

# **RICHARD G. WILKINS**

**Professor of Law  
J. Reuben Clark School of Law  
Brigham Young University**

513 JRCB  
Brigham Young University  
Provo, Utah 84602  
(801) 422-5192

---

---

## **I. EDUCATION**

**Juris Doctorate, *summa cum laude*, 1979, Brigham Young University, J. Reuben Clark School of Law, Provo, Utah**

- Editor-in-Chief, Brigham Young University Law Review, 1978-79
- Ranked number one in class of 150; holder of highest cumulative GPA (4.2) to date of J. Reuben Clark Law School graduates
- Member, Order of the Coif
- J. Reuben Clark Scholar

**Bachelor of Arts in Journalism, *summa cum laude*, 1976, Brigham Young University, College of Fine Arts and Communications, Provo, Utah**

- University Scholar designate, BYU Honors Program
- Ranked first in College of Fine Arts and Communications at graduation
- Outstanding Senior in Journalism, Society of Professional Journalists, Sigma Delta Chi, 1976
- Joseph Fielding Smith Presidential Scholar (presidential scholarship that is Brigham Young University's highest undergraduate honor)

## **II. PROFESSIONAL EXPERIENCE - GOVERNMENT, LEGAL & ACADEMIA**

**Professor of Constitutional & International Law, 1988-present, J. Reuben Clark School of Law, Brigham Young University, Provo, Utah**

- Teach courses in constitutional law, international law, international organizations, appellate argument, and federal courts.

**Managing Director, World Family Policy Center, 1997-present, J. Reuben Clark**

**School of Law and David M. Kennedy Center for International Studies,  
Brigham Young University, Provo, Utah**

- Founder and Managing Director of the World Family Policy Center, a non-governmental organization sponsored by the David M. Kennedy Center for International Studies and the J. Reuben Clark School of Law at Brigham Young University. The Center is an accredited NGO with special consultative status to the Economic and Social Council (ECOSOC) of the United Nations. The Center promotes family-supportive policies, respect for religious and cultural values, and democratic governance both domestically and internationally, particularly within the United Nations System. Activities include family policy training and consulting, participation at major United Nations conferences, research and outreach on international policy issues and the United Nations, and an interactive Internet site on the World Wide Web.

**Associate Professor of Law, 1984-1988, J. Reuben Clark School of Law, Brigham Young University, Provo, Utah**

- Courses include constitutional law, international law, international organizations, appellate argument, and federal courts.

**Assistant to the Solicitor General, 1981-1984, United States Department of Justice, Washington, D.C.**

- Served as Assistant to the Solicitor General of the United States, Rex E. Lee, in the U.S. Department of Justice during the Reagan administration. Briefed and argued eight cases before the United States Supreme Court.

**Associate, 1980-1981, Vinson & Elkins, Washington, D.C.**

- Practice areas included civil litigation, proceedings before various federal regulatory agencies, and political consultations with the Commonwealth of Puerto Rico.

**Law Clerk for Judge Robert A. Ainsworth, 1979-1980, United States Court of Appeals for the Fifth Circuit, New Orleans, Louisiana**

- Assisted Judge Ainsworth in analyzing cases submitted to the Court for resolution.

**III. PROFESSIONAL EXPERIENCE - UNITED NATIONS AND INTERNATIONAL**

**Principal Sponsor, the Annual World Family Policy Forum, Provo, Utah, 1999 to Present.**

- Principal sponsor and organizer of Annual World Family Policy Forum at Brigham Young University in Provo, Utah, an international forum on family issues and the United Nations for United Nations delegates, government officials, and scholars. The conference, held for three days each July, brings together seventy-five high-level participants to debate international policy issues. Since 1999, the conference has hosted more than 250 participants from over 80 countries, including the Middle East, Europe, Africa, Asia, and South America.

**General Secretary and Principal Sponsor, The World Congress of Families II, Geneva, Switzerland, Nov. 14-17, 1999.**

- Co-convenor and General Secretary of the World Congress of Families II, an international conference on family issues, public and private institutions, and the United Nations. Conference was attended by 1,600 delegates from over sixty countries, including scholars, diplomats, government officials, religious leaders, NGO representatives, and private citizens.

**Participant and NGO Delegate, The International Conference of Plenipotentiaries on the Creation of a Permanent International Criminal Court, Rome, Italy, from June 2 to July 17, 1998.**

- Attended the five-week conference on creation of the International Criminal Court as an NGO observer, scholar, and advocate. Participated in drafting amendments to the proposed treaty, lobbying for issues related to sovereignty and definition of crimes, and advising various delegations on procedural and substantive matters related to the ICC treaty.

**Participant and NGO Delegate, 54<sup>th</sup> Annual Session of the United Nations Commission on Human Rights, United Nations, Geneva, Switzerland, April 10-24, 1998.**

**Participant and NGO Delegate, 37<sup>th</sup> Annual Session of the United Nations Commission on Social Development, United Nations, New York City, New York, February 14-18, 1999.**

**Participant and NGO Delegate, 36<sup>th</sup> Annual Session of the United Nations Commission on Social Development, United Nations, New York City, New York, February 9-20, 1998.**

**Participant and NGO Delegate, Annual Substantive Session of the United Nations**

**Economic and Social Council, United Nations, Geneva, Switzerland, July 8-25, 1997.**

**Participant and NGO Delegate, 16<sup>th</sup> Session of the United Nations Commission on Human Settlements, Nairobi, Kenya, York, April 28 to May 8, 1997.**

**Participant and NGO Delegate, The International Conference on Human Settlements, Habitat II, Istanbul, Turkey, June 3-14, 1996.**

#### **IV. SELECTED PROFESSIONAL PRESENTATIONS**

##### **A. Selected Recent Presentations and Addresses**

“International Law, the Family and Social Change,” International Conference of Culture and Peace, Seoul, Korea, February 14, 2002.

“Ramifications of Recent International Conference Declarations on Marriage and Family Life,” Alberta Family Federation and Focus on the Family (Canada), Red Deer, Alberta, Canada, March 16, 2002

“The Relevance of Religious Values to National and International Law,” Honors Program Symposium, Brigham Young University, March 21, 2002

“The Role of NGOs in Civil Society,” Phi Alpha Delta Society Lecture, Brigham Young University, Provo, Utah, March 29, 2002

“The Role of Family in Modern Society,” Paper presentation to The Hinckley Institute, University of Utah, Salt Lake City, Utah, April 19, 2002

“Making a World Truly Fit for Children,” Plenary Address, Regional Meeting of the World Congress of Families Prior to the Special Assembly World Summit on Children, New York, New York, May 4, 2002

Intervention, “The Dangers of Assisted Suicide in International Law,” World Assembly on Ageing, Madrid Spain, Plenary Session, April 8, 2002.

“International Law and Family Life: A Critique,” Conference on the United Nations and Domestic Law, sponsored by The Washington Times, Washington, D.C., June 18, 2002

“Preserving Fundamental Values in a Changing World,” Paper Presentation before the Annual Convention of Concerned Women for America, Washington, D.C., June 20, 2002

“International Conventions and Family Law: A Return to Fundamentals,” World Family Policy Forum, Brigham Young University, July 17, 2002

“International Law, Social Change and the Family,” International Society of Family Lawyers World Convention, Oslo, Norway (plenary address), August 6, 2002

“The Role of Stable Marriage in Modern Society,” Testimony before the Swedish Parliament, Stockholm, Sweden, November 7, 2002

“The Changing Face of International Law Related to Life and the Family,” Paper presentation to the Priesthood Executive Committee, The Church of Jesus Christ of Latter-day Saints, Salt Lake City, Utah, December 11, 2002

“The Crucial Importance of Muslim/Christian Cooperation Following September 11,” Regional World Congress of Families Meeting (together with Ambassador Mohktar Lamani, Organization of Islamic Conference, and Rabbi Daniel Lapin, Toward Tradition), Washington, D.C., October 27, 2001

“Preserving Marriage in the Age of Autonomy,” The Australian National Council on the Family, Chaired by Senator Kevin Andrew, MP and Chair of the National Council on the Family, Sydney, Australia, July 26, 2001

“Australian Constitutionalism and Globalization,” The National Civic Council, Melbourne, Australia, July 25, 2001

“Population Decline and Social Cohesion,” The National Civil Council, Adelaide, Australia, July 23, 2001

“The Social Function of the Family,” Plenary Address at the Dedication of the John Paul II Institute for Marriage and the Family, Pontifical Universitas Lateranensis and the Pontifical Council for the Family, Melbourne, Australia (other speakers included Pope John Paul II, via satellite, and Cardinal Alfonso Lopez Trujillo, President of the Pontifical Council for the Family), July 21, 2001

“Preserving Marriage and Family in a Global Society,” Symposium on the Habitat Agenda, Columbia University School of International Policy, New York, New York, June 5, 2001

“Protecting Motherhood and their Children,” The American Mother’s Association, Phoenix, Arizona, October 28, 2000

“Preserving Fundamental Values in a Changing World,” Forum Address, Ricks College, Rexburg, Idaho, September 21, 2000

“International Law and Domestic Social Policy,” Southwestern Regional Conference, International Right to Life, Phoenix, Arizona, September 8, 2001

“Protecting the Family and Marriage in a Global Society,” October 28, 2000, Jamaat-e-Islami Grand Convention, Qurtaba City, Pakistan

“Doing the Right Thing: The International Criminal Court and Social Engineering,” Address to the 2<sup>nd</sup> Annual World Family Policy Forum, Provo, Utah, July 11, 2000.

“Recognizing Our Shared Commitment to the Natural Family,” Keynote Address to the World Congress of Families II, Geneva, Switzerland, Nov. 15, 1999.

**Other addresses have included presentations at international conferences held in Dubai, United Arab Emirates; Khartoum, Sudan; Manilla, Phillipines; Melbourne, Australia; Berlin, Germany; and Mexico City, Mexico.**

## **B. Public Addresses & Testimony**

“What is Needed to Defend the Bipartisan Defense of Marriage Act of 1996,”  
Hearing before the U.S. Senate Committee on the Judiciary Subcommittee on  
The Constitution, Civil Rights and Property Rights, Washington, D.C., September  
4, 2003

“The International Criminal Court and Social Engineering,” address before a  
workshop at the Sixth Preparatory Commission for the  
International Criminal Court, New York, New York, October 5,  
2001

“The Family as the Basis for Sound Development,” Plenary Session, Habitat + 5  
Special Session of the General Assembly, UN Headquarters, New  
York, New York, June 6, 2001

“The Crucial Role of the Family in Social Development,” Statement before the  
Preparatory Commission of Habitat + 5, Nairobi, Kenya, February  
16, 2001

“The Family and AIDS: A Neglected Area of Prevention,” General Session of the  
General Assembly on AIDS, UN Headquarters, New York, New  
York, June 26, 2001

“The Family and Human Settlements,” Statement to the Plenary Session of the  
Second Preparatory Commission for the Five-Year Review of the  
Habitat Agenda, Nairobi, Kenya, February 19, 2001

“The Family and Social Vulnerability,” Address to the United Nations  
Commission on Social Development, Plenary Session, 36<sup>th</sup> Annual Session, New  
York, New York, Feb. 19, 1998.

“The Role of Non-Governmental Organizations,” Address to the United Nations

Commission on Human Settlements, Plenary Session 16, Nairobi, Kenya, May 3, 1997.

“International Law and the Family,” Address to the International Conference on Human Settlements, Habitat II, Plenary Session, Istanbul, Turkey, June 10, 1996.

“The Impact of UN Conference Declarations on International and Domestic Law,” Address to the International Conference on Human Settlements, Habitat II, NGO Forum Formal Session, June 4, 1996.

“Statutory Enforcement of the Takings Clause,” Public testimony before the United States Senate Judiciary Committee on constitutionality of Senate Bill No. 605, 104<sup>th</sup> Congress, 1<sup>st</sup> Session (testimony involved issues arising from the statutory enforcement of the Takings Clause to the United States Constitution).

### **C. Selected Professional Presentations**

“The Impact of the European Charter of Fundamental Rights And the Proposed EU Constitution On the Domestic Policies of EU Member States,” Meeting of EU Constitutional Convention, June 26, 2003, Copenhagen, Denmark

“The Impact of the European Charter of Fundamental Rights And the Proposed EU Constitution On the Domestic Policies of EU Member States,” Scholars Panel, European Peoples Party, June 24, 2003, Strasbourg, France

“International Law, Social Change and the Family,” Society for the Protection of Unborn Children, September 9, 2003, London, England

“The Right Thing The Wrong Way: Implications of the New International Criminal Court,” Conference on Human Rights in Peace and War, Saudi Arabian Red Crescent, October 15, 2003, Riyadh, Kingdom of Saudi Arabia

“The International Criminal Court and Social Justice,” Attorney General’s Law Day Lecture, Little American Hotel, Salt Lake City, Utah, May 8, 2001

“Preserving Legal Preferences for Heterosexual Marriage,” The Marriage Project, Washington D.C., November 10, 2000

“Ramifications of the International Criminal Court,” Mut Zur Ethik, Berlin, Germany, August 31, 2001

“The State of the Family in the World,” The Governor’s Council on the Family, State Capitol Building, Salt Lake City, Utah, October 19, 2000,

“The Constitutionality of Special Legal Preferences for Marriage,”  
presentation delivered at the “Revitalizing the Institution of Marriage for the 21<sup>st</sup>  
Century” Conference, Brigham Young University, Provo, Utah, March 2000.

## V. SELECTED PUBLICATIONS

### A. Books and Chapters in Books

A Sacred Duty, with Ester Rasband (Deseret Book 1999)

“International Law, Social Change and the Family,” at 173-203 in Culture of  
Responsibility and the Role of NGOs, Taj I. Hamad et al., editors (Paragon House 2003)

Constitutional Law and Same-Sex Marriage: An Essay and Response to Andrew  
Koppelman, at 221-241 in Marriage and Same-Sex Unions: A Debate, Lynn D. Wardle,  
Mark Strasser, et a., editors (Praeger 2003)

“Society Should Not Allow Same-Sex Marriages,” at 175-192 in Current Controversies:  
Homosexuality, Helen Cothran, Editor (Greenhaven Press 2003)

### B. Articles and Essays

“Supreme Court Voting Behavior: 2001 Term,” 30 *Hastings Const. L.Q.* 307 (2003)

“Why the United States Should Not Ratify the Convention on the Rights of the Child,”  
23 *St. Louis L. Rev.* 411 (2003)

“The Constitutionality of Legal Preferences for Heterosexual Marriage,” 16 *Regent U. L.  
Rev.* 121 (2003)

Wilkins and Reed, “The Impact of the European Charter of Fundamental Rights And the  
Proposed EU Constitution On the Domestic Policies of EU Member States” (monograph)  
(EU Constitutional Commission 2003)

“Ramifications of the International Criminal Court for War, Peace and Social  
Change,” *CURRENT CONCERNS: THE MONTHLY JOURNAL FOR INDEPENDENT  
THOUGHT*, Zurich, Switzerland at 8 (August 2002, No. 3) ISSN 1422-8831

“The Right Thing The Wrong Way: Implications of the New International Criminal  
Court,” *THE WORLD AND I*, pages 265-298 (Washington, D.C. October 2002)

“Supreme Court Voting Behavior: 2000 Term,” 29 *Hastings Const. L.Q.* 247 (2002)



“International Law, Social Change and the Family,” GOVERNANCE AND THE CHALLENGE OF CONTEMPORARY CRISES, pages 126-147 (Washington, D.C. December 2002)

“Protecting Marriage and Family in a Global Society,” Encounters: Journal of Inter-cultural Perspectives, Vol. 6, No. 2, September 2001 at 223 (reprinted by Serendib Research Institute, International Studies, October 2001, Sri Lanka)

“The Central Role of Family and Marriage in a Global Society,” Journal of the Faculty of Islamic Studies and Arabic, No. 5, Issue 1 1999-2000 at 28-55 (University of Peshawar 2000)

“The Constitutionality of Legal Preferences for Heterosexual Marriage,” Vol. 15 The Family in America, No. 6 (The Howard Center 2001)

“The International Criminal Court and Social Engineering,” The National Observer, Autumn 2001, Number 48 at 13 (Australian Council for the Public Interest) (reprinted by Verein zur Forderung der Psychologischen Menschenkenntnis, Mut Zur Ethik, November 2001, Zurich, Switzerland)

“Protecting the family and marriage in a global society,” Collected papers of the International Conference on Human Rights and Dialogue of Civilization, 297–314 (Mofid University, Tehran Iran 2001) (ISBN No. 964-92879-2-2).

“Supreme Court Voting Behavior: 1998 Term,” 27 Hastings Const. L.Q. 423 (2000)

“The International Criminal Court, Human Rights, and the Family,” Fifty Years After the Declaration: The United Nation’s Record on Human Rights, University Press of America, Teresa Wagner and Leslie Carbone, editors (2001)

“International Law and the Family,” Inter-American Review of International and Comparative Law, Vol. 1 at 49 (2000)

“The United Nations, Traditional Family Values and the ‘Istanbul Miracle,’” in Charting a New Millennium, 123-147 (Scot and Maurine Proctor, ed. 1998)

“Defending the Family,” Vol. 6 Mut zur Ethik 481 (1998)

“The Impact of UN Declarations on Domestic and International Law,” [http://www.law.byu.edu/NGO\\_Family\\_Voice/Ngo.html](http://www.law.byu.edu/NGO_Family_Voice/Ngo.html)

“Supreme Court Voting Behavior: 1997 Term,” forthcoming in 25 Hastings Const. L.Q.

“Supreme Court Voting Behavior: 1996 Term,” 25 Hastings Const. L.Q. 35 (1997)

"The 'Carol's' Song Of Community," The World & I (December 1997).

"Bias, Error and Duplicity: Domestic Law and United Nations Conference Agreements," The World & I, 287-305 (December 1996) (reprinted in 34 Australia and World Affairs 23 (Spring 1997); 35 Australia and World Affairs 38 (Summer 1998))

"Supreme Court Voting Behavior: 1995 Term," 24 Hastings Const. L.Q. 1 (1996)

"Supreme Court Voting Behavior: 1994 Term," 23 Hastings Const. L.Q. 1 (1996)

"International Agreements and Domestic Law," in The Traditional Family In Peril (Susan Roylance, ed. 1995)

"Supreme Court Voting Behavior: 1993 Term," 22 Hastings Const. L. Q. 269 (1995)

"On Greatness And Constitutional Vision: Justice Byron R. White," 1994 BYU L. Rev. 291 (1994)

"A Fair Abortion Policy? The Approach of the American Law Institute's Model Penal Code," The World and I 425(August 1994)

"Supreme Court Voting Behavior: 1992 Term," 8 BYU J. Pub. L. 229 (1994)

"Abortion: A Principled Politics," Vol. XLV, No. 25 National Review 40 (December 27, 1993) (reprinted in Vol. 20, No. 1 The Human Life Review 101 (1994)).

"Supreme Court Voting Behavior: 1991 Term," 7 BYU J. Pub. L. 1 (1992)

"The Structural Role of The Bill Of Rights," 6 BYU J. Pub. L. 525 (1992)

"Mediating the Polar Extremes: A Guide to Post-Webster Abortion Policy," 1990 BYU L. Rev. 403 (reprinted in Jane Wishner, editor, Abortion and the States: Political Change and Future Regulation (1993 American Bar Association))

"An Analysis Of Supplemental Jurisdiction And Abstention With Recommendations For Legislative Action," 1990 B.Y.U. L.Rev. 321 (1990)

"The Takings Clause: A Modern Plot For An Old Constitutional Tale," 64 Notre Dame L. Rev. 1 (1988).

"An Officer And An Advocate: The Role Of The Solicitor General," 21 Loyola L. Rev. 1167 (1988) (reprinted in Susan Low Bloch & Thomas G. Krattenmaker, Supreme Court Politics: The Institution and Its Procedures (1994 West Publishing Co.))

"One Moment Please: Private Devotion In The Public Schools," 27 BYU Studies 185 (1988) (reprinted in 2 BYU J. Pub. L. 1) (1988))

"Defining The 'Reasonable Expectation Of Privacy': An Emerging Tripartite Analysis," 40 Vand. L. Rev. 1077 (1987), reprinted as "Searches And Surveillance: Defining The 'Reasonable Expectation Of Privacy,'" 1 Crim. Prac. L. Rev. 85 (1988) (Michie Company)

## **VI. PROFESSIONAL BAR MEMBERSHIPS**

### **A. Federal Bar Memberships**

United States Supreme Court  
United States Court of Appeals for the Tenth Circuit  
United States District Court for the District of Utah

### **B. State Bar Memberships**

State of California (inactive)  
District of Columbia (inactive)  
State of Utah

## **VII. PROFESSIONAL SERVICE**

### **A. Legal Service**

#### **Instructor, Utah Bar Association, Continuing Legal Education**

- Provide instruction on international law, international organizations, federal jurisdiction, civil litigation and federal constitutional issues.

#### **Member, Reading Committee, ABA Standing Committee On Federal Judiciary**

- Assigned to evaluate work product of all nominees to United States Supreme Court (have evaluated Justices Souter, Thomas, Ginsburg and Breyer prior to their appointment to the United States Supreme Court).

#### **Lecturer on effective appellate advocacy, National Association of Attorneys General, Washington D.C.**

**Participant in various professional seminars on effective appellate advocacy sponsored by American Bar Association.**

**Amicus participation in various social interest cases before the United States Supreme Court.**

**B. University Service**

**Chairman, off-campus housing arbitration board, Brigham Young University, 1984-87.**

**Member, off-campus housing advisory board, Brigham Young University, 1987-88.**

**Chairman, clerkship committee, J. Reuben Clark Law School, 1984-86.**

**Advisor, moot court program, J. Reuben Clark Law School, 1984-present.**

**Member, admissions committee, J. Reuben Clark Law School, 1989-present.**

**VIII. HONORS AND AWARDS**

Professor of the Year, Student Bar Association, J. Reuben Clark Law School, 1986-87

Outstanding Teacher, BYU Alumni Association, 1987

Professor of the Year, Student Bar Association, J. Reuben Clark Law School, 1988-89

**IX. AVOCATIONS**

Piano, singing and semi-professional theater -- Hale Center Theaters (Salt Lake City and Orem, Utah) (roles have included Ebenezer Scrooge in "A Christmas Carol" for the past 19 years; Don Quixote in "Man of La Mancha," Tevye in "Fiddler of the Roof," Daddy Warbucks in "Annie")