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Suzanne J. and Norman Miles Professor of Law
Brooklyn Law School
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PROFESSIONAL EXPERIENCE

1980-Present	Brooklyn Law School Professor of Law Courses: Refugee Law, Immigration Law, Law and Literature: The Immigrant Experience, Constitutional and Civil Rights of Immigrants, Civil Procedure, Federal Courts, International Litigation, International Criminal Law, International Law
2023	National Taiwan University Taipei, Taiwan Visiting Professor of Law
2018-2019	Interim Dean Brooklyn Law School
2013	Distinguished Fulbright Chair in Law University of Trento, Italy
2002	Center for Advanced Studies in Social Sciences Juan March Institute Madrid, Spain Visiting Scholar
1998	Rutgers University School of Law Camden, New Jersey Visiting Professor of Law
1994-1995	German Marshall Fund Research Fellowship Budapest, Hungary
1986-1987	University of Louvain, Belgium Visiting Professor of Law Fulbright Scholar

1979-1980 The Honorable Francis L. Van Dusen
United States Court of Appeals
For the Third Circuit
Philadelphia, Pennsylvania 19106
Law Clerk

1978-1979 The Honorable Frank M. Johnson, Jr.
Chief Judge
United States District Court
For the Middle District of Alabama
Montgomery, Alabama 36101
Law Clerk

BOOKS, CHAPTERS IN BOOKS

“*Asylum Ambivalence: Policy and Process in the United States.*” In Oxford Handbook of Comparative Immigration Law, Oxford University Press, ed. K. Cope, S. Elias, J. Goldenziel (forthcoming 2023)

“*Feminist Judgments: Concurring Opinion, Zadvydas v. Davis, 533 U.S. 678.*” In Feminist Judgments: Immigration Law Opinions Rewritten (with S. Caplow) (forthcoming 2023)

“*Vicarious Emotional Trauma: Gender Dimensions of Working with Refugees.*” In Violence Against Migrant Women in the European and International Legal Context, Freedom, Security & Justice: European Legal Series, ed. Angela Di Stasi (2023)

Immigration and Nationality Laws of the United States: Selected Statutes, Regulations and Forms, Thomson West Publishing Co. (with T.A. Aleinikoff, D. Martin, H. Motomura, J. Stumpf, and P. Gulasekaram) (2022)

Immigration and Citizenship: Process and Policy, American Casebook Series, Thomson West Publishing Co. (with T.A. Aleinikoff, D. Martin, H. Motomura, J. Stumpf, and P. Gulasekaram) (9th ed. 2021)

“*Portugal and European Union Asylum Policy.*” In Comparative Law: Portuguese-American Perspectives, Vol III, ed. D. Moura Vicente and M. Breger, Coimbra: Edições Almedina, 2016

The Refugee Law Reader: Cases, Documents and Materials, at <http://www.refugeelawreader.org/> (N. Arenas-Hidalgo, A. Edwards, M. Garlick, E. Guild, F. Kahn, H. Lambert, J.C. Murillo, B. Nagy, S. Sarolea, and J. Vedsted-Hansen, co-eds.) (7th ed. 2015)

“*An Overview of Labour Migration Policies in the United States.*” In Rethinking the Attractiveness of EU Labour Immigration Policies: Comparative Perspectives on the EU, the US,

Canada and Beyond, ed. S. Carrera, E. Guild, and K. Eisele, Brussels: Centre for European Policy Studies, 2014

“*State Citizenship in the United States: A Shadow of its Former Self.*” In *Dallo Status Di Cittadino Ai Diritti Cittadinanza*, ed. Fulvio Cortese, Gianni Santucci & Anna Simonati, Naples: Editoriale Scientifica, 2014

Forced Migration: Law and Policy, American Casebook Series, Thomson West Publishing Co. (with D. Martin, T.A. Aleinikoff, and H. Motomura) (2nd ed. 2013)

The Global Reach of European Refugee Law (H. Lambert and J. McAdam, co-eds.), Cambridge: Cambridge University Press, 2013

“*Stealth Emulation: The United States and European Protection Norms.*” In *The Global Reach of European Refugee Law*, Cambridge: Cambridge University Press, 2013

“*The Protection of Refugees Under International and National Law.*” In *Guide to International Human Rights Practice* (4th ed.), ed. Hurst Hannum, New York: Transnational Publishers, 2004

Diasporas and Politics (P. Nyiri and J. Toth, co-eds.), Budapest: Center for Migration and Refugee Studies, 2001

“*A Comprehensive Migration Policy for Hungary: The Time is Now.*” In *Diasporas and Politics* (P. Nyiri and J. Toth, co-eds.), Budapest: Center for Migration and Refugee Studies, 2001

From Improvisation Toward Awareness? Contemporary Migration Politics in Hungary (E. Sik and J. Toth, co-eds.), Budapest: Hungarian Academy of Sciences, 1997

Refugees and Migrants: Hungary at a Crossroads (E. Sik and J. Toth, co-eds.), Budapest: Hungarian Academy of Sciences, 1995

“*Germany for Germans: Xenophobia and Racist Violence in Germany*,” New York: Human Rights Watch/Helsinki, 1995

“*Le Mouvement des Sanctuaries aux États-Unis d’Amérique [The Sanctuary Movement in the United States of America].*” In *Droit d’Asile [Law of Asylum]*, ed. Francois Rigaux, Brussels, Belgium: E. Story-Scientia, 1988

“*Le Droit d’Asile aux États-Unis d’Amérique [Asylum Law in the United States of America].*” In *Droit d’Asile [Law of Asylum]*, ed. Francois Rigaux, Brussels, Belgium: E. Story-Scientia, 1988

Federal Civil Litigation Handbook: A Guide for Pro Se Litigants in the United States District Court for the Southern District of New York, Government Printing Office, 1986

ARTICLES

Temporary Protection for Ukrainians in the European Union: Why Now and When Again? 57 Vanderbilt Journal of Transnational Law (forthcoming 2024)

Borders, Bans, and Courts in the European Union, 23 Roger Williams L. Rev. 393 (2018)

Offshoring Asylum in the United States, in *The Feasibility of ‘Offshoring’ Asylum Processing and Migration Management in the EU: A Comparative Assessment of International Experiences*, (2018)

A Solipsistic Settler Society: The United States, Mass Migration & International Law, 2017 Proceedings, Italian Society for International Law (2018)

Trump, Turmoil, and Terrorism: The U.S. Immigration and Refugee Ban, 29 International Journal of Refugee Law 327 (2017)

Refugees and the Primacy of European Human Rights Law, 21 UCLA Journal of International Law and Foreign Affairs 45 (2017)

Asylum Crisis Italian Style: The Dublin Regulation Collides with European Human Rights Law, 29 Harvard Human Rights Law Journal 57 (2016)

Comparative Perspectives on Statelessness, 63 Kansas Law Review 863 (2015)

The Intersection of Statelessness and Refugee Law in U.S. Asylum Policy, 2 Journal on Migration and Human Security 144 (2014)

Without Protection: Refugees and Statelessness, Brooklyn Law School Legal Studies Paper, SSRN (Aug. 2013)

A Tale of Two Decades: War Refugees and Asylum Policy in the European Union, 10 Wash. U. Global Studies Law Review 87 (2011)

Terrorism, Torture, and Refugee Protection in the United States, 29 Refugee Survey Quarterly 4 (2010)

Inadmissible in Iberia: The Fate of Asylum Seekers in Spain and Portugal, 17 Intl. J. Refugee Law 659 (2005)

Co-Teaching International Criminal Law, 31 Brooklyn J. Intl. Law 103 (with S. Caplow) (2005)

Cuban Exceptionalism: Migration and Asylum in Spain and the United States, 35 Inter-Am. L. Rev. 101 (2004)

Failing the Test: Germany Leads in Dismantling Refugee Protection, 36 Texas International Law Journal 231 (2001)

Refugees, Hungary, and the Law of Return, 8 International Journal of Refugee Law 499 (1996)

Human Rights Monitoring in Germany: A Rejoinder, 18 Human Rights Quarterly 843 (1996)

Recent Developments in Refugee Protection, 11 New York Law School Journal of Human Rights 467 (1994)

A Comparative Look at Refugee Status Based on Persecution Due to Membership in a Particular Social Group, 26 Cornell International Law Journal 505 (1993)

Persecution Due to Membership in a Particular Social Group: Jurisprudence in the Federal Republic of Germany, 4 Georgetown Immigration Law Journal 381 (1990)

Restricting the Flow of Asylum Seekers in Belgium, Denmark, the Federal Republic of Germany, and the Netherlands: New Challenges to the Geneva Convention Relating to the Status of Refugees and the European Convention on Human Rights, 29 Virginia Journal of International Law 35 (1988)

American Hijacking Trials Overseas: The Need for Article III Courts, 28 William & Mary Law Review 1 (1986)

Lack of Judgment in Berlin, 59 Temple Law Quarterly 1345 (1986)

Strategies for Ameliorating the Immigration Consequences of Criminal Convictions: A Guide for Defense Attorneys (with Noah Kinigstein), 23 American Criminal Law Review 425 (1986)

Constitutional Limits on Nationwide Personal Jurisdiction in the Federal Courts, 79 Northwestern L. Rev. 1 (1984)

No Light At the End of the Pipeline: Confusion Surrounds Legislative Courts, 49 Brooklyn L. Rev. 207 (1983)

COMMENTARIES AND REVIEWS

Justices deny green cards to noncitizens granted Temporary Protected Status, SCOTUSblog (Jun. 7, 2021, 10:49 AM), <https://www.scotusblog.com/2021/06/justices-deny-green-cards-to-noncitizens-granted-temporary-protected-status/>

Skepticism and the shadow of Chevron in Sanchez v. Mayorkas argument, SCOTUSblog (Apr. 22, 2021, 1:46 PM), <https://www.scotusblog.com/2021/04/skepticism-and-the-shadow-of-chevron-in-sanchez-v-mayorkas-argument/>

Immigration dispute may determine whether tens of thousands of U.S. residents can get green cards, SCOTUSblog (Apr. 16, 2021, 1:14 PM), <https://www.scotusblog.com/2021/04/immigration-dispute-may-determine-whether-tens-of-thousands-of-u-s-residents-can-get-green-cards/>

DHS v. Regents of Univ. of California: Flesh and Blood Human Beings vs Bloodless Procedures, Op Ed, New York Law Journal (June 19, 2020)

DHS v. City and State of New York: SCOTUS Doesn't Trust the Court System, Op Ed, New York Law Journal (Feb. 3, 2020)

Dysfunctional Dublin: The Collapse of the Common European Asylum System, 31 Connecticut Journal of International Law (Global Refugee Crisis Symposium) (2016)

Refugee Law: The Most Powerful International Human Rights Mechanism, 109 American Journal of International Law 908 (2015) (reviewing *The Law of Refugee Status*)

Spare the Rhetoric, Save the Refugees, Op Ed, Orlando Sentinel (Dec. 16, 2015)

Cuba's Revised Migration Law Should End the U.S. Embargo, Op Ed, Orlando Sentinel (May 22, 2014)

Frank Johnson, Biographical Essay, Encyclopedia of American Civil Liberties (2006)

Asylum on the Eve of Accession: European Union Developments and Perspectives, 98 A.S.I.L. Proc. 255 (2004)

Transnational Teaching Tools: On-Line Materials, Legal Clinics, and Refugee Law [AALS Conference on Educating Lawyers for Transnational Challenges] (2004) <http://www.aals.org/international2004/Papers/Fullerton.pdf>

Enforcing Judgments Abroad: The Global Challenge, 24 Brooklyn J. International Law 1 (1998)

Group Rights and Discrimination in International Law, 86 American Journal of International Law 421 (1992) (book review)

Federal Courts Commentary - Exploring the Far Reaches of Mandamus, 49 Brooklyn L. Rev. 1125 (1983)

SELECTED PRESENTATIONS:

“Complementary Protection: Human Rights in Action in International Law,” Workshop on Refugee Protection at the Border: Where International and Domestic Law Collide, National Taiwan University, Taipei, Taiwan, May 9, 2023

“The Principle of Non-Refoulement in International Law,” Human Rights Training, National Immigration Agency, Taipei, Taiwan, May 8, 2023

“Temporary Protection in the United States and the European Union: Same Words, Different Meanings,” Conference on Displaced Ukrainians in Europe: Current Reactions and Future Prospects, LUISS University, Rome, Italy, July 2022

“Emotional Trauma in Refugees and Their Advocates,” 2022 Global Meeting on Law and Society, Lisbon, Portugal, July 2022

“Migration and Asylum: Comparisons and Contrasts in the European Union and the United States,” LUISS University, Rome, Italy, March 2022

“Comparative Asylum Policy: The Trump and Biden Administrations,” Refugee Law Initiative, University of London, October 2021

“Refugee Law and the Environment,” American Association of Law Schools Annual Meeting, Washington, D.C., January 2020

“Refugees and the Rising Tides of Nationalism,” American Society of International Law Midyear Meeting, New York, NY, November 2019

“The Rise of Populist Nationalism in Europe,” Human Rights Institute, Georgetown University, Washington, DC, March 2019

“Gulags, Moats, and Walls: Keeping Refugees Out of Europe,” New York City Bar Association, October 2018

“The United States, Mass Migration & International Law,” University of Trento, Trento, Italy, June 2017

“Crossroads Europe: From Refugee Redistribution to Refugee Rejection?” Conference on the Global Refugee Crisis, Center for the Study of International Migration, UCLA, Los Angeles, CA, April 2017

“Refugees in an Era of Mass Migration,” American Society of Comparative Law, University of Washington, Seattle, October 2016

“Auspicious Migrants: Resettling Refugees in Canada and the United States,” Keynote Address, Conference on Migration, University of Trento, Italy, September 2016

“Diffusion of Legal Norms: A European Case Study,” Immigration Law Conference, Michigan State University, East Lansing, MI, May 2016

“Immigrants in New York: The Intersection of State Courts and Immigrants’ Lives,” New York State Appellate Division Judges, Brooklyn, NY, May 2016

“Dysfunctional Dublin: The Collapse of the Common European Asylum System,” University of Connecticut Law School, Hartford, CT, April 2016

“Worlds Colliding: Europe, Refugees, and Law,” UCLA Law School, February 2016

“Refugee Challenges in the Americas,” University of Brasilia, Brazil, December 2015

“Obstacles to Asylum,” University of Brasilia, Brazil, December 2015

“Asylum Crisis in Europe,” University of Iowa Law School, Iowa City, Iowa, November 2015

“National Security Screening and Refugee Resettlement,” Brooklyn Law School International Law Society, Brooklyn, NY, November 2015

“Developing Refugee Law Clinics Abroad,” ABA Section on International Law, Washington, DC, May 2015

“Statelessness: People Without Rights,” Catholic University of Ecuador, Quito, Ecuador, December 2014

“Evolving Refugee Protection in the Americas,” Catholic University of Ecuador, Quito, Ecuador, December 2014

“The Refugee Definition in the Twenty-first Century,” Catholic University of Ecuador, Quito, Ecuador, December 2014

“Without Protection: The Stateless and the Refugee,” University of Kansas, Lawrence, Kansas, October 2014

“Stateless in a World of Nation States,” Center for Migration Studies Symposium: Creating a Robust and Secure US Refugee Protection System, New York, NY, June 2014

“Special Treatment for Refugee Children Traveling Alone: Comparisons between Italy and the United States,” Brooklyn Law School International Law Society, April 2014

“Labor Migration in the United States,” Expert Seminar: Re-Thinking the Attractiveness of Labour Migration Policies, Centre for European Policy Studies & European Commission (DG Home Affairs), Brussels, Belgium, February 2014

“They Can’t Go Home and Get a Visa,” Columbia School of Journalism, Columbia University, New York, NY, February 2014

“The Meaning of Persecution in International Law,” United Nations Global Learning Centre, Budapest, Hungary, December 2013

“Illegitimate Motives and Fears of Persecution,” United Nations Global Learning Centre, Budapest, Hungary, December 2013

“Migration Crisis in the Mediterranean: The Tragedy at Lampedusa,” Brooklyn Journal of International Law and International Law Society, November 2013

“Syria’s Refugees: The United Nations and the Global Response,” Long Island University, Brooklyn, NY, October 2013

“What’s So Special About Refugees?” Faculty of Political and Social Sciences, University of Milan, Italy, April 2013

“State Citizenship: American and Swiss Perspectives,” Comparative and European Legal Studies, University of Trento, Italy, April 2013

“University Education and Research in the United States,” University of Burgos, Spain, April 2013

“The Common European Asylum System and Forced Migration: Legal Developments and Field Research in Italy,” Faculty of Law, University of Burgos, April 2013

“Stealth Emulation: Tracing European Norms in U.S. Refugee Law,” Refugee Studies Conference, Oxford University, Oxford, U.K., December 2012

“Temporary Protection in European and International Law,” Tel Aviv Academic Center for Law and Business, Tel Aviv, Israel, November 2012

“The U.S. Supreme Court and State Immigration Laws,” Australian Barristers in New York, New York, NY, June 2012

“Judicial Activism in Europe: ‘Federal Courts’ Meets ‘Forced Migration’,” Immigration Law Conference, Hofstra University School of Law, Hempstead, NY, June 2012

“Refugee Law Education in Europe in the Twenty-first Century,” Refugee Law Reader Conference, Budapest, Hungary, December 2011

“The Intersection of Statelessness and Refugee Status,” York University, Toronto, Canada, April 2011

“Lessons from Europe: The Development of the Common European Asylum Policy,” New York Asylum Office, Rosedale, NY, May 2010

“International Refugee Law in U.S. Courts: The Interaction of Exceptionalism and Counterterrorism,” Committee on Science and Technology (COST) Seminar on International Law in Domestic Courts, Budapest, Hungary, April 2010

“Portugal and European Union Asylum Policy,” Catholic University School of Law, Washington, D.C., March 2009

“Extraterritorial Procedures and Evidentiary Standards: the Caribbean Example,” Colloquium on International Refugee Law, Menéndez Pelayo University, Cuenca, Spain, September 2008

“Lessons from Comparative Research in Asylum Law & Policy,” Immigration Law Conference, University of Miami, Miami, FL, May 2008

“The Convention Against Torture and Refugee Protection,” The Institute for International Integration Studies, Trinity College, Dublin, Ireland, September 2007

“Protection Against Return to Persecution or Torture,” Conference on International Law and Litigation for U.S. Judges, Federal Judicial Center, Washington, D.C., November 2006

“Protection Elsewhere: A Commentary on the Right to Require Refugees to Seek Protection in Another State,” Fourth Colloquium on Challenges in International Refugee Law, University of Michigan Law School, Ann Arbor, MI, November 2006

“Adapting an International Refugee Law Curriculum to Regional and National Contexts,” Roundtable Seminar, Budapest, Hungary, March 2006

“Legal Assistance through Refugee Law,” Legal Skills Training in Central and Eastern Europe, Prague, Czech Republic, May 2005

“The Role of International Law in Protecting Refugees,” Villanova University Law School, Villanova, PA, April 2003

“Immigration and Asylum in America: Myth and Reality,” University College, Faculty of Law, Segovia, Spain, July 2002

“From the New World: Perspectives on Asylum and Immigration,” Parliamentary Law Institute, Faculty of Law, Complutense University, Madrid, Spain, June 2002

“The Five Grounds of Persecution,” Legal Assistance through Refugee Clinics Workshop, Budapest, Hungary, November 2001

“Refugee Law Curriculum Development,” Refugee Law Clinics European Seminar, Budapest, Hungary, December 2000

“Refugee Law and Policy in Central Europe,” Pennsylvania and Delaware Valley Women Law Teachers Conference, Temple University Law School, Philadelphia, PA, February 1999

“The International Law Dimensions of U.S. Immigration Policy,” Villanova University, International Law Society, Villanova, PA, February 1999

“Hungary and the Law of Return,” Faculty Forum, Rutgers University Law School, Camden, NJ, November 1998

"Legislative Limits on Asylum in the United States: A Comparative Perspective," The International Center for Migration, Ethnicity and Citizenship, New School for Social Research, New York, NY, May 1997

"The Impact of the 1996 Immigration Legislation on Asylum Seekers in the United States," Human Rights Colloquium, Office of the United Nations High Commissioner for Refugees, Budapest, Hungary, November 1996

"Police Inaction and Racist Violence in Germany," Human Rights Colloquium, Office of the United Nations High Commissioner for Refugees, Budapest, Hungary, August 1995

"The Impact of Race and Ethnicity on Immigration Law and Policy," Race and the Law Symposium, Brooklyn Law School, Brooklyn, NY, April 1994

"Recent Developments in Refugee Protection," Challenges In Immigration Law and Policy: An Agenda for the 21st Century, New York Law School, New York, NY, April 1994

"Radical Change in Germany," AALS Immigration Law Section, Orlando, FL, January 1994

"Europe and European Community Immigration Policy," The Immigration and Ethnicity in Contemporary Europe Seminar Series, The New York City Consortium for European Studies, New York, NY, June 1992

"Asylum Seekers in Europe: Recent Developments." Federal Asylum Officer Training, Artesia, NM, March 1992

"The Socratic Method Reconsidered." AALS Section on Teaching Methods, San Antonio, TX, January 1992

AWARDS

Faculty Member of the Year, 2016-2017, Brooklyn Law School

Fulbright Scholar

2012-2013 Distinguished Chair in Law, University of Trento, Italy

1986-1987 Comparative Law Research on Asylum Procedures in Europe

German Marshall Fund Research Fellowship, 1994-1995

Volunteer Service Award For Assistance to Refugees, 1985
Migration and Refugee Services

Certificate of Appreciation, 1986, Black Law Students Association

Professor of the Year, 1982-1983, Brooklyn Law School

PROFESSIONAL ACTIVITIES

Al Otro Lado
Border Rights Project
Volunteer Attorney
Tijuana, Mexico, Summer 2019
Remote Assistance, Summer 2020

Human Rights Watch/Helsinki
Reporter, Mission on Asylum Seekers in Germany
June-July 1996

Human Rights Watch/Helsinki,
Reporter, Mission on Violence Against Foreigners in Germany
June-August 1994

International Law Association
Committee on Internally Displaced Persons, 1993 - 2000
Committee on Refugee Law

Haitian Litigation Project
Pro Bono Representation For Haitian Refugees
New York, New York
Supervising Attorney, 1984-1986

Metropolitan Women Law Teachers Association
New York, New York
President, 1983-1986

Association of the Bar of the City of New York
Committee on International Human Rights, 2015-2018
Committee on Eastern European Affairs, 1992-1997
Committee on Foreign and Comparative Law, 1993-1994
Committee on International Law, 1991-1992
Committee on Immigration and Nationality Law, Chair, 1985-1986

Aspen Institute
Seminar on Justice and Society, 1990

AALS Section on Civil Procedure
Executive Committee, 1988-1989

AALS Civil Procedure Conference
Faculty, 1988

AALS Experienced Law Teachers Conference
Faculty, 2001

AALS Federal Courts Workshop
Planning Committee, 2001-2002

AALS Section on Immigration Law
Chair, 1996
Executive Committee, 1989-1990, 1993-1997

AALS New Law Teachers Workshop
Chair, Planning Committee, 1992-1993
Planning Committee, 1993-1994

AALS New Law Teachers Workshop
Faculty, 1986, 1990

AALS Professional Development Committee
Chair, 1996
Member, 1991-1992, 1994-1995

Brooklyn Journal of International Law
Faculty Adviser, 1988-1999

BAR MEMBERSHIPS

District of Columbia Bar
Association of the Bar of the City of New York
Brooklyn Bar Association
New York State Bar Association

EDUCATION

Antioch School of Law
Washington, D. C. 20009
J.D., May 1978

University of Chicago
Chicago, Illinois 60636
Graduate Study in Psychology, 1968-1969

Duke University
Durham, North Carolina 27706
B.A., June 1968
Honors: Phi Beta Kappa
National Merit Scholar
Class Honors, 1965-1966, 1966-1967