

Benjamin G. Davis
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University of Toledo
College of Law
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EDUCATION

Harvard Law School, J.D. 1983

Articles Editor, Harvard International Law Journal

Harvard Business School, M.B.A. 1983

Harvard College, B.A. Economics, *cum laude* 1977

Phillips Exeter Academy, 1973

College du Leman, Geneva, Switzerland, 1967-1970

PUBLICATIONS

A. Post-Tenure – June 2008 to present

(w/ Dr. Trudy Bond, Dr. Curtis F. J. Doebbler, and the International Human Rights Clinic at Harvard Law School (and joined by a number of organizations and individuals))
Advocates for US Torture Prosecutions Shadow Report dated September 29, 2014 to the United Nations Committee Against Torture on the Review of the Periodic Report of the United States of America.

(w/ Graham Ross) Domestic and International Developments in Online Dispute Resolution, Texas Bar Association, Section of Dispute Resolution, ADR Handbook (Forthcoming 2015)

Addressing Federalism and Separation of Powers Social Violence: The Ordinary Citizen's Voting Rights Beyond Shelby County, North Carolina and Ohio, 33 MISS. C. L. REV. (forthcoming 2014).

(w/ Hope Lewis, Beth Lyon and James Wilets) Racial Discrimination in the Legal Profession shadow report dated June 30, 2014 and a short primer on U.S. federalism and

the International Convention on the Elimination of All Forms of Racial Discrimination dated June 17, 2014 for the Society of American Law Teachers provided to the United Nations Committee on the Elimination of Racial Discrimination available at <http://www.saltlaw.org/prepared-by-salt-human-rights-committee/>

American Diversity in International Arbitration 2003-2013, Am. Rev. Int'l L. (Forthcoming 2015)

On an Ordinary African-American Citizen Negotiating Voting Rights and Voter Intimidation in Ohio 2012, Cardozo Journal of Conflict Resolution Blog (Apr. 2014).

Diversity in International Arbitration, ABA Dispute Resolution Magazine (Winter 2014).

Benjamin G. Davis' questions and the answers received from Professor Jack Goldsmith (Henry L. Shattuck Professor at Harvard Law School and former head of the US Department of Justice Office of Legal Counsel in the Bush Administration), Ambassador Pierre-Richard Prosper (former Ambassador for War Crimes issues in the Bush Administration) and William Burke-White (Deputy Dean and Professor of Law at the University of Pennsylvania School of Law and former member of the policy planning staff of the US State Department in the Obama Administration) on topics such as high-level accountability for torture, misleading America into the War in Iraq, and non-compliance with the international law rule of internal self-determination through electoral disenfranchisement in the 2012 elections were published in "Presidential Powers and Crises" 45 Case Western Reserve Journal of International Law 19-20, 383-385 (Fall 2012 – published August 2013).

Benjamin G. Davis, Book review of Imre Szalai's book, *Outsourcing Justice: The Rise of Modern Arbitration Laws in America*, ABA Dispute Resolution Magazine (Fall 2013).

Benjamin G. Davis, The 9/11 Military Commission Motion Hearings: An Ordinary Citizen Looks at Comparative Legitimacy, 37 S. I. U. L. J. 599 (2013)

Benjamin G. Davis, State Criminal Prosecution of a Former United States President in United States Domestic State Courts: A Thought-Experiment on Limits to the United States President's Constitutional Powers Regarding Armed Conflict *Liber Amicorum* Augusto Sinagra (2013), Full Professor of European Union Law at "Sapienza" University of Rome, available at SSRN: <http://ssrn.com/abstract=2151873>

Benjamin G. Davis et al, State Criminal Prosecution of a Former President: Accountability through Complementarity Under American Federalism, 24 F.J.I.L.331 (2012)

Benjamin G. Davis, Obama and Libya, 7 F. A& M L. Rev 1 (2011) (published 2012)

Benjamin G. Davis, What War Does To Law, in THE MILITARY INDUSTRIAL COMPLEX AT 50 138 (D. Swanson, ed.) (2012)

Benjamin G. Davis, When Harry Met Martin: Imagination, Imagery, and the Color Line, *THE LAW AND HARRY POTTER* 179 (J. Thomas and F. Snyder eds.) (2010) (Was in Tenure File in 2008 but only published in 2010)

Benjamin G. Davis and Keefe Snyder, Online Influence Space(s) and Digital Influence Waves: In Honor of Charly, 25 *Ohio St. J. on Disp. Resol.* 201 (2010)

Benjamin G. Davis, Introduction, Symposium: Commemorating 1808: Fighting for the Right to Dream, 40 *U. Toledo L. Rev.* 577 (2009)

B. Tenure-track or earlier

Benjamin G. Davis, No Third Class Processes for Foreigners, 103 *Northwestern U. L. Rev. Colloquy* 88 (2008).

Benjamin G. Davis, *Refluat Stercus*: A Citizen's View of Criminal Prosecution in U.S. Domestic Courts of High-Level U.S. Civilian Authority and Military Generals for Torture and Cruel, Inhuman or Degrading Treatment, 23 *St. John's J. Legal Commentary* 503 (2008)

Benjamin G. Davis, A Citizen Observer's View of the U.S. Approach to the War on Terrorism, 17 *Transnational Law & Contemporary Problems* 465 (University of Iowa) (2008)

Proceedings of the 101st American Society of International Law, panel on "Ethics, Legitimacy, and Lawyering: How Do International Lawyers Speak Truth to Power?" 101 *ASIL Proc.* 325 (2007)

Benjamin G. Davis, Walking Along in the Mission, Symposium, "Enhancing Worldwide Understanding through Online Dispute Resolution" 38 *U. Tol. L. Rev.* 1 (2006) Faculty Editor of the Symposium edition largest in memory with an interdisciplinary and international group of lawyers, practitioners, arbitral institutions, and academics.

Benjamin G. Davis, Keeping Our Honor Clean: A Response to Professor Yoo, 4 *Chinese J. International L.* 745 (Oxford Univ. Press, 2005) (Published online October 10, 2005, Hardcopy published December 2005)

Benjamin G. Davis, International Commercial Online and Offline Dispute Resolution: Addressing Primacism and Universalism 4 *Journal of American Arbitration* (Penn State Dickinson/Tulane) 79 (2005)

Benjamin G. Davis, The Color Line in International Commercial Arbitration: An American Perspective, (presented at the American Bar Association, Dispute Resolution Section Mid-Year meeting April 16, 2004), 14 *American Review of International Arbitration* (Columbia University) 461 (2004)

Benjamin G. Davis and Alan Gaitenby, ICODR 2004: Enhancing Understanding, Asian Dispute Review in two parts (August 2004 and November 2004)

Benjamin G. Davis, International Competitions for Online Dispute Resolution: The Shape of Things to Come, in USING TECHNOLOGY TO RESOLVE BUSINESS DISPUTES, 2004 Special Supplement, Bulletin of the International Chamber of Commerce International Court of Arbitration; Competitions internationales pour le reglement des litiges par Internet: pistes de reflexion pour l'avenir, in LA TECHNOLOGIE AU SERVICE DU REGLEMENT DES DIFFERENDS COMMERCIAUX, 2004 Supplement special – Bulletin de la Cour internationale d'arbitrage de la CCI (September 2004 in French and English)

Benjamin G. Davis, Disciplining ODR Prototypes: True Trust through True Independence, Essays on legal en (sic) technical aspects of Online Dispute Resolution, CEDIRE – Centre for Electronic Dispute Resolution, Amsterdam, May 2004 reprinted in Hal Abramson, Jacqueline Nolan-Haley, INTERNATIONAL CONFLICT RESOLUTION- CONSENSUAL ADR PROCESSES, (West Group 2005).

Benjamin G. Davis, ICODR 2003: Helping Humanity Progress, 20 (6) J. Int'l Arb. 589 (2003)

Benjamin G. Davis, *Une Magouille Planetaire*: The UDRP is an International Scam, An Independent Assessment of the Uniform Domain Name Dispute Resolution Policy of the Internet Corporation for Assigned Names and Numbers, 72 Miss. L. J. 815 (2002)

Revised Handbook on Preparing the Contract, Modular Learning System, International Trade Centre of UNCTAD and the WTO, Geneva, Switzerland (2003)

Chapter on Online Dispute Resolution, Handbook on Alternative Dispute Resolution, State Bar of Texas, Dispute Resolution Section (2003)

(Book Review) A Pioneer Looks at Online Dispute Resolution, reviewing C. Rule, Online Dispute Resolution for Business, American Bar Association Dispute Resolution Journal (Winter 2003)

“Number One in the World,” Wesleyan Lawyer, Winter 2002

Benjamin G. Davis (Assistant Reporter) et als., Addressing Disputes In Electronic Commerce: Final Recommendations and Report, American Bar Association Task Force on Electronic Commerce and Alternative Dispute Resolution 58 Bus. Law. 415 (2002)

Draft Final Report and Recommended Best Practices by Online Dispute Resolution Service Providers, American Bar Association Task Force on E-commerce and Alternative Dispute Resolution (Posted on April 5, 2002 at www.law.washington.edu/ABA-eADR)

Benjamin G. Davis, Building the Seamless Dispute Resolution Web: A Status Report on the American Bar Association Task Force on Electronic Commerce and Alternative Dispute Resolution, 8 Tex. Wesleyan L. Rev. 529 (2002)

Benjamin G. Davis, et al, The First International Competition for Online Dispute Resolution: Is this big, different, and new?, 19 J. Int'l Arb. 379 (August 2002)

Draft Concept Paper and Preliminary Report, American Bar Association Task Force on E-commerce and Alternative Dispute Resolution (Posted on May 21, 2001 at www.law.washington.edu/ABA-eADR)

Benjamin G. Davis, Building the Seamless Dispute Resolution Web, Wesleyan Lawyer (Spring 2001)

Benjamin G. Davis, Handbook on Preparing the Contract, Modular Learning System, International Trade Centre of UNCTAD and the WTO, Geneva, Switzerland (2000)

Benjamin G. Davis, The New New Thing: Uniform Domain Name Dispute Resolution Policy of the Internet Corporation for Assigned Names and Numbers, 3 J.W.I.P. 525 (2000) (Updated version)

Benjamin G, Davis, The New New Thing: Uniform Domain Name Dispute Resolution Policy of the Internet Corporation for Assigned Names and Numbers, 17 J. Int'l Arb. 116 (June 2000)

Improving International Arbitration, The Need for Speed and Trust, Liber Amicorum Michel Gaudet (Benjamin G. Davis ed., 1998)

Benjamin G. Davis, The ICC International Court of Arbitration in Asia, in BUILDING THE NEW ASIA (32nd World Congress of ICC) 298 (ICC Publications ed., 1997)

Michael Moser et al., Dispute Resolution in China, BUSINESS LAW IN CHINA 417 (Daniel A. Lapres et eds. 1997)

Bachir Affaki et als., International Fast-Track Commercial Arbitration, Compar. L. Y.B. Int'l Bus. 357 (1995)

Benjamin G. Davis et als., When Doctrines Meet: Fast-Track Arbitration and the ICC Experience, 10 J. Int'l Arb. 69 (Dec. 1993)

Benjamin G. Davis, Laying Down a Gauntlet: The 36 hour Chairman, in Festschrift for Professor Hans Smit, 3 Am. Rev. Int'l Arb. 170 (1992)

Benjamin G. Davis, Fast-Track Arbitration and Fast-Tracking Your Arbitration, 9. J. Int'l Arb. 43 (Dec. 1992)

Benjamin G. Davis, An ICC Counsel's Perspective, in Special Section: Fast-Track Arbitration, 2 Am. Rev. Int'l Arb. 159 (1991)

Benjamin G. Davis, Pathological Clauses: Frederic Eisemann's Still Vital Criteria, 7 Arb. Int'l 365 (1991) (first presented at the International Bar Association, 23rd Biennial Conference, New York, New York (Sept. 1990)) (cited in China State Construction Engineering Corporation Guangdong Branch v. Madiford Limited, HC action No. A6563 of 1991, March 2, 1992 (published in Hong Kong Law Digest, C4, 1992); See N. Kaplan et als., Hong Kong and China Arbitration, Cases and Materials 183 (1994)

Benjamin G. Davis & Raphael Jakoba, Shipping and Maritime Dispute Resolution at the International Chamber of Commerce, BIMCO Rev. (1993-1994)

Benjamin G. Davis, The Case Viewed by a Counsel at the ICC Court's Secretariat, in Fast-Track Arbitration: Different Perspectives, Special Section, 3 ICC Int'l Ct. Arb. Bull. 4 (Nov. 1992)

Benjamin G. Davis & Irene Ezratty, Recent Fast-Track Arbitrations Resolve Cases in Shorter Time, 3 World Arb. and Med. Rep 141 (1992)

Benjamin G. Davis, The ICC Pre-Arbitral Referee Procedure in Context with Technical Expertise, Conciliation and Arbitration, 9 Int'l. Construct. L. Rev. 218 (1992) (first presented at International Development Law Institute and Euro Conferences Seminar on Managing to Avert Cost Overruns, London, United Kingdom (Nov. 12-13, 1991)

Benjamin G. Davis, Recent Development, International Adjudication: interpretation of WHO-Egypt agreement – advisory opinion on the interpretation of the Agreement of 25 March 1951 between the WHO and Egypt (1980) I.C. J. 73 (World Health Organization), 22 Harv. Int'l L. J. 429 (Spr. 1981)

ONLINE COMMENTARIES ON JURIST (J) (jurist.law.pitt.edu) or SALT LAW/Blog (S) (www.saltlaw.org/blog) (unless otherwise indicated)

A. Post-Tenure June 2008 to present

(New Update – 10/28) (Part 2) Waterboarding the Fish: Stall Ball and Interagency Jedi Mind Tricks (October 27, 2014) (S)

Waterboarding the Fish: CAT Reservation USG Deliberation: It's About the Torture (October 25, 2014) (S)

Guide my feet Lord on Torture (October 19, 2014) (S)

(Update 9/29) Reminder: sign-on Possibility for the UN Committee Against Torture Shadow Report of Advocates for US Torture Prosecutions (September 27, 2014) (S)

(Updated 9/13) Nothing new under the sun with Obama and Cheney: This 9/11 as a day to reread Rudyard Kipling and think about proportionality (September 11, 2014) (S)

Of the Human Dignity of Michael Brown: An Old School Take on Ferguson (September 2, 2014) (S)

SIBKIS: The So-called ISIS Crisis (August 31, 2014) (S)

Senate Intelligence Committee Torture Report Mendacity: The Civil Rights Generation did not Fight so the Joshua Generation could condone Torture (August 7, 2014) (S)

Brennan Resignation Not Enough: Prosecute the Torture Ringleaders (August 3, 2014) (S)

Torture Report CYA: Bush can hide but he can't run (August 2, 2014) (S)

Obama Admits US Tortured After 9/11: Why should that admission be the end of the road and not the beginning? (August 1, 2014) (S)

Refluat Stercus!: The Sh#t Gets Real On Torture (July 31, 2014) (S)

Nudniks Unite: Hooray for the Diplomats! (July 31, 2014) (S)

(Update 7/31) Senate Intelligence CIA Torture Report: Why Pre-release to Ordinary Citizen Torturers but Not to the Rest of US? (July 29, 2014) (S)

(Updated 7/30) (Parts 5 and 6) Confronting the Hobby Lobby Heebie Jeebies: What of the sincere religious belief in Mammon? (July 28, 2014) (S)

Workers Consciences Deserve Protection Too" (<http://m.toledoblade.com/Op-Ed-Columns/2014/07/27/Workers-consciences-deserve-protection-too.html>). (July 27, 2014) (Toledo Blade)

Hard Men and Hard Women: Step Back From the Brink (July 20, 2014) (S)

(Part 4) Confronting Hobby Lobby Heebie Jeebies (July 18, 2014) (S)

(Update) Detroit: The Humanitarian Crisis is not Just on the Southern Border (July 11, 2014) (S)

(Part 3) Confronting Hobby Lobby Heebie-Jeebies: a proposal after church today July 6, 2014) (S)

Quoted in "UT student Evan Matheney to attend 9/11 hearings at Gitmo, Toledo Free Press article June 6, 2014

(Part 2) Confronting the Hobby Lobby Heebie-Jeebies (July 4, 2014) (S)

Confronting the Hobby Lobby Heebie-Jeebies (July 4, 2014) (S)

50 years + 1: LBJ Speaking To the American Heart (July 2, 2014) (S)

Third Time Is Not the Charm for Invading Iraq (June 18, 2014) (S)

Bond Thoughts: Federalism Aggression on Human Rights (June 2, 2014) (S)

Equal but Separate: Schuette (April 23, 2014) (S)

(Updated 4/8/14) The Government Misled Me, not the CIA: Release SSCI CIA Torture Report and the Internal Panetta Review and let heads roll (April 1, 2014) (S)

Schuette Oral Argument: The Appalling Supreme Court (October 19, 2013) (J)

An Obscene American Leadership Double Standard (August 31, 2013) (S)

50th Anniversary of the March on Washington: A Glimpse of American Beauty (August 27, 2013) (S)

(Update) 50th Anniversary of the March on Washington: Who Will Help Carry the SALT Banner Fighting for Social Justice and Educational Access? (August 16, 2013) (S)

Tenure and Class Size (August 16, 2013) (S)

Unrelenting Sadness About Guantanamo (August 11, 2013) (S)

Trayvon Martin is me: Implications in the form of hypotheticals (July 19, 2013) (S)

What are little black and brown boys to do? (July 18, 2013) (S)

(Update) Trayvon Martin, Chicago, and Toledo: System Failure and Getting From Outrage to Meaningful and Durable Change (July 17, 2013) (S)

(Update # 2) Trayvon Martin and the Algebra of American Racial Math (July 15, 2013) (S)

Comey as FBI Nominee: Of All the People Who Could be Nominated or The Empire Strikes Back Again (July 15, 2013) (S)

The Empire Strikes Back: Can we get a prosecution here? (June 27, 2013) (S)

Two Sad Days – Fisher (Affirmative Action) and Shelby County (Voting Rights Act) (June 27, 2013) (S)

Rachel Jeantel's Phone Conversations: George Zimmerman, Trayvon Martin, and the NSA (June 27, 2013) (S)

(Update) On Black Sites: Yes, Going There on Cleveland AND the American War on Terror Torture (May 10, 2013) (S)

Benghazi (May 9, 2013) (S)

Passing over at the CIA is not enough: Prosecute Now (May 7, 2013) (S)

Big Data, Stellar Wind, and Me: On Being Free Now (May 6, 2013) (S)

Consciousness Raising: CIA Sisters Aren't Doing Torture For Themselves (April 4, 2013) (S)

Toledo law professor visits Guantanamo, returns with questions (February 15, 2013) (Toledo Faith and Values) <http://toledofavs.com/politics/law-crime-and-court/toledo-law-professor-visits-guantanamo-returns-with-questions>

University of Toledo associate law professor observed military court at Guantanamo Bay (February 9, 2013) (Toledo Blade)

Under The Ruthless Eye of the Citizen: Rejecting the Torturers' New Version after Zero Dark Thirty (February 5, 2013) (S)

CIA "Black Sites" Discussion Muted at Gitmo Hearing http://www.ny1.com/content/top_stories/176069/cia--black-sites--discussion-muted-at-gitmo-hearing/ (January 28, 2013) (New York One)

Torture doesn't work and it taints our country (January 20, 2013) (Toledo Blade)

Tainted with Torture (January 11, 2013) (S)

Musings at the AALS (January 5, 2013) (S)

Happy New Year! Bonne Annee! (December 31, 2012) (S)

Resisting the Sirens of Torture: Deconstructing Zero Dark Thirty Response Memes and the Senate Intelligence Committee Torture Report (December 22, 2012) (S)

(Updated 12/22) A Moral Paradox on Torture: Engel, El-Masri, and Zero Dark Thirty (December 19, 2012) (S)

(Updated 12/18) Shadowboxing with the Citizen's Right to the Truth: The Middle Schoolers with Security Clearances Strike Back (December 17, 2012) (S)

The Citizen's Right to the Truth on Torture: Calling out the Torture Apologists For Their Day of Reckoning (December 15, 2012) (S)

The Buck Stops with the Citizen: The Devastating On So Many Levels Senate Intelligence Committee Report on Torture Out Yesterday (December 14, 2012) (S)

Bringing Light to the Mushroom Theory of Governance: The Citizen's Right to the Truth (December 13, 2012) (S)

(Updated 12/11) Boycott Zero Dark Thirty: Torture by "People like us" is Torture (December 10, 2012) (S)

America's Accountability Deficit: Obama Should Address The American Spinelessness on Racism, Torture, Military Commissions and our Aggressive War in Iraq (November 9, 2012) (S)

Going to Gitmo 12/3-12/7, 2012 – Seeking Questions (October 30, 2012) (S)

(Update 10/18) 9/11 military commission motions hearing this week: When does or does double jeopardy attach? (October 18, 2012) (S)

Has World War III started? (October 14, 2012) (S)

Letter Honoring Derrick Bell (October 6, 2012) (S)

The Torture Card in the Presidential Election: Undecided in Toledo (September 27, 2012)(S)

A Comment on lawfareblog.com's "Jenks on Italy, the Abu Omar Rendition Prosecution, and Violation of the NATO SOFA" (September 24, 2012) (S)

Bringing Light in Ohio 2012: "Coon" Davis Finds His Place at True the Vote Ohio Summit (With Torture Update) (August 28, 31, 2012) (S)

Targeted Killings: Urgent! Autopsy Egypt's Spymaster Omar Suleiman; Bring light on Al-Aulaqui's and Khan (July 19, 2012) (S)

Al-Nashiri's Case: Simultaneously in Gitmo, Strasbourg, Poland, and Toledo (July 18, 2012) (S)

Getting my Snoot on in Toledo: Disappointment with Obama, Worry with Romney (July 15, 2012) (S)

(Updated 7/15) JD-MBA vision vs. JD vision: Romney's Bain end date of 1999 or 2002 and what it tells us about two types of education (July 14, 2012) (S)

(Updated – 7/14) Romney, NAACP, Obamacare, Bain, Obama, Harvard and all that: Notes from the Midstream of an Internationalist African-American Harvard JD-MBA (July 12, 2012) (S)

US v/ Arizona meet Medellin: Section 2(B) meet Consular Notification (June 25, 2012) (S)

Flawed Justice for Terror Suspects (June 17, 2012) (Toledo Blade op-ed)

Stepping out of Line (Redux): Refluat Stercus or an Essay in parts on the KSM and other Military Commissions, Torture, Habeas and Detention, Targeting with Drones, False Pretenses for the War in Iraq and other aspects of the current conflict and accountability (May 5, 2012) (S)

Send Lawyers, Guns and Money: Nashiri Hits the Fan (April 13, 2012) (S)

A Comment on Prof. Richard Sander's Mismatch Theory: Lack of Equality of Result should not disparage seeking Equality of Opportunity (March 31, 2012) (S)

All American Professor Derrick Bell: Maybe I just need to take my meds (March 10, 2012) (S)

CIA Torture: John Durham and a Leap of Faith (March 9, 2012) (S)

Unified Field Theory: Affordable Care Act Supreme Court Oral Argument, Blunt amendment on religious and moral concerns, women's health, anti-contraception, and Presidential Power (March 2, 2012) (S)

Khan Today, Who Tomorrow: Repugnant Finely Tuned Conviction Machine (February 29, 2012) (S)

Confronting Fundamentally Un-American Conduct: Resisting Pathological and Deviant Behavior (October 5, 2011) (S)

(Update 9/15) Truth on Torture (2) : Ali Soufan's FBI Interrogator 9/13 PBS Frontline Interview and More (September 15, 2011) (S)

State Criminal Prosecution of Rumsfeld for Torture (September 13, 2011) (S)

(Updated 9/15) Truth on Torture: Watch FBI Interrogator Ali Soufan's 9/11 60 minute interview (September 13, 2011) (S)

International Law and the American Project Since 9/11 [op-ed] (September 11, 2011) (J)

My March on Washington to the MLK Jr. Memorial Ceremony August 28, 2011 (August 19, 2011) (S)

Bringing Light to Dark Matter: Drones, Torture and Illegal Wars (July 20, 2011) (S)

The Debt Ceiling Debate and the Constitution: A Call for Caution (July 16, 2011) (S)

Refluat Stercus: Torture Investigation Must Extend to Commanders (July 7, 2011) (J)

Associate Professor of Law Benjamin G. Davis Interviews on Television (May 9, 2011) (S)

Post-Osama: The Way Forward for the United States (May 2 and 5, 2011) (J)

Refluat Stercus Por Favor (April 21, 2011) (J)

Ghailani Verdict: A Victory for American Justice (November 18, 2010) (J)

Keeping America in the Dark (March 10, 2010) (J)

The 68: Congressional Oversight of Complicity? (March 8, 2010) (Warisacrime.org)

Yoo/Bybee Report: Let a Jury Decide (February 21, 2010) (J)

Torture Tales: Calling John Durham (September 18, 2009) (J)

If Americans Insist, Our Leaders Will Prosecute (May 26, 2009) (Toledo Blade op ed)

Ashcroft v/ Iqbal: Different Spanks for Different Ranks? (May 20, 2009) (J)

The Man Who Knew Too Much?: An Inconvenient Truth About a Convenient Libyan Prison Suicide (May 12, 2009) (J)

America's Moment of Truth on Torture (April 8, 2009) (J)

On the Measure of Obama? (January 30, 2009) (Warisacrime.org)

Open Letter from a Citizen to President-Elect Barack Obama: No Bailouts for Torturers (November 24, 2008) (Warisacrime.org)

Unfinished Business for America: Torture crimes of high level civilians and generals (November 18, 2008) (Warisacrime.org)

Prosecuting High-Level Americans for War Crimes (September 22, 2008) (J)

B. Tenure track

GITMO "Court" besmirches Nuremberg (June 5, 2008) (J)

Memorial Day Memo: Honor Those Who Stood Up Against Torture (May 25, 2008) (J)

The Yoo Torture Memo: Break the Silence of the Lambs? (April 8, 2008) (J)

Resist torture or acquiesce?: A Question for Americans (February 7, 2008) (J)

Congress, Torture and Romain Gary's *Chien Blanc* (December 20, 2007) (J)

'Clarifying' the Geneva Conventions: A Ploy to Limit US Culpability (November 30, 2007) (J)

Mukasey's Letter: Not Good Enough (November 2, 2007) (J)

Mukasey on Torture: Of Sins, Mistakes and Crimes (October 18, 2007) (J)

Endgame on Torture: Time to Call the Bluff (October 8, 2007) (J)

A Citizen's Demand of His Government: Release the ICRC Torture Report (August 16, 2007) (J)

Gutting the Geneva Conventions in the "War on Terror" (July 25, 2007) (J)

Keep Our Honor Clean (July 13, 2007 – Toledo Free Press)

Against a U.S. 'Terrorist Court' (July 12, 2007) (J)

Beyond Orwell: the existential threat of Guantanamo detainees (April 27, 2007) (J)

Get KSM a Lawyer (March 19, 2007) (J)

The Un-American Way: The Kafkaesque Case of Khalid El-Masri (March 5, 2007) (J)

Citizen's Hearing On the Legality of U.S. Actions in Iraq: The Case of Lt. Ehren Watada - January 20-21, 2007 - Tacoma, Washington (www.wartribunal.org)

Stimson Should Be Forced To Resign (January 17, 2007) (J)

International Law is US Law Too (November 19, 2006) (J)

Padilla and Outrageous Government Conduct (October 11, 2006) (J)

All the Laws But One – Parsing the Military Commissions Bill (September 25, 2006) (J)

'Different spanks for different ranks': reject the compromise or pardon the Abu Ghraib offenders (September 22, 2006) (J)

Justice for 14,000? Apply international standards and change the Program... (September 18, 2006) (J)

Don't shock my conscience - be flexible... (September 17, 2006) (J)

Getting with 'The Program' (September 15, 2006) (J)

'Good cop, bad cop' on detainee treatment (September 14, 2006) (J)

Moving Beyond Secret Prisons (September 8, 2006) (J)

Post-Hamdan: Congress in the spotlight (July 5, 2006) (J)

Speaking Truth to Power: US International Lawyers at a Crossroads (March 29, 2006) (J)

Heeding MLK's Call to Action (January 16, 2006) (J)

PROFESSIONAL EMPLOYMENT

Associate Professor of Law

University of Toledo College of Law

Summer 2003 to present (tenured 2008)

Courses: Contracts, International and Domestic Arbitration, Public International Law, International Business Transactions (for Spring 2015)

Visiting Professor of Law

Albany Law School

Spring 2014

Courses: International Business Transactions and Public International Law

Visiting Professor of Law (short-term course)

University of Szeged, Hungary

2009-2013

Courses: Common Law of Contracts

Visiting Professor of Law

Hamline University School of Law – Dispute Resolution Institute Summer Institute, Saint Paul, Minnesota

May 2007

Courses: Online Dispute Resolution

Visiting Professor of Law

Hamline University School of Law – Dispute Resolution Institute Summer Institute, Saint Paul, Minnesota

June 2006

Courses: Arbitration

Visiting Professor of Law
Hamline University School of Law/Penn State Dickinson in cooperation with the School
for International Arbitration of the Center for Commercial Law Studies of Queen Mary –
London, United Kingdom
July 2005
Courses: Arbitration

Visiting Professor of Law
Hamline University School of Law/Benjamin N. Cardozo Law School Summer Abroad
Program – Paris, France
July 2003, 2004
Courses: Arbitration

Associate Professor of Law
Texas Wesleyan University School of Law
Summer 2000 to 2003
Courses: Contracts I and II, International and Domestic Arbitration, Public International
Law, Alternative Dispute Resolution, International Business Transactions

Independent Consultant, Paris, France
1999-2000

Director, Conference Programmes and Manager, Institute of World Business Law,
International Chamber of Commerce. Paris, France
1997-1999

Legal Counsel, Secretariat of the International Court of Arbitration of the International
Chamber of Commerce, Paris, France
1986-1999

Strategic Business Consultant, Mars and Company, Paris, France
1984-1986

Development Consultant, Louis Berger and Company, Paris, France and Togo
1983-1984

Summer Associate, S.G. Archibald and Co, Paris, France
Summer 1982

Summer Associate, Duncan Allen and Mitchell, Washington, D.C. and Abidjan, Cote
d'Ivoire
Summer 1981

Summer Intern, Management Information and Profit Analysis, Morgan Guaranty Co.,
New York, New York

Summer 1980

Assistant Bank Examiner, Federal Reserve Bank of Boston, Boston, Massachusetts
1978-1979

Research Assistant to Monetary Policy Economists, Federal Reserve Bank of Boston,
Boston, Massachusetts
1977-1978

PROFESSIONAL ACTIVITIES

A. Post-tenure since June 2008

Forthcoming Moderator, Diversity and Inclusion in International Arbitration
Appointments panel, Enhancing Business Opportunities in Africa:
The Role, Reality and Future of African-Related Arbitration, Third Annual Conference of
the Atlanta International Arbitration Society, Atlanta, November 4, 2014

Presentation, Advocating for U.S. Torture Prosecutions, Chaos and Impunity: Core
Crimes and Sitting Heads of State panel, International Law Weekend, American Branch
of the International Law Association, Fordham Law School, New York, October 24,
2014

Review of the tenure file for Associate Professor Imre Szalai, Loyola University Law
School New Orleans, September 29, 2014

Panelist, Turn Up! Turn Out! Voter Information Forum, Kent Public Library, Toledo,
September 23, 2014

(w/ Niyah Walters) Presented "How to become an international human rights lawyer?",
International Law Society and the Black Law Students Association, September 10, 2014

Review of the aggregation (tenure) file for Nicolas Vermeys, associate professor,
University of Montreal, September 2, 2014

Advisor to the Executive Secretary/CEO of the new Lagos Court of Arbitration, Lagos,
Nigeria 2013- to present

Co-Chair of the Diversity Committee, American Bar Association Section of Dispute
Resolution and liaison for its Council to the ABA Council on Racial and Ethnic Diversity
in the Educational Pipeline. Led the drafting and presented the Diversity and Inclusion
Plan for the 18,000 member section at the Fall Meeting of the Council, November 23,
2013, Nashville, Tennessee. Member of the Awards Committee.

Continued as a Board Member of the Society of American Law Teachers and led its
working group preparing a report on racial discrimination in the legal profession and a

short primer on US federalism as part of the US Human Rights Network shadow report to the United Nations Committee on the Elimination of Racial Discrimination for its review in August 2014 of the periodic report of the United States on its compliance with its international law obligations under the International Convention on the Elimination of All Forms of Racial Discrimination (<http://www.saltlaw.org/prepared-by-salt-human-rights-committee/>)

Continued blogging at www.saltlaw.org/blog and www.jurist.org and providing editorials to the Toledo Blade.

Created Guantanamo Bay Military Commission Student Observer Program (14 students so far participated some of whom have also written Advanced Research and Writing papers), June 2013 -

Moderated, "Arbitral Institutions Roundtable Discussion," Monday, June 23, 2014, at White & Case, New York on a panel including the premier domestic and international arbitral institutions in the United States and an emerging institution in Nigeria named the Lagos Court of Arbitration. In his role as Advisor to the CEO of the Lagos Court of Arbitration, he also participated that day in the Lagos Court of Arbitration's meetings with the senior leadership of the International Center for Dispute Resolution of the American Arbitration Association and the International Institute for Conflict Prevention and Resolution (CPR).

Quoted in a Toledo Free Press article June 6, 2014 entitled "UT student Evan Matheney to attend 9/11 hearings at Gitmo" (<http://www.toledofreepress.com/2014/06/06/ut-student-evan-matheney-to-attend-911-hearings-at-gitmo/>).

Moderated a panel on Law, Inclusion and Diversity at the 50th Law and Society Association Annual Meeting, May 31, 2014, Minneapolis, Minnesota.

As co-Chair of the Diversity Committee of the American Bar Association, Section of Dispute Resolution, organized and spoke at a day long workshop on "Broadening and Deepening the Participation of Underrepresented Groups in Dispute Resolution." The workshop brought together 25 representatives of the principal international and domestic dispute resolution providers and practitioners and was part of the spring meeting of the American Bar Association, Section of Dispute Resolution, on April 5 in Miami.

Presented "The Law of Drones or Nothing New Under the Sun" at the Albany Government Law Review Symposium "Game of Drones" on Thursday, March 20, 2014 at Albany, New York.

Presented "Addressing Federalism and Separation of Powers Social Violence: An Ordinary Citizen Beyond Shelby County, North Carolina, and Ohio" at the Mississippi College of Law Review Symposium "Readdressing the Voting Rights Act: Where is our Nation after Shelby County v/ Holder?" on Friday, March 21, 2014 in Jackson, Mississippi.

Keynote Speaker presenting "Confidentiality with Technology: Arbitration and ADR in the Shadow of Big Data Security" at the 12th International Litigation and Arbitration Conference of the Florida Bar Association International Law Section, February 28, 2014, Miami

Presented "Opportunities on the International Plane in Law School and Beyond," International Law Society, November 26, 2013

Faculty member for the ABA Section of Dispute Resolution 11th Annual Mediation & Advocacy Skills Institute, November 21-22, 2013, Nashville, Tennessee

Interviewed October 29, 2013 by Carmen Russell-Sluchansky, Host, Due Diligence, for Voice of Russia about the Schuette v. Coalition to Defend Affirmative Action (Michigan Affirmative Action case heard by the Supreme Court on October 15, 2013).

Presented "Pioneering Role of the ICC: Issues from the Fast-track and with respect to Confidentiality in the use of Technology" at the Legal Training Program of the Lawyers of the International Chamber of Commerce, International Court of Arbitration, September 18, 2013, Paris, France

Helped organized the program "Trayvon: Old Scars and New Activism" and presented "Stand Your Ground Laws, Implicit Bias and Stereotype Threat," at a program to help success of black freshman, particularly black males, September 10, 2013 in the McQuade Law Auditorium.

Organized the lunchtime program "Stand Your Ground Laws" (with Mr. James Carlisle '85, Assistant Professor Greg Gilchrist, Professor Nicole Porter, and Associate Professor Jelani Jefferson Exum), September 9, 2013 in the McQuadee Law Auditorium.

Organized with US Department of Defense Office of Military Commissions one week Guantanamo Bay trips for each of 12 law students to observe the 9/11 and Cole Bombing military commissions for which they will receive writing credit as part of their Law School Program. Further observer research trips over the fall based on student interest are foreseen.

Helped draft an *amicus curiae* to the Supreme Court in a small working group of the Society of American Law Teachers (SALT) in the Schuette v. Coalition to Defend Affirmative Action, Integration and Immigrant Rights and Fight for Equality By Any Means Necessary, et al case (Michigan affirmative action case) to be heard this term. Submitted August 30, 2013.

Evaluated an interdisciplinary online mediation platform project by the Cyberjustice Laboratory of the McGill University Law School, August 30, 2013.

Accepted to serve on the founding editorial board for the *International Journal of Online Dispute Resolution*, published by Eleven International Publishing, the publisher of the international treatise on ODR Theory and Practice.

Represented the Society of American Law Teachers at the 50th Anniversary of the March on Washington, August 24, 2013.

Presented a joint report on his Guantanamo Bay observer trip and participated as a Council Member at the Council Meeting of the ABA Section on Dispute Resolution and as the liaison for the Section to the ABA Council on Racial and Ethnic Diversity in the Educational Pipeline (“ABA Pipeline Council”), August 9-10, 2013, at the ABA Annual Meeting, San Francisco, California. Appointed co-chair of the Section on Dispute Resolution’s Diversity Committee and will continue as liaison to the ABA Pipeline Council.

Presented “Big Data and Online Dispute Resolution” at the international conference “ODR 2013,” June 18, 2013, University of Montreal Law School, Montreal.

Presented to Toledo junior high and high school students in the Law and Leadership Institute

Presented “The Law of Drones or Nothing New Under the Sun” at the MWPOC Conference, Loyola Law School, April 19, 2013, Chicago

Presented “Implicit Bias and Stereotype Threat,” Toledo Bar Association CLE, April 12, 2013

Presented “An O.G. on ODR,” American Bar Association Section on Dispute Resolution Spring Meeting, April 6, 2013, Chicago

Presented “The 9/11 Military Commission Motion Hearings: A Citizen Looks at Comparative Legitimacy,” Guantanamo Bay: What Next? Southern Illinois University Law Journal Symposium, February 22, 2013

Law Career Symposium, Thurgood Marshall Law Association, Toledo, February 9, 2013

Brown Bag Lunch on Gitmo Visit, University of Toledo College of Law, February 7, 2013

Observed 9/11 Military Commissions Motion Hearings at Guantanamo Bay, Cuba (January 27 – February 1, 2013) (Interviewed by New York One and Radio and Television Slovakia)

Presented “The Sparkle of Sovereignty: A Citizen and Torture, Military Commissions, and the War in Iraq,” presented at the MAPOC 2013 “President Lincoln’s Emancipation

Proclamation: On Questions, Doubts, and the Problems of Full Citizenship,” University of Pennsylvania School of Law, Philadelphia, January 26, 2013

Presented (with Professor Robin Kennedy), “A New Loophole to Escape Arbitration: An Alternative to Class Action,” Sixth Annual Association of American Law Schools Works in Progress Conference, Ohio State University Moritz College of Law, November 10, 2012, Columbus, Ohio

Poll watcher for the Presidential Election, Toledo, 2012

Presented “Ohio Election 2012: Reflections of a Private Citizen Negotiating an Extreme Public Discourse Experience at a True the Vote Summit and In its Aftermath,” Cardozo Journal of Conflict Resolution Fall 2012 Symposium: “Negotiating the Extremes: Impossible Political Dialogues in the 21st Century,” November 5, 2012, New York

Observed 9/11 Military Commissions Motion Hearings at Fort Meade, Maryland (October 18-19, 2012)

Presented “The International Law of Some Other Asian Island Disputes” at the University of Toledo Asia Forum: The International Law of Some Asian Island Disputes: South China Sea, China-Japan, Japan-Korea, Japan-Russia, October 15, 2012

Started an effort to solicit donations to name chairs in a "Pioneers' Row" in the new McQuade Law Auditorium for persons of color in the Toledo judiciary and with close ties to the College, to wit: Torrence Green, Magistrate Judge Vernelis K. Armstrong, Mr. Eddie Cole, Judge Charles J. Doneghy, Judge Robert V. Franklin Jr. and Mrs. Kathryn Franklin, Judge C. Allen McConnell, Former Mayor Jack Ford, and Mr. James Carlisle.

Presented “Bringing light in Ohio 2012: ‘Coon’ Davis Finds His Place at a True the Vote ‘Voter Integrity’ Meeting,” at The University of Toledo Africana Studies Brown-Bag Lecture Series on September 20, 2012 (See also www.SALTLAW.org/blog).

Teach in: The International Law of Embassies and Consulates, International Law Society, University of Toledo College of Law, September 19, 2012 available at <http://www.law.utoledo.edu/facultystaff/faculty/BDavis/BDavis.htm>

Panelist in the panel, “Freedom at the Polls: Voting Rights in a Time of Change,” at the Kent Public Library in Toledo on September 18, 2012

Participated as a Council Member in the ABA Section on Dispute Resolution and as a Liaison to the ABA Council for Racial and Ethnic Diversity in the Educational Pipeline, Fall Meeting, September 14-15, 2012, in Chicago

Participated in the conference “Presidential Power, Foreign Affairs, and the 2012 Election,” at Case Western Reserve University School of Law on September 7, 2012.

Selected August 21, 2012 by the Convening Authority for the Department of Defense Office of Military Commissions to be an observer authorized to go to Guantanamo and having observer status at the remote link at Fort Meade, Maryland to observe the military commissions for the 9/11 defendants and others.

Interviewed on Religion and Politics on Jack Lessenberry's Deadline Now, WGTE, June 29, 2012 http://www.wgte.org/wgte/item.asp?item_id=11772#

Presented at the Law and Leadership Institute at Toledo Law on June 20 and 26, 2012. Evaluated the business ideas of 4th – 8th graders as a “shark” in the Shark Tank for the Gifted and Talented Program on June 28, 2012 at UT.

Interviewed on the conviction and sentencing of Charles Taylor, former President of Liberia, by the Special Court for Sierra Leone on Donald Lacy Producer/Host Wake Up everybody KPOO 89.5 FM San Francisco www.kpoo.com (June 2, 2012)

Interviewed on the conviction and sentencing of Charles Taylor, former President of Liberia, by the Special Court for Sierra Leone and on the John Edwards trial on “GW on The Hill,” George Wilson host, 4pm-5pm, ET Weekdays, Sirius XM Satellite Radio Ch 128, (May 31, 2012)

Speaker with Professor Celia Williamson on “Comparing Modern Day Human Trafficking with Slavery,” Columbus International High School Students, Health and Human Services Building, University of Toledo, May 11, 2012

Moderator, Child Sexual Violence by Clergy: Is the Vatican Accountable under International Law, University of Toledo College of Law and the International Law Society, April 2, 2012,

Presentation of “Some thoughts about Sharia law in the United States through the lenses of Freedom of Contract, Arbitration and International Law,” Unveiling Sharia, Islamic Awareness Week, University of Toledo Muslim Students Association, March 29, 2012

Presentation on working on the international plane for the panel “Transcending Borders” at the 21st Annual Conference of the Black Law Students Association of Canada, University of Windsor Law School, February 17, 2012, Windsor, Canada

Presentation on international law and accountability on the panel “Sexual Violence against Children By Clergy, Is the Vatican Legally Accountable?” Harvard Law School International Human Rights Clinic, February 8, 2012, Cambridge, Massachusetts

Speaker release event for the World Organization for Human Rights USA Report INDEFENSIBLE: A REFERENCE FOR PROSECUTING TORTURE AND OTHER FELONIES COMMITTED BY U.S. OFFICIALS FOLLOWING SEPTEMBER 11TH (C. Costello author and ed. Allison Lefrak, Theresa Harris, Piper Hendricks and Meredith Owens eds.) (2012) American University, Washington College of Law, January

27, 2012, Washington, D.C. Individual and with students multi-year collaboration in the preparation of the report.

At the request of Vincent Bugliosi, prepared with students the Research Report on criminal prosecution in California courts of former President George Bush for conspiracy to commit murder and murder dated July 25, 2011.

“Reflections on Ethics in War and Torture” at the Ethics in Criminal Justice Conference of the Judith Herb College of Education, Health Science, and Human Service of the University of Toledo, December 13, 2011

(Skype presentation) “# Occupy Arbitration: Power and Values in Supreme Court Judicial Review of Arbitration Clauses and Awards,” 2011 Association of American Law Schools (AALS), Works-in-Progress Conference, Creighton University School of Law, Omaha, Nebraska, November 5, 2011

Occupy Arbitration: Power and Values in Supreme Court Judicial Review of Arbitration Clauses and Awards,” Respondent Speaker at “Judicial Review of ADR Processes: What Makes Sense?” (one of the responders to Professor Nancy Welsh), Fordham Law School, New York, New York, November 4, 2011

Occupy Arbitration: Power and Values in Supreme Court Judicial Review of Arbitration Clauses and Awards,” Works in Progress and Border Skirmishes: The Intersection Between Litigation and International Commercial Arbitration Conference, University of Missouri Law School, Columbia, Missouri, October 20-21, 2011

Presentation to the American Bar Association’s House of Delegates, Annual Meeting of two member resolutions on American class actions as a model for collective redress in the 27 member states of the European Union and the role the ABA is playing in the consultation process of the European Commission, Toronto, Canada, August 9, 2011

“A Humanist Vision of International Commercial Arbitration,” University of Montreal Seminar “Les differentes facettes de l’arbitrage: perspectives canadienne et international” (The Diverse Aspects of Arbitration: Canadian and International Perspectives), Montreal, Quebec, Canada, March 10, 2011

“Confronting the American Way of Torture,” Women’s International League for Peace and Freedom (Toledo), March 22, 2011

“Torture,” Servant Leadership Center's monthly Social Justice Series (Toledo), June 22, 2011

Media presentations on the killing of Osama Bin Laden and torture (13abc news and Roundtable on May 4 and 8, 2011)

“The International Legal Regime for Drones,” Debate with Professor Michael Lewis (Ohio Northern University), Federalist Society and American Constitution Society Debate, University of Toledo College of Law, February 17, 2011

“Online Influence Spaces and Digital Influence Waves,” The Future of ADR: Incorporating Dispute Resolution Into Society Symposium, Moritz College of Law, Ohio State University, February 19, 2009, Columbus

“Online Influence Spaces and Digital Influence Waves,” American Association of Law Schools Mid-Year Meeting, January 9, 2009, San Diego

Poll watcher for the Presidential Election, Toledo, 2008

B. Tenure track or earlier

Representing the Society of American Law Teachers in the US Human Rights Network NGO meetings at the hearings on the U.S. periodic reports of the UN Committee for the Elimination of All Forms of Racial Discrimination, February 20-24, 2008, Geneva

Advice on Society of American Law Teachers amicus brief using the International Convention on the Elimination of All Forms of Racial Discrimination in a Proposition 209 case in California, February 2008

“*Refluat Stercus*: Criminal Prosecution in U.S. Courts of High-Level U.S. Civilian Authority and Military Generals for Torture and Cruel, Inhuman, or Degrading Treatment,” New Voices in Human Rights, Section on International Human Rights, American Association of Law Schools, January 6, 2008, New York

“*Dedoublement Analytique*: Observations on International Humanitarian Law,” “A Century of Humanitarian Law (Hague 1907 - Darfur 2007): Successes and Failures - A Report Card,” Section on International Law and Section on International Human Rights, American Association of Law Schools, January 4, 2008, New York

Whither *Refluat Stercus*?: Criminal Prosecution in U.S. domestic courts of U.S. high level civilian authority and generals for violations of international humanitarian law and/or international criminal law”, International Law Weekend, Association of the Bar of the City of New York, American Branch of the International Law Association, and American Society of International Law, October 25-27, 2007, New York

“The Military Commissions Act of 2006”, Brown Bag Lunch speaker, American Civil Liberties Union, July 25, 2007, Cleveland, Ohio

“*Dedoublement Analytique*” work in progress presentation at the American Society of International Law and the American Association of Law School Joint conference, “What is wrong with the way that we are teaching international law?” June 17-20, 2007,

Vancouver, British Columbia and the Ohio Legal Scholars Workshop on June 23, 2007, Columbus

“Not Losing Our Soul: Analysis of the American Approach to the War on Terror”
Invited Speaker, American Civil Liberties Union Northwest Ohio, annual dinner, May 17, 2007, Toledo

Invited panelist for the 101st American Society of International Law Annual meeting on the panel “Ethics, Legitimacy, and Lawyering: How Do International Lawyers Speak Truth to Power?”, March 28-31, 2007, Washington D.C.

Organized the panel on “Are we teaching international law or foreign relations law” for the 101st American Society of International Law Annual Meeting, March 28-31, 2007, Washington, D.C.

Question and Answer session with James Meredith on the occasion of the 45th Anniversary Remembrance of the Integration of Ole Miss, The Robert H. Jackson Center, Jamestown, New York, March 26, 2007

Images of Hope and Faith, Zion Hill Baptist Church, Toledo, March 21, 2006

Images of Hope and Faith, University of Toledo, January 17, 2007

Organized a panel on teaching the ASIL Centennial Resolution and other topics during the American Association of Law Schools Annual Meeting, January 6, 2007, Washington, D.C.

Affidavit for a German Case of Universal Jurisdiction, November 2006 available at War Crimes Complaint against Rumsfeld et al at <http://www.ccr-ny.org/v2/GermanCase2006/germancase.asp> .

Program Committee Member and Chaired panel on the “Meaning of the Historic ASIL Centennial Resolution” panel at the International Law Weekend of the Association of the Bar of the City of New York/American Branch of the International Law Association in New York City on October 28, 2006.

“Liability Limitation and Dispute Resolution: ADR Institutions, the Color Line, and Online” at the International Law Students Association Fall Conference at Hamline University School of Law, St. Paul, Minnesota, October 14, 2006.

“The Nuremberg War Crimes Trial and its Policy Consequences Today: An Interdisciplinary Conference” American Society of International Law Centennial Regional Meeting, Joint Colloquium of the Graduate Program in Policy History of Bowling Green State University, the University of Toledo College of Law and the Robert H. Jackson Center present a two-day interdisciplinary conference with the aim of facilitating the study of historical, political, legal and military implications of the

Nuremberg War Crimes Trial across the past six decades, Bowling Green, Ohio, October 5-7, 2006

“The Supreme Court Term: Hamdan”, University of Toledo College of Law Centennial Program, September 16, 2006

Responsible for the American Bar Association – Law School Division/National Arbitration Forum Arbitration Moot Court Competition including the first Toledo Regional Competition (Fall 2006)

5th Anniversary, International Competitions for Online Dispute Resolution (ICODR 2006), <http://www.odr.info/icodr2006.php> , online negotiation, mediation, arbitration, and litigation competitions for law students worldwide sponsored by the University of Toledo College of Law, the Center for Information Technology and Dispute Resolution of the University of Massachusetts, Hamline University School of Law, West Workspace/ Erooms Technology

“The Meaning of an ASIL Resolution”, Lunchtime symposium, April 2006.

“Refluat Stercus”, Southeast/Southwest People of Color Legal Scholarship Conference, Santa Fe, New Mexico, April 8, 2006.

“Semper Fidelis: Keep our Honor Clean,” presentation of a draft resolution signed by 100 American Society of International Law members and additional non-members to the Executive Council of the American Society of International Law Centennial Meeting, March 29, 2006, Washington D.C. Led the effort to adopt American Society of International Law Centennial Resolution adopted March 30, 2006. See:

- ASIL Centennial Resolution,
- Jose E. Alvarez, President’s Column, Lessons from a Resolution, May 18, 2006
- Charlotte Ku, Executive Director, “ASIL Member Initiative and Leadership,” Newsletter of the American Society of International Law, May/June 2006
- Mary Ellen O’Connell, ASIL Insight, The ASIL Centennial Annual Meeting Adopts a Resolution on The Use of Armed Force and the Treatment of Detainees, May 19, 2006
- ASIL Resolution Adopted by NYC Bar, (ASIL Press Release), August 9, 2006
- ASIL Participates in International Law Conference in NYC, (ASIL Press Release), August 9, 2006
- Benjamin G. Davis, Speaking Truth to Power: US International Lawyers at a Crossroads, Jurist

“Presentation to the Supreme Court in Honor of Thurgood Marshall” as part of the Third Annual John Nabrit Lecture at Howard Law School in Washington DC, March 2, 2006

Continuing Legal Education, Human Rights and War Prisoners, October 7, 2005

“Online Dispute Resolution: The Shape of Things to Come” and “International ADR: Forward Point on the Color Line” Two 75 minute workshops, The 2nd National Conference of Minority Professionals in Alternative Dispute Resolution, May 19-21, 2005, Columbus, Ohio

“Having a Cool International Attitude with a Fabulous Body Inside: Using ODR to enhance worldwide law student understanding”, Legal Educator’s Colloquium, Section on Dispute Resolution Annual Meeting, April 16, 2005, Los Angeles, California

“What Benjamin E. Mays Taught Martin Luther King Jr. and Griffith J. Davis,” African-American History Celebrations: United States District Court for the Northern District of Ohio, Toledo (February 22, 2005); Cleveland (with videoconference to Youngstown, Akron and Toledo), February 24, 2005

“Aspects of International Law in the War on Terror” Teach in, International Law Society, February 15 and 16, 2005

“The Color Line in International Commercial Arbitration: Lessons for Us All,” International Law Society, October 26, 2004

“ICC Mediation and Arbitration,” in Il valore della conciliazione, Settimana nazionale dei Servizi di Conciliazione delle Camere di Commercio, Conference on Alternative Dispute Resolution Administered by the Chambers of Commerce, Chamber of Commerce of Naples, Italy, October 22, 2004

The only American of three external final/beta testers of the International Chamber of Commerce International Court of Arbitration Netcase online arbitration platform placed in operation in 2005, September-November 2004

Canvasser and poll watcher for the 2004 U.S. elections, Toledo, September-November 2004

“International Commercial Online and Offline Dispute Resolution: Addressing Primacism and Universalism”, presentation for the Second National People of Color Legal Scholarship Conference, Washington D.C., October 7, 2004

“The Color Line in International Commercial Arbitration: An American Perspective”, presentation for the Second National People of Color Legal Scholarship Conference, Washington D.C., October 7, 2004

“The Spirit of ICODR: The Shape of Things to Come” (presented by Prathamesh Popat on behalf of Benjamin G. Davis), United Nations Forum on ODR, Melbourne, Australia, July 5-6, 2004

“Hadley as Code: The Unheralded Role of the Law of Contracts on the Internet,” presented at Common Law of Contracts in the Modern Age Conference, Gloucester, England (150th Anniversary of Hadley v/ Baxendale), June 7, 2004

“The Color Line in International Commercial Arbitration: An American Perspective”, presentation at the American Bar Association Section on Dispute Resolution Annual Meeting”, New York, New York, April 18, 2004

“Keeping the faith: invoking the past to honor Torrence R. Greene”, Torrence R. Greene Memorial Scholarship Dinner (keynote speaker), Toledo, Ohio, April 9, 2004

“Honoring Griffith Jerome Davis: Photographer, Journalist, Diplomat Overwhelmed, baffled, Humbled and Amazed”, University of Toledo College of Law, Toledo, Ohio, February 24, 2004

“Honoring Griffith Jerome Davis: Photographer, Journalist, Diplomat Overwhelmed, Baffled, Humbled and Amazed”, speech for the opening of an exhibition of Griffith J. Davis’ photographs at Phillips Exeter Academy, Exeter, New Hampshire, January 23, 2004

(Lunch Speaker) “Developments in Online Dispute Resolution,” Toledo Patent Bar Association, November 11, 2003

“Barbary, Ada and Dorothy: Three Women’s Dreams in Brown”, presentation at The Significance of Brown Today, American Constitution Chapter, University of Toledo College of Law, October 21, 2003

“Connecting Worldwide: The Seamless Dispute Resolution Web,” Forum on Online Dispute Resolution, United Nations Economic Commission for Europe, Palais des Nations, Geneva, Switzerland, June 30, 2003

“Disciplining ODR Prototypes: True Trust through True Independence,” Online Dispute Resolution Workshop, University of Edinburgh, Scotland, June 28, 2003

Participant, Internet Corporation for Assigned Names and Numbers Quarterly Meeting, Montreal, Canada, June 22-23, 2003

“Multinational Oral Discovery in a Globalizing World: Can We Get Beyond Justizconflikt?” presentation at the American Intellectual Property Law Association, Mid-year Meeting, Atlanta, Georgia, April 2003

“International Competitions for Online Dispute Resolution: Connecting Law Students Worldwide,” American Bar Association, Section on Dispute Resolution, Mid-year meeting, San Antonio, Texas (Chair of the panel and presenter), March 21, 2003

Moderator, "The Role of Contract in the Modern Employment Relationship," Texas Wesleyan University School of Law, Fort Worth, Texas, March 7, 2003

"Online Moot Court", National Public Radio Interview, December 20, 2002

"Recent Developments at the ICC International Court of Arbitration: The Pre-Arbitral Referee Procedure," Tarrant County Bar Association, Dispute Resolution Section, Fort Worth, October 9, 2002

Comments on a draft Information Technology Protocol for Arbitration for a German lawyer, August 2002

Research and Comments on the USA Patriot Act and ICC Pre-Arbitral Referee Procedure for a Paris Appeals Court Judge, August 2002

"Consumer Protection Law in the United States," presentation to Ms. Christine Antorini, Director General, Danish Consumer Information Center, World Affairs Council of Greater Fort Worth, August 16, 2002

"Consumer Protection Law in the United States," presentation to the Moldovan delegation of the World Affairs Council of Greater Fort Worth, June 20, 2002

Member Profile, Just Resolutions, American Bar Association, Section on Dispute Resolution, Spring 2002.

"Building the Seamless Dispute Resolution Web: Status Report on the American Bar Association Task Force on E-commerce and Alternative Dispute Resolution," presented at the Intellectual Property and E-commerce Annual Conference, Texas Wesleyan University School of Law, Fort Worth, Texas, March 15, 2002.

"Status Report on the American Bar Association Task Force on E-commerce and Alternative Dispute Resolution," presented at the Cross-border Litigation and Dispute Resolution Seminar, Center for International Legal Studies Conference (Salzburg, Austria), Steamboat Springs, Colorado, February 10-16, 2002.

"Status Report on the American Bar Association Task Force on E-commerce and Alternative Dispute Resolution," presented at the State Bar of Texas, Alternative Dispute Resolution Section, Annual Meeting, Fort Worth, Texas, February 1-2, 2002.

"Introducing Technology in the Classroom," How to Technology Session, "Do you know where your students are? Langdell Logs on to the 21st Century," American Association of Law Schools Annual Meeting Workshop, New Orleans, January 3, 2002.

"The work of the American Bar Association Task Force on E-commerce and Alternative Dispute Resolution: from protocols to an international structure," Session 5.20 - The American Bar Association E-commerce and Alternative Dispute Resolution Guidelines,

Coming Together, Community Connection and Conflict, First International Conference of the Association for Conflict Resolution (the merged organization of the Academy of Family Mediators, Conflict Resolution Education Network, and the Society of Professionals in Dispute Resolution), Toronto, October 10-13, 2001.

"Alternative Dispute Resolution: Domestic/International/Offline/Online", Asian Judicial Institute Judicial Training Course #2001-1 for Mongolian Judges, Texas Wesleyan University School of Law, Fort Worth, Texas, June 12, 2001.

"The New New Thing: Online Dispute Resolution", delivered to the Dispute Resolution Section, Tarrant County Bar Association, January 10, 2001.

Participant in "Export Development in a Digital Economy", Worldwide Executive Forum of the International Trade Centre of UNCTAD and WTO - September-October 2000.

"The Next New New Thing: A Proposal to Fast-track the Fusion of Cyberspace Alternative Dispute Resolution (Cyberspace ADR) and International Trade ADR," paper delivered at the International Law Congress, Nicosia, Cyprus, 12 April 2000.

Numerous speeches and presentations to business and student groups from around the world regarding international commercial dispute resolution, electronic commerce, international trade.

Panelist for mock arbitrations in Toronto, Paris, New Delhi and Hong Kong.

Panelist for first mock ICC International Court of Arbitration sessions (New York and London) and training courses for participants from emerging economies and economies in transition through the ICC Institute of World Business Law.

Advisor to the drafting committee for the new Indian arbitration and conciliation law and comments given on the new Sri Lankan arbitration law.

"ICC Arbitration with China and Hong Kong," Address to the Conference on the Legal Aspects of Trade with China, Universiteit Gent, Belgium, December 7, 1997.

"The Role of ICC Arbitration," Address to the Seminar on International Arbitration, Indian Council of Arbitration, New Delhi, India, November 1994.

Representative for the Court at the ICC Regional Conference "The Role of the ICC in the Asia-Pacific Region," Hong Kong, May 19-20, 1993.

"Arbitration under the ICC Rules of Arbitration," Address to the Seminar on Commercial Practices with regard to ICC Standard Rules, Estonian Chamber of Commerce and Industry and Norwegian National Committee, Tallinn, Estonia, November 12, 1992.

"The Role of the Secretariat of the International Court of Arbitration in ICC Arbitration,"

Address to the Canadian Bar Association, Canadian Secretariat ICC/BIAC, Canadian Exporters' Association and Canadian Importers' Association Seminar on International Commercial Arbitration and ICC Arbitral Practice, Toronto, November 1991.

"Anna Livia Terms of Reference," Address to the ICC Ireland National Committee, Workshop on Arbitration, Dublin, Ireland, November 1990.

Testified before the US House of Representatives Subcommittee on International Operations at the First World Congress of US Citizens Abroad on July 4, 1990 in Paris on the problems of transmission of nationality by US citizens adopting children abroad. Testified before and lobbied Administration officials and congresspersons and their staff at Second World Congress of US Citizens Abroad on June 25-26, 1991 in Washington, D.C. The law was changed and the new law went into effect in March 1995.

CONFERENCES, SEMINARS AND COURSES LED AND/OR ORGANIZED

A. Post-Tenure since June 2008

Organized Symposium: "Commemorating 1808: Fighting for the Right to Dream," University of Toledo College of Law (2009)

B. Tenure track or earlier

Organized Symposium, "Enhancing Worldwide Understanding through Online Dispute Resolution," University of Toledo College of Law (2006)

Organized Seminar with the International Law Society, Texas Wesleyan Law School "Online Dispute Resolution - Should I be thinking about this for my future?" January 29, 2001

Online Dispute Resolution: Taking ADR One Step Further, Texas Wesleyan University School of Law, Fort Worth, Texas, January 29, 2001. Granted CLE credit by State Bar of Texas (Program available for download free at www.classes.law.txwes.edu/0dr.html)

The Need for Speed: the Acceleration of International Arbitration (in honor of Michel Gaudet, former Chairman of the ICC International Court of Arbitration), Paris, France, May 7, 1998 (published as Improving International Arbitration : The Need for Speed and Trust, *Liber Amicorum* Michel Gaudet (Benjamin G. Davis ed., 1998))

Symposia of Arbitrators with Queen Mary's College, University of London (Dispute resolution and electronic commerce, Acceleration of international commercial arbitration, Interim relief, New trends in arbitration management), Paris and London

AAA/ICC/ICSID - 15th Joint Colloquium (Rights of the parties and powers of the arbitrators and arbitral institutions in the conduct of arbitral proceedings), Paris

Colloquia of arbitrators (US Appeals Court delay of enforcement of an arbitral award, Cost decisions, and Arbitral harassment), Paris and London

1st Mock Arbitration Seminar under the ICC Rules in China (Chinese/English in association with the Chinese Enterprise Legal Consultants Association, China International Economic and Trade Arbitration Commission, Shanghai Bar Association, Shanghai Arbitration Centre), Beijing and Shanghai

Launching of the new 1998 ICC Rules of Arbitration, Paris, New York, Washington DC, San Francisco, and Palo Alto

1st Mock Arbitration Cases under the new 1998 ICC Rules of Arbitration, Paris, Hong Kong, Mumbai (Bombay), New Delhi, and Sydney

International Arbitration Practice Workshops, ICC Institute of World Business Law, Paris

Financing films and television programmes, Resolving business disputes in film and television contracts, Building partnerships (in association with the International Bar Association and the Cannes Film Market), 50th 51st and 52nd International Film Festivals, Cannes

Le Contrat International (International Contracts), Casablanca, Morocco

Several case study seminars for citizens of emerging economies and economies in transition from six continents in English, French and Spanish on international commercial arbitration, negotiating, drafting and performing international contracts, and financing international projects, ICC Institute of World Business Law, Paris

World Business Agenda for Electronic Commerce (Setting the business agenda for electronic commerce), Paris

Forging Trust in Electronic Commerce : Law and Dispute Resolution (What should the applicable law be, What types of dispute avoidance and dispute resolution will enhance confidence), Paris

MEMBERSHIPS AND ASSOCIATIONS

Board Member, Society of American Law Teachers (Member and Co-chair of the Human Rights Committee for a period, Academic Freedom Committee, B.A. to J.D. Pipeline Committee, Blog Committee)

Co-Chair of the Diversity Committee, American Bar Association, Section on Dispute Resolution (participating in setting Section policy and initiatives) 2013- to present where I am Liaison to the ABA Council for Racial and Ethnic Diversity in the Educational Pipeline (ABA Pipeline Council), Awards Committee Member and in the past worked on

the Nominating Committee. Formerly, Council Member where I was Liaison to the ABA Pipeline Council.

Executive Committee Member, National Security Law Section, American Association of Law Schools: 2012-2013 Member 2012-

Co-chair, Online Dispute Resolution Committee, Dispute Resolution Section, American Bar Association (2007 - 2009),

Charter Member and Chair, Arbitration Competition Subcommittee, Competitions Committee, American Bar Association – Law Student Division (2006-2010) ((4 years running the ABA-LSD Arbitration competition and contributing to overall Competitions Committee policy)

Founding Board Member, International Journal of Online Dispute Resolution
Advisory Board Member, World Arbitration and Mediation Report

Fellow, National Center for Information Technology and Dispute Resolution, University of Massachusetts

Expert on Online Dispute Resolution, United Nations Economic Commission for Europe

Creator of The International Law Discussion Space (TILDS@yahoo.com)

Member, Robert Jackson Steering Committee (accountability for torture – Warisacrime.org) 2008-2012

American Society of International Law, Co-Chair of the Teaching International Law Interest Group (TILIG) (2004-2006); Led the effort to adopt the 2006 ASIL Centennial Resolution on the Use of Armed Force and the Treatment of Detainees (The Davis Resolution - only the 8th in the then 100 year history of this premier international law organization),

Member of the Board of Editors, American Journal of Comparative Law, (2002-2003)

Member of the Advisory Board, Institute of Transnational Arbitration, Center for American and International Law, Dallas, Texas (2002-2003)

Creator - International Competitions for Online Dispute Resolution 2001 to 2006 (worldwide online negotiation, mediation, arbitration and litigation competitions)

COLLEGE OF LAW SERVICE

Academic Policy Committee, Admissions Committee, Appointments Committee, Compensation Committee, Diversity Committee, Law Library Director Search

Committee, Legal Research and Writing Committee at various times between 2003 and present

Law and Leadership Institute Speaker to high school students 2010 to present

Guest editor, Symposium “Enhancing Worldwide Understanding through Online Dispute Resolution,” 38 U. Tol. L. Rev. (2006)

Organized visit of Colonel Christian Clinefelter to speak on “Training the New Iraqi Army” September 2006

Advisor for law review notes and student papers

Coach for Phillip Jessup International Law and William Vis International Arbitration Moot Teams

Advisor to International Competition for Online Dispute Resolution teams

Fornoff Moot Court, Outstanding Faculty Judge 2004

Hosting of Judge Renaud Sorieul, Principal Legal Advisor, United Nations Commission on International Trade Law, April 13-15, 2005, Toledo, Ohio

International Competitions for Online Dispute Resolution – Law Schools from 5 continents

Advisor, ABA-LSD Negotiation Competition team - Fall 2004

UNIVERSITY SERVICE

International Cyber Security Issue Briefing, Youth Nations, July 21, 2014

Brothers on the Rise (2013-)

University of Toledo Strategic Planning Committee (Fall 2009)

Member, Program for Academic Excellence Committee, University of Toledo (2006-2007)

Hosted two minority high school juniors with an interest in being lawyers for a summer internship, July 2007

Reaching African-American Potential (R.A.A.P.) Sessions (facilitator and participant), African-American Student Enrichment Initiatives Office (2005 -)

Amendment VII of the U.S. Constitution, Constitution Day, University of Toledo,
September 15, 2005

Texas Wesleyan University 2000-2003 (available upon request)

AWARDS

United Muslim Association of Toledo, Community Service Award, 2009

Professor of the Year, University of Toledo College of Law, Alumni Affiliate, 2009

PERSONAL:

Member, Council on Racial Understanding and former member of the Diocesan Council,
Episcopal Diocese of Ohio as well as a former Vestry Member of St Mark's Episcopal
Church in Toledo and the American Cathedral of the Holy Trinity in Paris, France.

Bilingual English and French, learning Mandarin Chinese and Spanish. Two grown
children. Member of the New York Bar since 1984.

October 29, 2014