, ed. *Great American Presidents* vol. I, p.207 (1995).
- "The Actual Validity of Law" in 37 American Journal of Jurisprudence 283 (1992).
- "Republican Authority" in 5 Canadian Journal of Law and Jurisprudence 257 (1992).
- "Republican Impartiality" in 11 Oxford Journal of Legal Studies 273 (1991).
- "The Anglo-Irish Agreement" in 27 Harvard International Law Journal 706 (1986).

ESSAYS AND COMMENTARIES

Analysis of three Draft Laws on the Bar of Ukraine, prepared for the Verkhova Rada of Ukraine through the American Bar Association Central and East European Law Initiative and submitted May 11, 2007.

Comments on the Draft Judicial Code of the Republic of Armenia, prepared for the Legislature of Armenia through the American Bar Association Central and East European Law Initiative and submitted May 7, 2006.

"Reach Out America" in the *International Herald Tribune*, June 2, 2005.

"Time to Kill the Gerrymander" in the *Daily Record*, December 10, 2004. P. 19A.

"What is the Point of Law School" in the *Daily Record*, January 23, 2004, p. 8A.

Comments on the Draft Code of Judicial Ethics for the Republic of Bulgaria, prepared for the Legislature of Bulgaria through the American Bar Association Central and East European Law Initiative and submitted July 24, 2001.

Analysis of the Draft Law on the Office of Ombudsman, prepared for the Government of the Slovak Republic through American Bar Association Central and East European Law Initiative and submitted July 2, 2001.

Comments on the Romanian Draft Code of Ethics for Magistrates, prepared for the Parliament of Romania through the American Bar Association Central and East European Law Initiative and submitted March 15, 2001.

Comments on the Draft Law of Ukraine on Refugees, prepared for the Verkhovna Rada of Ukraine through the American Bar Association Central and East European Law Initiative and submitted February 2, 2001.

Analysis of the Draft Code of Ethics of the People's Advocate Institution prepared for the Parliament of the Republic of Albania through the American Bar Association Central and East European Law Initiative and submitted August 21, 2000.

Analysis of the Draft Law on the Creation of the State Commission to Check the Background of Officials prepared for the Parliament of the Republic of Albania through the American Bar Association Central and East European Law Initiative and submitted June 2, 2000.

Evaluation of the Draft Law on the High Court prepared for the Parliament of the Republic of Albania through the American Bar Association Central and East European Law Initiative and submitted January 28, 2000.

Analysis of the Draft Law on the Organization and the Operation of the High Court of Albania prepared for the Parliament of the Republic of Albania through the American Bar Association Central and East European Law Initiative and submitted July 30, 1999.

Analysis of the Draft Constitution for the Republic of Albania prepared for the Constitutional Commission of Albania through the American Bar Association Central and East European Law Initiative and Submitted August 31, 1998.

Analysis of the Draft Code of Ethics for Advocates prepared for the Union of Advocates of Ukraine through the American Bar Association Central and East European Law Initiative and submitted June 19, 1998.

Analysis of the Draft Code or Fundamental Law of the Gagauz Republic of Moldova prepared for the Constitutional Drafting Committee of Gagauzia through the American Bar Association Central and East European Law Initiative and submitted March 26, 1998.

"Think of Your Latin When Hurling Accusations" in the National Law Journal, A19, February 9, 1998.

Basic Elements of Legislative Structure prepared for the Constitutional Drafting Committee of Albania through the American Bar Association Central and East European Law Initiative and submitted December 18, 1997.

Analysis of the Draft Constitution for the Republic of Belarus prepared for the Constitutional Court of Belarus through the American Bar Association Central and East European Law Initiative and submitted October 15, 1996.

Analysis of the Draft Constitution for the Republic of Ukraine prepared for the Ukrainian Parliament through the American Bar Association Central and East European Law Initiative and submitted July 1, 1996.

Analysis of the Draft Constitution for the Republic of Albania prepared for the Albanian Parliament through the American Bar Association Central and East European Law Initiative and submitted December 20, 1995.

"Nationalism and Internationalism" in 95 Newsletter of the American Philosophical Association 123 (1995).

"Term Limits for Senate Thwart Founders' Plan" in the *National Law Journal*, April 3, 1995.

Analysis of the Draft Constitution for the Republic of Tajikistan, prepared for the Tajikistan government through the American Bar Association Central and East European Law Initiative and submitted October 17, 1994.

"Redraw That New Legislative Map" in the Philadelphia Inquirer, Saturday, January 4, 1992.

REVIEWS

"Liberty, Equality, and the Rule of Law," review of T.R.S. Allan, "Freedom, Equality, Legality" in *Jotwell*, March 3, 2014.

"The Province of Jurisprudence Determined," review of Robin West, *Normative Jurisprudence* in *Jotwell*, November 18, 2011.

Review of the National Constitution Center website, in 97 *Journal of American History* 1195 (2011).

"The Legitimacy of International Law," review of Samantha Besson and John Tasioulas (eds.) *The Philosophy of International Law* in *Jotwell*, September 9, 2010

Review of Brian Tamanaha, On the Rule of Law (Cambridge, 2004) in 25 Law and History Review 219 (2007).

Review of Gerry Simpson, *Great Powers and Outlaw States: Unequal Sovereigns in the International Legal Order* (Cambridge, 2004) in 99 American Journal of International Law 949 (2005).

Review of John Philip Reid, Controlling the Law: Legal Politics in Early National New Hampshire (Northern Illinois Press, 2004) in 91 The Journal of American History 1440 (2005).

Review of Wolfgang Danspeckgruber (ed.) *The Self-Determination of Peoples: Community, Nation and State in an Interdependent World* (Lynne Rienner, 2002) in 11 *Nationalism and Ethnic Politics* 18 (2005).

Review of Cass R. Sunstein, *Why Societies Need Dissent* (Harvard University Press, 2003) in 24 *Philosophy in Review* 299 (2004).

Review of Andrew C. Lenner, *The Federal Principle in American Politics*, 1790-1833 (Madison House, 2001) in 48 *The Journal of American History* 1512 (2003).

Review of David J. Bederman, *International Law in Antiquity* (Cambridge, 2001) in 15 *Emory International Law Review* 521 (2001).

"Doing the Right Thing", review of Eric A. Posner, *Law and Social Norms* (Harvard, 2000) and of Peter Brooks, *Troubling Confessions: Speaking Guilt in Law and Literature* (Chicago, 2000) in *The Washington Post* (Book World, pp.8-9, September 3, 2000).

Review of Quentin Skinner, *Liberty before Liberalism* (Cambridge, 1998) in 19 *Philosophy in Review* 152 (1999).

"Raising a Standard of Liberty Against Power" review of Leonard W. Levy, *Origins of the Bill of Rights* (Yale, 1999) in *The Washington Post* C7, August 16, 1999.

Review of M.H. Hoeflich, Roman and Civil Law and the Development of Anglo-American Jurisprudence in the Nineteenth Century (Athens, Georgia, 1997) in 42 American Journal of Legal History 327 (1998).

Review of Robert Feenstra Legal Scholarship and Doctrines of Private Law, 13th-18th Centuries (Variorum, 1996) in 42 American Journal of Legal History 89 (1998).

Review of Alfred P. Rubin, *Ethics and Authority in International Law* (Cambridge, 1997) in 12 *Emory International Law Review* 101 (1998).

"The Republican Manifesto", review article of Philip Pettit, *Republicanism: A Theory of Freedom and Government*, (Oxford, 1997) in 39 *Santa Clara Law Review* 355 (1998).

"Another Philadelphia Story", review of Buzz Bissinger, *A Prayer for the City in The Washington Post* (Book World, p.8, February 1, 1998).

"Upholding the Statutes of Liberty", review of Norman Cantor, *Imagining the Law:* Common Law and the Foundations of the American Legal System, in The Washington Post (Book World, p.3, December 28, 1997).

"Spirit of the Law", review of Jean Edward Smith, *John Marshall: Definer of a Nation* in *The Washington Post* (Book World, p. 3, March 16, 1997).

Review of Owen S. Ireland, *Religion, Ethnicity, and Politics: Ratifying the Constitution in Pennsylvania* in *The Journal of American History* 1383 (March, 1997).

"From Classical to American Republicanism" review article of Paul A. Rahe *Republics Ancients and Modern: Classical Republicanism and the American Revolution* in 3 *International Journal of the Classical Tradition* 232 (1996).

Review of R.C. van Caenegem, An Historical Introduction to Western Constitutional Law in 40 The American Journal of Legal History 517 (1996).

"Forming a More Perfect Union" review of Ronald Dworkin, *Freedom's Law: The Moral Reading of the American Constitution* in *The Washington Post* (Book World, p. 5, May 12, 1996).

"The Sage of Sensibility" review of Andrew Burstein, *The Inner Jefferson: Portrait of a Grieving Optimist* in *The Washington Post* (Book World, p. 1, December 24, 1995).

"The Wills of the People" review of Robert H. Wiebe, *Self-Rule: A Cultural History of American Democracy* in *The Washington Post* (Post Book World, p. 4, April 16, 1995) (also in the *Manchester Guardian Weekly*, June 18, 1995, p. 16).

Review of David N. Mayer, *The Constitutional Thought of Thomas Jefferson*, in 14 *The Journal of the Early Republic* 416 (1994).

"Seeking the Grandeur that was Rome" review of Carl Richard, *The Founders and the Classics* in *The Washington Post* (Book World, p. 1, July 3, 1994).

Review of Olga Tellegen-Couperus, A Short History of Roman Law, in 38 American Journal of Legal History 109 (1994).

Review of Alan Diamond (ed.), *The Victorian Achievement of Sir Henry Sumner Maine* in 27 *American Journal of Legal History* 520 (1993).

"Doing the Right Thing", review of James Q. Wilson, *The Moral Sense* in *The Washington Post* (Book World, p.2, August 1, 1993).

Review of Mario Torelli, Lavinio e Roma in 76 Journal of Roman Studies 198 (1986).

JOURNAL EDITOR

Associate Editor, American Journal of Comparative Law Editorial Board, Lusíada Direito Editorial Board, Notícia do Direito Brasileiro

BAR MEMBERSHIPS

Maryland, Pennsylvania, New Jersey, District of Columbia, U.S. District of Maryland, U.S. District of New Jersey, U.S. Court of Appeals for the Third Circuit, U.S. Court of Appeals for the Fourth Circuit, United States Supreme Court

COURSES TAUGHT

Philosophy of Law, International Law, Comparative Law, Constitutional Law, Legal History, Roman Law

PROFESSIONAL ACTIVITIES AND ORGANIZATIONS

International Association for the Philosophy of Law and Social Philosophy (IVR) President, 2015-present

American Branch of the International Association for the Philosophy of Law and Social Philosophy (AMINTAPHIL)

President, 2012-2014 Vice President, 2010-2012 Executive Committee, 2002-present

American Society of Comparative Law

Treasurer, 2013-present Executive Committee, 2013-present Editor, ASCL Studies in Comparative Law, 2014-present Prizes Committee, 2010-present

American Society of International Law

Editor, ASIL Studies in International Legal Theory, 1996-present Book Prize Committee, 2014-2016 (Chair, 2015-2016)

Association of American Law Schools

Section on Comparative Law, Executive Committee, 2003-2004
Section on International Law, Executive Committee, 2000-present (Chair, 2005)
Section on Jurisprudence, Executive Committee, 2002-2005
Section on Legal History, Executive Committee, 1999-2004 (Chair, 2003)
Section on Scholarship, Executive Committee, 1998-2004 (Chair, 2002)

International Academy of Comparative Law

Associate Member, 2011-present

International Association of Constitutional Law

Associate Member, 2011-present