#### ALLEN S. WEINER

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## **PROFESSIONAL ACTIVITIES**

# WARREN CHRISTOPHER PROFESSOR OF THE PRACTICE OF INTERNATIONAL LAW AND DIPLOMACY, Stanford University (since 2003)

- Through a joint faculty appointment to Stanford Law School and the Stanford Institute for International Studies, teach and conduct research in the fields of public international law and foreign relations law of the United States
- Courses taught: Public International Law; International Criminal Law; International Legal Issues: Advanced Problems and Practice
- Current research interests: international national law rules governing the use of force and
  contemporary security threats; international law and the war on terrorism; international legal
  responses to the proliferation of weapons of mass destruction; the influence of international
  law norms on U.S. foreign policy decision-making; and the enforcement of international law
  norms in national courts

## LEGAL COUNSELOR, U.S. EMBASSY, The Hague, Netherlands (1996-2001)

• As Counselor for Legal Affairs (1998-2001) and, prior to that, Attaché (1996-1998), served as the United States Government's principal legal representative to the following international legal institutions:

#### **International Criminal Tribunal for the Former Yugoslavia (ICTY)**

- Analyzed and reported on activities at the ICTY, including substantive international humanitarian law and procedural developments
- Drafted U.S. Government submissions in litigation involving challenge to lawfulness of detention by the NATO Stabilization Force (SFOR) (*Prosecutor v. Todorovic* case, Trial Chamber III and Appeals Chamber), drafted *amicus* submission on issues such as the competence of the Security Council to establish the ICTY and ICTY jurisdiction over internal armed conflict (*Prosecutor v. Tadic* case, Appeals Chamber)
- Represented official U.S. Government witnesses during testimony before Trial Chambers
- Negotiated conditions for use of sensitive U.S. Government information in ICTY trial proceedings
- Coordinated provision of U.S. Government investigative, information, operational, financial, and policy support
- Promoted U.S. Government policy in its relations with the ICTY

#### **International Court of Justice (ICJ)**

- · Advised Washington agencies on ICJ jurisprudence and procedural law
- Drafted contributions to U.S. briefs filed with the ICJ
- Member of the U.S. Government delegation at ICJ hearings (*Case Concerning Oil Platforms (Iran v. United States*), Jurisdiction phase (September 1996); *Case Concerning Vienna Convention on Consular Relations (Paraguay v. United States*), Provisional Measures phase (April 1998); *Case Concerning Legality of Use of Force (Federal*

Republic of Yugoslavia v. United States), Provisional Measures phase (May 1999); LaGrand Case (Germany v. United States), Merits phase (November 2000))

#### **Iran-United States Claims Tribunal**

- Served as United States Agent to the Tribunal, an international arbitral body established at the conclusion of the Iranian hostage crisis to resolve disputes between the Iranian and United States Governments, as well as disputes between U.S. nationals and the Government of Iran
- Advised Washington agencies on Tribunal jurisprudence and procedural law; reviewed and signed all U.S. Government filings before the Tribunal
- Member of the U.S. Government delegation at Tribunal hearings (*Iran v. United States*, Case A/11 (Shah's assets case) (February 1998); *Iran v. United States*, Case A/28 (Security Account replenishment case) (November 1999))
- Represented the U.S. Government before the Tribunal's Appointing Authority in connection with multiple challenge proceedings against Tribunal arbitrators
- · Advised private United States claimants on Tribunal jurisprudence and procedural law

## Scottish Court in the Netherlands (Lockerbie trial)

• U.S. negotiator during Dutch, British, and American discussions leading to the initiative to establish a Scottish Court in the Netherlands to try the two Libyan nationals indicted for the bombing of Pan Am Flight 103 over Lockerbie (summer 1998)

## **Hague Conference on Private International Law**

- Represented U.S. Government on budget and administrative issues
- Member of U.S. delegation to negotiations on proposed Convention on Jurisdiction and Recognition of Foreign Judgments in Civil and Commercial Matters (multiple sessions)
- Co-head of U.S. delegation to Working Group on Collateral Securities (January 2001)

## **Permanent Court of Arbitration**

• Represented U.S. Government on budget and administrative issues

ATTORNEY-ADVISER, Office of the Legal Adviser, U.S. Department of State (1990-1996)

## • Office of Politico-Military Affairs (1995-1996)

Advised on international and U.S. foreign relations law related to weapons of mass destruction and missile technology proliferation, including sanctions legislation. Advised on international humanitarian law issues. Chaired multilateral working group that adopted confidentiality of information rules for the Wassenaar Arrangement (conventional weapons non-proliferation regime). Advised on multilateral arms control treaties, including the Chemical Weapons Conventions, the Conventional Forces in Europe Treaty, and Protocols (open to the declared nuclear powers) to the African Nuclear Weapons Free Zone. Advised on interpretation of United States foreign and security assistance legislation. Advised on intelligence law issues.

## • Office of Inter-American Affairs (1992-1995)

Advised on international and U.S. foreign relations law issues arising in Latin America and the Caribbean, including U.S. litigation and treaty negotiations arising out of the 1994 Haitian and Cuban migration crises. Advised on human rights and humanitarian law issues related to the Salvadoran peace process. Negotiated with the Mexican Government on conditions for the provision of U.S. loans to assist Mexico during its 1995 financial crisis. Negotiated status

of forces agreements for the temporary stationing of U.S. military personnel. Advised on implementation of the Panama Canal Treaties. Served as Clinton Administration lawyer during negotiations with the Congress on the Cuban Liberty and Democratic Solidarity Act ("Helms Burton") (Public Law No. 104-114).

• Office of International Claims and Investment Disputes (1990-1992)

Staff attorney for negotiations leading to a \$190 million claims settlement agreement with Germany for property claims of U.S. citizens against the former German Democratic Republic. Prepared U.S. Government pleadings before the Iran-United States Claims Tribunal on rights and obligations related to treatment of diplomatic properties under the Vienna Convention on Diplomatic Relations. Participated in formulation of U.S. legal position for Executive Branch suggestion of interest in *Nelson v. Saudi Arabia*, 507 U.S. 349 (1993) (interpreting Foreign Sovereign Immunities Act).

**JUDICIAL CLERK,** Judge John Steadman, District of Columbia Court of Appeals, Washington, D.C. (1989-1990)

 Assisted the judge in the performance of his judicial duties by conducting legal research, drafting legal memoranda and judicial opinions, and advising on draft opinions by other Court of Appeals judges

## **EDUCATION**

## STANFORD LAW SCHOOL, J.D., 1989

- Order of the Coif (top ten percent of graduating class)
- Graduation with Distinction
- Article Editor, Stanford Law Review
- Jessup International Moot Court Competition
- Semi-finalist, Kirkwood Moot Court Competition

### HARVARD COLLEGE, A.B., 1985

- Magna Cum Laude in Social Studies, an interdisciplinary Honors Concentration
- Bennett Price for Senior Honors thesis

## **AWARDS/HONORS**

- Three-time recipient of State Department Superior Honor Awards (individual award 1992; group awards 1995 and 1999)
- Federal Bar Association Younger Federal Lawyer Award (1997)

#### **PUBLICATIONS**

• Indirect Expropriations: The Need for a Taxonomy of "Legitimate" Regulatory Purposes, 5 INTERNATIONAL LAW FORUM 166 (2003)

#### **OTHER ACTIVITIES**

- Research Fellow, T.M.C. Asser Institute, The Hague (March 2002-June 2003)
- Visiting lecturer for courses in International Organizations and State Responsibility, University of Amsterdam Faculty of Law (Fall 2001 & Fall 2002)

- Visiting lecturer for course in International Arbitration (with focus on mass claims dispute resolution mechanisms), University of Leiden Faculty of Law (March 2002)
- Advisory Committee member, Amsterdam-Nyenrode Law School (August 2001-June 2003)
- Judge, Semifinals, Telders European Moot Court Competition, The Hague (1997-2003)