

# WILLIAM WHITNEY BURKE-WHITE

University of Pennsylvania Carey Law School  
wburkewh@law.upenn.edu

## EMPLOYMENT

**UNIVERSITY OF PENNSYLVANIA**, Philadelphia, PA, 2005-present

*Professor of Law, 2010-present, University of Pennsylvania Law School*

*Assistant Professor of Law, 2005-2010, University of Pennsylvania Law School*

*Research:* Drawing on international law and international relations to investigate the impact of international legal rules on national government policies; the influences of system structure on international norms; the role of subnational governments in international law; the development of international human rights; and the relationships between international law and US foreign policy.

*Teaching:* international law, human rights, international investment law and arbitration, global governance, international criminal law, and international courts and tribunals.

*Awards and Honors:* Robert Gorman Award for Teaching Excellence (2007); A. Leo Levin Award for Teaching Excellence (2008); Alexander von Humboldt Fellow (2008-2009).

*Inaugural Director of Perry World House and Richard Perry Professor, 2014-2019*

Founded Penn's university-wide interdisciplinary international affairs institute, Perry World House (PWH). Reporting directly to the Provost for an inaugural five-year term, was responsible for all aspects of PWH's development and operations, including creation of a strategic vision to bring academic knowledge to bear on pressing global policy challenges. Administrative leadership experience included overseeing construction of a \$18M new building; managing a \$3M+ annual budget; recruiting and managing a ten person staff; identifying and stewarding key donors; engaging alumni communities around the globe; securing and administering grants; and establishing partnerships and programs with all twelve schools within the university. Intellectual leadership experience included recruitment of faculty jointly with Penn schools; developing research themes to connect Penn faculty through interdisciplinary projects; and launching Visiting Scholars and Post-Doctoral Fellows programs. Pedagogical experience included designing and implementing university-wide student programming as well as co-curricular undergraduate fellows and graduate student associates programs. Policy engagement experience included establishing relationships with key policy communities in the US and abroad; serving as university liaison to the Penn Biden Center for Global Diplomacy; recruiting visiting policy fellows; hosting workshops and conferences on key issues of global affairs; and developing research outputs to influence international policy debates.

*Deputy Dean for International Programs, University of Pennsylvania Law School, 2013-2016*

*Deputy Dean for Academic Affairs, University of Pennsylvania Law School, 2011- 2013*

Responsible for academic affairs of Penn Law, including curriculum design and development; management of adjunct faculty; reform of 1L legal writing and skills program; cross-university engagement; interdisciplinary program expansion; management of global partnerships; and development of international programs.

**UNITED STATES DEPARTMENT OF STATE**, Washington, DC, June 2009- June 2011

*Member of The Secretary's Policy Planning Staff*

*Principal Drafter, Quadrennial Diplomacy and Development Review*

Provided policy advice to Secretary Clinton on international organizations, global governance, the G-8 and G-20, and the Russian Federation. Drafted and helped lead Secretary Clinton's hallmark foreign policy strategy and capability reform effort, including the implementation of new policy and capacity priorities within the Department and through engagement on the Hill.

**PRINCETON UNIVERSITY**, Princeton, NJ, September 2003-2005

*Lecturer in Public and International Affairs*  
*Special Assistant to Dean Anne-Marie Slaughter*

Taught courses on international law, international criminal law, and international relations at the graduate and undergraduate levels; provided research support and project assistance to the Dean.

**HARVARD UNIVERSITY**, Cambridge, MA, February 2000-June 2002

*Head Teaching Fellow*

Responsible for teaching and grading of Andrew Moravcsik's international relations class and Roger Porter's American Presidency course. Four-time recipient of Bok award for teaching excellence.

**INTERNATIONAL CRIMINAL TRIBUNAL FOR YUGOSLAVIA**, The Hague, Summer 2000

*Law Clerk*

Conducted international legal research on crimes against humanity, torture, and slavery for trial of rape camp commanders from southern Bosnian town of Foca.

**CONSULTING, BOARD, AND ADVISORY ROLES**

*White & Case, LLP, Senior Advisor (2021-present)*

Leading the establishment of a global research platform within one of the world's largest law firms to inform public discourse with knowledge derived from across the firm's practice.

*Amsterdam & Partners, LLP, Senior Advisor (2020-present)*

Advising two sovereign states on potential ICJ litigation.

*Salzburg Seminar Cutler Fellows Program, Academic Chairperson (2013-present)*

Designed and implementing international law academic enrichment program for students from top 14 US law schools.

*International Law Students Association, Chairperson (2017-2020), Member of the Board (2012-present)*

Led nonprofit organization responsible for annual global Jessup International Law Moot Court Competition and launched major development campaign.

*Cozen O'Connor, LLP, Legal Expert (2007-present)*

Providing legal advice and policy guidance in relation to 9/11 litigation against foreign sovereigns.

*Government of Argentina, Expert Witness (2002-2009)*

Served as expert witness in sovereign debt and international investment arbitration before US courts and the International Center for the Settlement of Investment Disputes.

*Other:* Advised Biden, Clinton, and Obama campaigns on multilateral policy; advised governments of DR Congo and Uganda on post-conflict justice; advised the ICC Prosecutor on atrocity prevention.

**EXTERNAL APPOINTMENTS AND VISITING POSITIONS**

*The Brookings Institution, Non-Resident Senior Fellow (2020-2021), Visiting Scholar (2019-2020)*

*Foreign Policy Research Institute, Senior Fellow (2019-present)*

*The Hebrew University of Jerusalem, Visiting Professor of Law (2019)*

*Council on Foreign Relations, Term Member, (2011-2016)*

*Harvard Law School, Visiting Professor of Law (2013)*

*Max Planck Institute of Public International Law, Heidelberg Germany, Visiting Professor (2008-2009)*

*Moscow State Institute of International Relations, Visiting Scholar (2008)*

*Mofid University, Qom, Iran, Visiting Lecturer (2005, 2007)*

## **EDUCATION**

**CAMBRIDGE UNIVERSITY**, Ph.D. in International Relations, October 2006

Honors: J. William Fulbright Scholar, 2002-2003

Hague Academy of International Law, Centre for Studies, Research Fellow, 2002

Dissertation: *Multi-level Global Governance in International Criminal Law Enforcement*

**HARVARD LAW SCHOOL**, J.D., *magna cum laude*, June 2002

Honors: Deák Prize, American Society of International Law, 2002

Evans, Baxter, & Dillard Awards, Phillip C. Jessup International Law Competition

Bar: Admitted to practice in the State of New York

**CAMBRIDGE UNIVERSITY**, M.Phil. in International Relations, November 1999

Honors: Cranston Scholar, awarded for four years of graduate studies

Dissertation: *The Application of Universal Jurisdiction for Crimes Against Humanity*

**HARVARD UNIVERSITY**, A.B. in Russian and American History and Literature, June 1998

Honors: *magna cum laude*; Phi Beta Kappa; President Harry S Truman Scholar; Detur Prize; John Harvard Scholar; Westinghouse Science Scholarship

Thesis: *The Beginning of the End of the Cold War: The 1986 Reykjavik Summit*

Varsity Sport: Harvard Varsity Squash Team, national champions, 1994-1997

## **LANGUAGES**

Russian (fluent), French (passive)

## **PUBLICATIONS**

### *Works in Progress*

*How International Law Got Lost: The New Geography of Global Governance*, book manuscript in process.

“Investment Wars,” manuscript in progress.

### *Key Publications:*

“Realigning the Governance Architecture After COVID-19: City Diplomacy and Multilateral Institutions,” *Columbia Journal of International Affairs* (with Eugenie Birch) (winter 2022).

“A Strategic Roadmap for Reentry: U.S. Institutional Commitments in a New Geostrategic Environment,” The Brookings Institution (peer reviewed report) (February 2021).

“Trump’s Sanctions on the International Criminal Court,” *International Criminal Law Forum* (January 2021).

“Power Shifts in International Law: Structural Realignment and Substantive Pluralism,” 56 *Harvard International Law Journal* 1 (2015).

“Crimea and the International Legal Order,” 56 *Survival* 65 (2014).

“The Adoption of the Responsibility to Protect,” in *The Responsibility to Protect* (Jared Genser and Irwin Cotler, eds) (Oxford: 2011).

“Private Litigation in a Public Law Sphere: The Standard of Review in Investor State Arbitration,” 35 *Yale International Law Journal* 283 (2010) (with Andreas von Staden).

“Reframing Positive Complementarity: Reflections on the First Decade and Insights from the US Federal Criminal Justice System”, in *The International Criminal Court and Complementarity: From Theory to Practice*, (Cambridge UP, 2010).

“International Idealism Meets Domestic-Criminal-Procedure Realism” (with Stephanos Bibas), 59 *Duke*

- Law Review* 637 (2010).
- “Standards of Review in Investor State Arbitration:” (with Andreas von Staden) in *International Investment Law and Comparative Public Law* (2010).
- “Shaping the Contours of Domestic Justice: The International Criminal Court and an Admissibility Challenge in the Uganda Situation” (with Scott Kaplan), 7(2) *Journal of International Criminal Justice* 257-279 (2009).
- “Bargaining for Arrests at the International Criminal Court: A Response to Roper and Barria,” 21 *Leiden Journal of International Law* 477 (2008).
- “Non-Precluded Measures Provisions, the State of Necessity, and State Liability for Investor Harms in Exceptional Circumstances” (with Andreas von Staden) in *Latin American Investment Treaty Arbitration. The Controversies and Conflicts* (Kluwer: 2008).
- “The Argentine Financial Crisis: State Liability Under BITs and the Legitimacy of the ICSID System,” 3 *Asian Journal of WTO and International Health Law* (March 2008).
- “The Domestic Influence of International Criminal Tribunals: The International Criminal Tribunal for the Former Yugoslavia and the Creation of the State Court of Bosnia & Herzegovina,” 46 *Columbia Journal of Transnational Law* 279 (2008).
- “Proactive Complementarity: The International Criminal Court and National Courts in the Rome System of Justice” 49:1 *Harvard International Law Journal* 53 (2008).
- “Implementing a Policy of Positive Complementarity in the Rome System of Justice,” 19 *Criminal Law Forum* 59 (2008).
- “Investment Protection in Extraordinary Times: The Interpretation and Application of Non-Precluded Measures Provisions in Bilateral Investment Treaties” (with Andreas von Staden), 48:2 *Virginia Journal of International Law* 307 (2007).
- “The Future of the United Nations,” *University of Pennsylvania Law Review*, Penumbra Debate with Professor Avi Bell (September 2006).
- “The European Way of Law” (with Anne-Marie Slaughter) in *New Perspectives on the Divide Between National and International Law* (Oxford University Press, August 2007).
- “The Future of International Law is Domestic” (with Anne-Marie Slaughter), 47 *Harvard International Law Journal* 1 (2006).
- “Preferences Matter: Conversations with Cambodians on the Prosecution of the Khmer Rouge Leadership,” in *Bringing the Khmer Rouge to Justice: Prosecuting Mass Violence Before the Cambodian Courts* 97-126 (Jaya Ramji and Beth van Schaack, eds., 2006).
- “Complementarity in Practice: the International Criminal Court as Part of a System of Multi-Level Global Governance in the Democratic Republic of Congo,” 18 *Leiden Journal of International Law* (2005).
- “International Legal Pluralism,” 25 *Michigan Journal of International Law* 963 (2005).
- “Human Rights in the Inter-American System,” 2 *International Studies Journal* (Tehran) (2005).
- “Human Rights and National Security: The Strategic Correlation,” 17 *Harvard Journal of Human Rights* 249 (2004).
- “The International Criminal Court and the Future of Legal Accountability,” 10 *ILSA Journal of International and Comparative Law* 195 (2003).
- “A Community of Courts: Toward a System of International Criminal Law Enforcement,” 24 *Michigan Journal of International Law* 1 (2003).
- “Regionalization of International Criminal Law Enforcement: A Preliminary Exploration,” 38:4 *Texas International Law Journal* (2003).
- “An International Constitutional Moment” (with Anne-Marie Slaughter), 43 *Harvard International Law*

*Journal 1* (2002).

“The Future of the Law” (with Anne-Marie Slaughter), *Harvard International Review* (Spring 2002).

“What If? Prosecuting Crimes of Chemical Terror,” in *Treaty Enforcement and Mutual Legal Assistance* (2002).

“Reframing Impunity: Applying Liberal International Law Theory to an Analysis of Amnesty Legislation,” 42 *Harvard International Law Journal* 467 (2001). Awarded the Deak Prize by the American Society of International Law and the International Law Students Association for the outstanding article by a law student in an international law journal, 2002.

“Protecting the Minority: A Place for Impunity?” *Journal of Ethnopolitics and Minority Issues in Europe* (Fall 2000).

### Selected Opinion and Editorial Works

“A New Geostrategic Environment Demands New Principles For U.S. Multilateral Diplomacy, *Lawfare*, February 24, 2021.

“The Danger of Trump’s New Sanctions on the International Criminal Court and Human Rights Defenders,” *Brookings Order From Chaos*, June 11, 2020.

“The Trump Administration Misplayed the International Criminal Court and Americans May Now Face Justice for Crimes in Afghanistan,” *Brookings Order From Chaos*, March 11, 2020.

“The World Economic Forum Deserves Criticism, But We Need it Now More Than Ever,” *Brookings Order from Chaos*, January 28, 2020.

“At Climate Summits, the Urgency from the Streets Must be Brought to the Negotiating Table,” *Brookings Order from Chaos*, December 16, 2019.

“Cities and International Lawyers Need to Start Talking to One Another,” *Diplomatic Courier*, November 22, 2019.

“Our Partisan Bickering Gives Vladimir Putin a Powerful Tool of Influence,” *The Hill*, February 7, 2018.

“Will China Abide by the South China Sea Decision,” CNN, July 12, 2016.

“Palestine Comes to the Court,” *Project Syndicate*, January 15, 2015.

“A Wife Accused of War Crimes: The Unprecedented Case of Simone Gbagbo,” *The Atlantic*, December 3, 2012.

“Romney, Let’s Not Quickly Indict Ahmadinejad,” CNN, October 25, 2012.

“Iran-Russia Relations,” *E'temad Newspaper* (Tehran), September 12, 2007.

“Don’t Shut the Door on Dialogue with Iran,” *The Philadelphia Inquirer*, June 19, 2007 (with Adam Kolker). Reprinted in *The Houston Chronicle* and *Ham-Mihan Daily Newspaper* (Tehran).

“Allow an International Panel to Judge Saddam,” *The International Herald Tribune*, December 20, 2003 (with Anne-Marie Slaughter).

“Role for U.N. in War Crimes Trials,” *The Washington Times*, May 21, 2003 (with Anne-Marie Slaughter).

“The U.N. Must Help Bring Justice to Iraq,” *The Financial Times*, April 9, 2003 (with Anne-Marie Slaughter).