

JAMES D. WILETS

Nova Southeastern University College of Law
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EDUCATION

YALE UNIVERSITY, New Haven, Connecticut
M.A., December 1994 (concentration: international law)
Editor, Yale Journal of International Law
Director, Lowenstein International Human Rights Project
Schell Center for International Human Rights Summer Fellow
Frank Fund Fellow, Association to Unite the Democracies
Yale Fellowship (merit based full tuition scholarship)

COLUMBIA UNIVERSITY SCHOOL OF LAW, New York, New York
J.D., January 1987
Harlan Fiske Stone Scholar (Honors)
Moot Court Editor and Judge

UNIVERSITY OF WASHINGTON, Seattle, Washington
B.A. *cum laude* (political science), March, 1982
Scholarship for Academic Achievement, NCJW

TEACHING EXPERIENCE

6/97 **NOVA SOUTHEASTERN UNIVERSITY, Ft. Lauderdale, Florida**
Present ***Professor of Law, Associate Professor, Assistant Professor and Visiting Assistant Professor***
Courses taught: International Human Rights, Constitutional Law I, Constitutional Law II (First Amendment); International Business Transactions, European Union Law, International Law, International Intellectual Property, Immigration, Sales, Unincorporated Business Entities, International Trade and Investment, Caribbean Law Clinic, International Practice Clinic, Comparative Law, Children Rights

Teaching Abroad:

Buenos Aires, Argentina (International and Comparative Law in Domestic Litigation)
Prague, Czech Republic (Constitutional Law)
San Jose, Costa Rica (Human Rights)
Caracas, Venezuela (International Business Transactions)

Board of Governors, Society of American Law Teachers (SALT)

8/94 - **UNIVERSITY OF MIAMI SCHOOL OF LAW, Coral Gables, Florida**
6/97 ***Visiting Assistant Professor***
Courses taught: International Business Transactions, Legal Aspects of Foreign Investment, Equal Protection, Advanced International Human Rights Practice, Legal Research and Writing, and Appellate Advocacy.

1993 **YALE UNIVERSITY, *Teaching Fellow*, New Haven, Connecticut**
Taught discussion section of class on international human rights with Professor/Solicitor General Drew Days. Graded students' class performance and examinations.

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1993 **YALE LAW SCHOOL, *Workshop Coordinator, New Haven, Connecticut***
Coordinated workshop for lawyers, students and faculty on incorporating international human rights law in domestic litigation.

OTHER WORK EXPERIENCE

6/1996 - **INTER-AMERICAN CENTER FOR HUMAN RIGHTS, *Chair, Fort Lauderdale, Florida***
8/2019 Created South Florida human rights center with a board of directors consisting of law professors from three South Florida law schools. The Center provides opportunities for students on the graduate and undergraduate level to participate directly in human rights litigation and advocacy.

1/2000- **AMERICAN-CARIBBEAN LAW INITIATIVE, *Board of Directors, Fort Lauderdale, Florida***
1/2008 The American-Caribbean Law Initiative (ACLI) addresses legal issues related to rule of law, constitutional law and judicial process in the Caribbean basin. The ACLI is made up of law professors and government officials from throughout the Caribbean basin, and ACLI clinics have been created at the ACLI member law schools. In these clinics, law students research and draft memoranda of law regarding legal issues faced by governments in the Caribbean basin. We then meet with the Attorneys General in each country and discuss the legal conclusions with them.

1997 **HALEY, SINAGRA & PEREZ, *Special Counsel, Miami, FL***
Assisted law firm in preparation of various motions regarding diplomatic immunity of special envoys in the case *United States v. Sissoko*.

1993-1994 **THE UNITED NATIONS IN ITS SECOND HALF-CENTURY, *Consultant, New Haven, CT***
Prepared the first two drafts of proposals for reforming the human rights functions of the United Nations as part of a project proposed by U.N. Secretary-General Boutros-Ghali and funded by the Ford Foundation. These proposals were submitted to the Secretary-General.

1993-1994 **LOWENSTEIN HUMAN RIGHTS PROJECT, *Yale Law School, New Haven, CT***
Assisted in drafting Palestinian "Basic Law" (Constitution).

1993-1994 **NATIONAL DEMOCRATIC INSTITUTE, *Consultant, Washington, D.C.***
Human rights, civil education and democratization consultant. Represented National Democratic Institute on assessment mission to Liberia in conjunction with the Carter Center.

1/92-7/92 **INTERNATIONAL HUMAN RIGHTS LAW GROUP, *Attorney, Bucharest, Romania***
Under six-month contract to develop a network of attorneys to address human rights and election law violations in Romania. I advised human rights groups and attorneys on litigation strategies and drafting election legislation and lectured on human rights to groups of lawyers, teachers, students and political leaders.

11/91-1/92 **AIDS SERVICE PROVIDERS ASSOCIATION OF NORTHERN CALIFORNIA**
Public Policy Director, San Francisco
Under three--month grant to develop public policy network for AIDS service organizations in Northern California.

8/90-10/91 **SUNRIDER EUROPE, *European Legal Counsel, Amsterdam, The Netherlands***
Served as European corporate counsel for international health food company, handling legal and business issues including: European Union antitrust law, corporate reorganization, food and drug regulation, intellectual property and labor law. I hired and supervised outside legal counsel in Germany, The Netherlands, Belgium, France, and the United Kingdom.

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- 1/90-7/90** **JONES, DAY, REAVIS & POGUE, Attorney, Los Angeles**
Intensive corporate, real estate, banking and transactional work. I represented Pepsico's interests in a development project in Southern California, Fuji Bank in a bond deal with the City of Tacoma and numerous other corporate and banking clients.
- 1/87-1/90** **TUTTLE & TAYLOR, Attorney, Los Angeles**
Intensive administrative, corporate transactional, banking and real estate work. I worked as counsel to the Federal Savings and Loan Insurance Corporation (FSLIC) during its closure of thrift institutions in California.
- 2/88-11/88** **DUKAKIS PRESIDENTIAL CAMPAIGN, Salaried Staff, Boston and Los Angeles**
Speechwriter for Dukakis family (Boston). Southern California constituencies coordinator and head of Dukakis delegate selection for Los Angeles, San Bernardino and Riverside counties (Los Angeles). Also served as delegate and congressional "whip" to the 1988 Democratic Convention in Atlanta, Georgia.
- 9/85-12/85** **GIBSON, DUNN & CRUTCHER, Fall Associate, New York**
- 6/85-8/85** **TUTTLE & TAYLOR, Summer Associate, Los Angeles**
- 6/85-8/85** **HELLER, EHRMAN, WHITE & McAULIFFE, Summer Associate, San Francisco**
- 6/85-85** **STROOCK, STROOCK & LAVAN, Summer Associate, Los Angeles**
- 4/82-7/83** **L'UNION JUIVE INTERNATIONALE POUR LA PAIX, Head Secretariat, Paris, France**
Represented Mideast peace organization in negotiations and meetings among Jewish and Arab leaders and various political organizations. Coordinated the different branches in different countries and approved all press communiqués.
- 6/82-7/83** **CANNES FILM FESTIVAL, Editor, Cannes, France**
Edited subtitles for La Traviata; wrote press books for 1983 festival.

LANGUAGES

Fluent French and Spanish. Rusty Romanian and Hebrew.

PUBLICATIONS

BOOKS (and Chapters)

HUMAN RIGHTS CASEBOOK (DOUG DONOHO PRIMARY AUTHOR, WILETS CONTRIBUTING AUTHOR, CAROLINA ACADEMIC PRESS 2017).

WILETS J.D. (2016) WAR CRIMES: INTERNATIONAL CRIMINAL COURT. IN: PAYNE-JAMES J. AND BYARD R.W. (EDS.) ENCYCLOPEDIA OF FORENSIC AND LEGAL MEDICINE, 2ND EDITION, VOL. 4, PP. 653-656. OXFORD: ELSEVIER

WILETS J.D. (2016) WAR CRIMES: WAR CRIME LAW AND TRIBUNALS. IN: PAYNE-JAMES J. AND BYARD R.W. (EDS.) ENCYCLOPEDIA OF FORENSIC AND LEGAL MEDICINE, 2ND EDITION, VOL. 4, PP. 672-678. OXFORD: ELSEVIER

INTERNATIONAL CITATOR AND RESEARCH GUIDE (Founding Editor, William S. Hein 2019, ISBN- 978-0-8377-4089-8)

Wilets, J. D. (2016). *Maquiladora*. THE WILEY BLACKWELL ENCYCLOPEDIA OF GENDER AND SEXUALITY STUDIES. 1–3

WILETS, J. D. (2016). *Religion and Homophobia*. THE WILEY BLACKWELL

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ENCYCLOPEDIA OF GENDER AND SEXUALITY STUDIES. 1–5.

A Comparative Perspective on LGBT Legal, Political and Social Progress and Gender Nonconformity in the Caribbean and Latin America in **POLITICS OF SEXUAL DIVERSITY IN LATIN AMERICA: A READER** (Javier Corrales and Mario Pecheny, eds. Univ. of Pittsburgh Press, May, 2010, ISBN-10: 0822960621)

CHAPTER ON EL SALVADOR in **GREENWOOD ENCYCLOPEDIA OF LGBT ISSUES WORLDWIDE** (Chuck Stewart, ed., Greenwood Press, December 2009, ISBN-0-313-34231-8)

CHAPTER ON HONDURAS in **ENCYCLOPEDIA OF LGBT ISSUES WORLDWIDE** (Chuck Stewart, ed., Greenwood Press, December 2009, ISBN0-313-34231-8)

CHAPTER ON LIBERIA in **ENCYCLOPEDIA OF LGBT ISSUES WORLDWIDE** (Chuck Stewart, ed., Greenwood Press, December 2009, ISBN-0-313-34231-8)

WAR TRIBUNALS, in **ENCYCLOPEDIA OF FORENSIC AND LEGAL MEDICINE, SECTION ON WAR TRIBUNALS** (Elsevier Publishing, winter, 2005)

THE MARRIAGE AND SAME-SEX UNIONS DEBATE: AN ANTHOLOGY, (Two Chapters (Praeger/Greenwood 2004)

LAW REVIEWS AND OTHER PUBLICATIONS

A Critique of the Judicial Appointment Process and Rule of Law in the United States: a Comparative Perspective, 46 **NOVA L. REV.** 1 (2022)

Justice Scalia Got it Right, but for the Wrong Reasons: Scalia’s Recognition of the Supreme Court’s “Southern Exception” in U.S. Constitutional Jurisprudence, 74 **U. MIAMI LAW REV.** 109 (2019)

A Critique of the Uniquely Adversarial Nature of the U.S. Legal, Economic and Political System and its Implications for Reinforcing Existing Power Hierarchies, 20 **U. OF PA. J. LAW. AND SOCIAL CHANGE** (2017)

Gender Dimorphism in the U.S. Legal System: a “Post-Feminist” and Comparative Critique, 18 **ILSA J. INTL LAW** 1 (2012)

A Unified Theory of International Law, the State, and the Individual: Transnational Legal Harmonization in the Context of Economic and Legal Globalization, 31 **U. PA. J. INT’L L.** 753 (2010)

Divergence to Convergence? A Comparative and International Law Analysis of LGBTI Rights in the Context of Race and Post-Colonialism, 21 **DUKE J. COMP. AND INT’L L.** 631 (2011)

Rule of Law in Haiti Before and After the 2010 Earthquake, 6 **INTERCULTURAL HUM. RTS L. REV.** 1 (2011)(co-authored with Camilo Espinosa)

BOOK REVIEW: *The Philosophy of International Law*, 52 **AM. J. LEGAL HISTORY** 4 (October 2012)

The Thin Line Between International Law and Federalism: A Comparative Legal and Historical Perspective on US Federalism and European Union Law, 1

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STUDI SULL'INTEGRAZIONE EUROPEA 35 (2010).

A Comparative Perspective on Immigration Law for Same-Sex Couples: How the United States Compares to Other Industrialized Democracies, 32 NOVA L. REV. 327 (2008)

"Shadow Report" to the United Nations Human Rights Committee, Substantive Review and Comment, Indiana University School of Law, Program in International Human Rights Law (July, 2006). <http://www.ohchr.org/english/bodies/hrc/docs/ngos/iusli.pdf>

Introduction: The Building Blocks To Recognition Of Human Rights and Democracy: Reconciliation, Rule of Law and Domestic and International Peace, 25 NOVA L. REV. 387 (2001); 7 ILSA *Journal of International and Comparative Law* 597 (2001). The Spanish edition of this article can be found at 7 ILSA JOURNAL OF INTERNATIONAL & COMPARATIVE LAW 731 (2001)(***Introduccion: Los Pilares Fundamentales Para El Reconocimiento de los Derechos Humanos y la Democracia: la Reconciliacion, el Estado de Derecho y la Paz Nacional e Internacional***)

Lessons from Kosovo: Towards a Multiple Track System of Human Rights Protection, 6 ILSA JOURNAL OF INT'L. & COMP. L. 645 (2000)

The Demise of the Nation-State: Towards a New Theory of the State under International Law, 17 BERKELEY JOURNAL OF INT'L L. 193 (1999)

BOOK REVIEW: *Why I Don't Read Fiction Anymore: Fernando R. Teson, A Philosophy of International Law* 23 LEGAL STUD. FORUM 595 (1999)

Lessons from the Past and Strategies for the Future: Using Domestic, International and Comparative Law to Overturn Sodomy Laws, 24 SEATTLE UNIVERSITY LAW REVIEW 49 (2000) (co- authored with Professor Charlene Smith)

Casenote, *Lui v. U.S.*, 91 AM. J. INT'L L. 537 (1997)

Casenote, *Regina v. Secretary of State for the Home Department, ex parte Launder*, 91 AM. J. INT' L. 733 (1997)

Conceptualizing Private Violence Against Sexual Minorities as Gendered Violence: an International and Comparative Law Perspective, 60 ALB. L. REV. 989 (1997)

Using International Law to Vindicate the Civil Rights of Gays and Lesbians in U.S. Courts, 27 COLUM. HUM. RTS. L. REV. 33 (1995)

Pressure from Abroad, 21 HUM. RTS. 22 (fall, 1994)

The Human Rights of Sexual Minorities, 22 HUM. RTS. 22 (fall, 1995)

International Human Rights Law and Sexual Orientation, 18 HASTINGS INT'L & COMP. L. REV. 1 (fall, 1994)

Book Review, 19 YALE J. INT'L L. 535 (summer 1994)(reviewing J. Donnelly, INTERNATIONAL HUMAN RIGHTS)

Contributing commentator, ANALYSIS OF TWO DRAFT ROMANIAN LAWS ON NATIONAL MINORITIES, The American Bar Association Central and East European Law Initiative (April 22, 1994)

Contributing Author, JUDICIAL AND POLICE ELECTORAL ABUSES IN MURES COUNTY, ROMANIA 1990-1992 (July, 1995). Report by Association for the Defense of Human Rights

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SCHOLARLY and OTHER PRESENTATIONS

Media Speaker, WPBT2's YOUR SOUTH FLORIDA, *Recent Changes to Florida Stand Your Ground Law*, July 7, 2017, WPBT2 South Florida PBS Studio, North Miami, FL.

The Uniquely Adversarial Nature of the U.S. Legal, Economic and Political System, Speaker and Presentation of Paper, Nova Southeastern University, Ambassadors Board and Board of Trustees, Fort Lauderdale, FL, February 12, 2015.

Legacy of 1989 and the European Union. Speaker, Peace Studies Interdisciplinary Conference, Florida Atlantic University, October 29, 2009

From Divergence to Convergence? A Comparative and International Law Analysis of LGBTI Rights in the Context of Race and Post-Colonialism. Speaker and Presentation of Paper, Public Interest Law Journal Symposium, Boston University, Boston, MA, October 23, 2009

Not a Long Time Ago: Extending the Argument for African-American Reparations to the Crime of Legal Segregation in the Context of Comparative and International Law. Speaker and Presentation of Paper, Lat-Crit Conference, American University, Washington, DC, October 3, 2009

Slavery in Sudan. Speaker, NSU Department of Conflict Analysis & Resolution & Inter-American Center for Human Rights, Nova Southeastern University, September 10, 2009

The Nature of War: Exploring Rules and Consequences. Speaker and Presentation of Paper, Americans for Informed Democracy, Nova Southeastern University, FL, February 1-2, 2008

The Ten Most Important Developments in International Human Rights Law in 2006. Speaker, American Bar Association, International Law Section, Fall Meeting, Coral Gables, FL, November 10, 2006

What is the Real Role of Human Rights in World Politics? Speaker, NSU Department of Conflict Analysis & Resolution, Nova Southeastern University, FL, October 2006

The Patriot Act, Moderator, Conference of Southeastern Association of Law Schools ("SEALS"), West Palm Beach, Florida, July 2006

The Uniquely Adversarial Approach of US Law Towards Dispute Resolution, Labor Rights, Free Speech and Economics. Keynote Speaker, Fifteenth Residential Institute, NSU Department of Conflict Analysis and Resolution, October 14, 2006

International and Comparative Perspectives on the Family. Panelist, Sexual Orientation and Familial Status, Indiana University, Indianapolis, Indiana, March, 2005

Globalization of Gender Minority Rights in the Americas. Panelist, Lat-Crit Conference, San Juan, Puerto Rico, December, 2004

An International and Comparative Perspective on Same-Sex Marriage. Panelist, Lavender Law Conference, Minneapolis, Minnesota, October, 2004

Comparative Law and the Death Penalty. Panelist, American-Caribbean Law Initiative Conference, Ocho Rios, Jamaica, July, 2004

International Law Update. Panelist, SEALS Conference, Amelia Island, July, 2003

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A Comparative and International Perspective. Panelist, Symposium on Marriage, Adoption and the Best Interests of the Child, Capital University Law School & The Dave Thomas Center for Adoption Law, Columbus, Ohio, November 1-2, 2002

What Does Sex Have to Do With it?, Discrimination against Sexual Minorities as Simply one Manifestation of Mysogyny: an International and Comparative Perspective. Panelist, paper presented at *Seattle University*, September 20-21, 2002

Sexual Dimorphism in the U.S. Legal System: A Post-Feminist Critique from a Comparative, Historical, Political and Economic Perspective. Panelist, paper presented at the SEALLS Conference at Kiawah, South Carolina, July 29, 2002

Developments on Same-Sex Unions in the Americas. Panelist, paper presented at the Conference on Marriage, Partnerships and Parenting in the 21st Century, sponsored by the European Commission and the Province of Turin, Turin, Italy, June 5-8, 2002

Developments in International and Foreign Law. Panelist, Lavender Law Conference, Dallas, Texas October, 2001

Immigration and Asylum. Panelist, *Joint AALS Panel on Immigration*, San Francisco, CA, January 5, 2001

Using International law to vindicate the Civil Rights of Lesbians and Gays, Panelist, Constructing Change II, Washburn University School of Law, Topeka Kansas, January, 1997

Violence against Women and Sexual Minorities: the Public/Private Distinction Under International Law. Speaker, Albany Law Review Symposium on "Conceptualizing Violence: Present and Future Developments in International Law," November 7, 1996.

International Law. Panelist, *Interdisciplinary Conference on the Tenth Anniversary of Bowers v. Hardwick*, John Marshall Law School, Chicago, Illinois, March 11, 1996

Supreme Court Rulings: The Impact on Civil Rights. Speaker, American Federation of Teachers/AFL-CIO Conference in San Antonio, Texas, October 27, 1995

A Historical Legal Perspective on Nationalism, Group Rights, Democracy and the Demise of the Nation-State. Speaker, paper presented at March, 1995 Conference of the Center for Social and Cultural Studies at the University of Miami.

Using the International Right to Privacy in Domestic Litigation. Speaker, paper presented at workshop at Yale Law School on using international law in domestic litigation, February 26, 1994.

The Future of Democracy in Liberia. Presentation, Yale Council on African Studies, November 9, 1993.

BAR ADMISSIONS

Admitted to California State Bar, 1987

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REFERENCES

Dean Joseph Harbaugh, Nova Southeastern University, Shepard Broad Law Center, 3305 College Avenue, Fort Lauderdale, FL 33314-7721

Dean Samuel C. Thompson, Jr., (Former Dean of University of Miami School of Law), University of California Los Angeles, 405 Hilgard Avenue, Box 951476, Los Angeles, CA 90095-1476

Professor James S. Sutterlin, former Special Political Advisor to Secretary-General Javier Perez de Cuellar, International Security Program, Yale University, New Haven, CT 06511 (203) 432-6246.

Sir Michael Howard, Oxford University, Old Farm, Eastburg, Newbury, Berks RG16 7JN United Kingdom.