

**PROF. STUART FORD**  
UNIVERSITY OF ILLINOIS CHICAGO (UIC) SCHOOL OF LAW  
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## ACADEMIC EXPERIENCE

### **University of Illinois Chicago (UIC) School of Law**

*Professor* August 2018 – present

*Associate Dean for Research and Faculty Development* August 2018 – August 2019

*Associate Professor* August 2015 – July 2018

*Assistant Professor* June 2009 – July 2015

- Academic interest is in public international law, particularly international criminal law and international criminal courts. Recent research explores the structure and operation of international criminal courts, with a focus on how to improve their effectiveness.
- Courses taught: International Criminal Law, International Organizations, Criminal Law, Evidence, Civil Procedure I, and Civil Procedure II.
- Academic Visitor at the University of Oxford Faculty of Law (Fall 2023).
- Awarded the Lee Chair in Constitutional Law (2023-2024 academic year) to research the history of the Preamble to the U.S. Constitution.
- Expert Advisor to the Nuremberg Principles Academy on various projects related to the International Criminal Court, including the Digital Evidence Project (2019-2023).
- Member of the Council of Experts of the American Bar Association's International Criminal Law Practice Project. (2021-2022).
- Co-Chair of the Midwest Interest Group of the American Society of International Law (2020-2022). Previously Vice-Chair (2019-2020).
- Consultant to the United Nations Office of Internal Oversight regarding the Office's oversight of the International Residual Mechanism for Criminal Tribunals (2019-2020).
- Expert Advisor to the American Bar Association's International Criminal Justice Standards Task Force (2018-2020).
- Co-Chair of the International Courts and Tribunals Interest Group of the American Society of International Law (2017-2019). Previously Member of the Executive Board (2014-2016).
- Visiting Professional at the International Criminal Court helping the Office of the Prosecutor develop performance metrics for its investigations and prosecutions (Summer 2015).
- Recipient of the 2015 JMLS Faculty Scholarly Achievement Award for "significant contributions to legal scholarship."
- Chair of the International Human Rights Section of the American Association of Law Schools (2014-2015). Previously Vice-Chair (2013-2014), Treasurer (2012-2013).
- Member (2017-2018, 2014-2016) of the Faculty Executive Committee.

## EDUCATION

**University of Nottingham**, Nottingham, United Kingdom  
LL.M. in Public International Law and Armed Conflict, September 1998  
Graduated with Distinction

**The University of Texas School of Law**, Austin, Texas  
J.D., December 1998  
Graduated with Honors and Order of the Coif  
Member of the *Texas Law Review*  
Recipient of the Robert S. Strauss Endowed Presidential Scholarship in Law

**The University of Houston**, Houston, Texas  
B.A. in History with a minor in Anthropology, May 1995  
Graduated *cum laude* and with membership in the Honor's College

## ARTICLES

*Creating the Preamble: From the Constitutional Convention to the Ratification Debates*  
(work in progress)

*Preambles before the Preamble: Rediscovering the Role of the Preamble in Constitutional Interpretation* (forthcoming BROOKLYN LAW REVIEW 2024).

*The Original Meaning of the Duty to "Promote the General Welfare,"* 59 WILLAMETTE LAW REVIEW 263 (2023).

*The New Cold War With China and Russia: Same as the Old Cold War?,* 55 CASE WESTERN RESERVE JOURNAL OF INTERNATIONAL LAW 423 (2023).

*International Law Online: How Will the Pandemic Change the Practice of Law?,* 115 PROCEEDINGS OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW 289 (2022) (with Brian Farrell et al.)

*Don Quixote or Darth Vader? President Trump's Views on International Humanitarian Law,* 20 WASHINGTON UNIVERSITY GLOBAL STUDIES LAW REVIEW 45 (2021).

*Senior Leaders and Those Most Responsible at the Extraordinary Chambers in the Courts of Cambodia,* 15 FLORIDA INTERNATIONAL UNIVERSITY LAW REVIEW 27 (2021).

*Can the International Criminal Court Succeed? An Analysis of the Empirical Evidence of Violence Prevention,* 43 LOYOLA INTERNATIONAL AND COMPARATIVE LAW REVIEW 101 (2020).

*Has President Trump Committed a War Crime by Pardoning War Criminals?,* 35 AMERICAN UNIVERSITY INTERNATIONAL LAW REVIEW 757 (2020).

*The Need for a Wealth Inequality Amendment,* 122 WEST VIRGINIA LAW REVIEW 1 (2019).

*Understanding Crime Gravity: Exploring the Views of International Criminal Law Experts*, 27 WILLIAM AND MARY BILL OF RIGHTS JOURNAL 659 (2019).

*A Hierarchy of the Goals of International Criminal Courts*, 27 MINNESOTA JOURNAL OF INTERNATIONAL LAW 179 (2018).

*The Meaning of Gravity at the International Criminal Court: A Survey of Attitudes about the Seriousness of Mass Atrocities*, 24 UC DAVIS JOURNAL OF INTERNATIONAL LAW & POLICY 209 (2018).

*What Investigative Resources Does the International Criminal Court Need to be Successful?: A Gravity-Based Approach*, 16 WASHINGTON UNIVERSITY GLOBAL STUDIES LAW REVIEW 1 (2017).

*The ICC and the Security Council: How Much Support is There for Ending Impunity?*, 26 INDIANA INTERNATIONAL AND COMPARATIVE LAW REVIEW 33 (2016).

*The Complexity of International Criminal Trials is Necessary*, 48 GEORGE WASHINGTON INTERNATIONAL LAW REVIEW 151 (2015).

*Complexity and Efficiency at International Criminal Courts*, 29 EMORY INTERNATIONAL LAW REVIEW 1 (2014).

*Fairness and Politics at the ICTY: Evidence from the Indictments*, 39 NORTH CAROLINA JOURNAL OF INTERNATIONAL LAW AND COMMERCIAL REGULATION 45 (2013).

*A Social Psychology Model of the Perceived Legitimacy of International Criminal Courts: Implications for the Success of Transitional Justice Mechanisms*, 45 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 405 (2012).

*How Leadership in International Criminal Law is Shifting from the U.S. to Europe and Asia: An Analysis of Spending On and Contributions to International Criminal Courts*, 55 SAINT LOUIS UNIVERSITY LAW JOURNAL 953 (2011).

*Is the Failure to Respond Appropriately to a Natural Disaster a Crime Against Humanity? The Responsibility to Protect and Individual Criminal Responsibility in the Aftermath of Cyclone Nargis*, 38 DENVER JOURNAL OF INTERNATIONAL LAW & POLICY 227 (2010).

*The International Criminal Court and Proximity to the Scene of the Crime: Does the Rome Statute Permit All of the ICC's Trials to Take Place at Local or Regional Chambers?*, 43 JOHN MARSHALL LAW REVIEW 715 (2010).

*Exploring Critical Issues in Religious Genocide: Case Studies of Violence in Tibet, Iraq and Gujarat*, 40 CASE WESTERN RESERVE JOURNAL OF INTERNATIONAL LAW 163 (2008) (with Robert Petit and Neha Jain).

*Crimes Against Humanity at the Extraordinary Chambers in the Courts of Cambodia: Is a Connection with Armed Conflict Required?*, 24 UCLA PACIFIC BASIN LAW JOURNAL 125 (2007).

*Legal Processes of Change: Article 2(4) and the Vienna Convention on the Law of Treaties*, 4 JOURNAL OF CONFLICT AND SECURITY LAW 75 (1999).

*OSCE National Minority Rights in the United States: The Limits of Conflict Prevention*, 23 SUFFOLK TRANSNATIONAL LAW REVIEW 1 (1999).

## BOOK CHAPTERS

*Funding the ICC for Its Third Decade* in THE INTERNATIONAL CRIMINAL COURT AT 20: REFLECTIONS ON THE PAST, PRESENT AND FUTURE (Carsten Stahn ed., forthcoming 2024)

*Between Hope and Doubt: The Malabo Protocol and the Resource Requirements of an African Criminal Court* in THE AFRICAN COURT OF JUSTICE AND HUMAN AND PEOPLES' RIGHTS IN CONTEXT: DEVELOPMENT AND CHALLENGES (Charles C. Jalloh et al., eds., 2019).

*The Impact of the Ad Hoc Tribunals on the International Criminal Court* in THE LEGACY OF AD HOC TRIBUNALS IN INTERNATIONAL CRIMINAL LAW: ASSESSING THE ICTY'S AND THE ICTR'S MOST SIGNIFICANT LEGAL ACCOMPLISHMENTS (Milena Sterio & Michael Scharf eds., 2019).

*International Courts* in THE SAGE ENCYCLOPEDIA OF CRIMINAL PSYCHOLOGY (Robert D. Morgan ed., 2019).

*How Much Money Does the ICC Need?* in THE LAW AND PRACTICE OF THE INTERNATIONAL CRIMINAL COURT (Carsten Stahn ed., Oxford University Press 2015).

*How Special is the Special Court's Outreach Section?* in THE SIERRA LEONE SPECIAL COURT AND ITS LEGACY: THE IMPACT FOR AFRICA AND INTERNATIONAL CRIMINAL LAW (Charles Jalloh ed., Cambridge University Press 2014).

## COMMENTARY

*SCSL Symposium: Senior Leaders and Those Most Responsible at the Extraordinary Chambers in the Courts of Cambodia* at [Opinio Juris](#) (2021).

*The Biden Administration Should Engage with the ICC – the Evidence Shows That It Saves Lives* at [Just Security](#) (2021).

*The Complexity of International Trials Is Necessary* at [Opinio Juris](#) (2015).

*Complexity and Efficiency at International Criminal Courts* at [Opinio Juris](#) (2014).

*ICTY Provides Fair, Non-Political Trials* at [Jurist](#) (2013).

*The ICC Turns Ten: Evolution and Development* at [Jurist](#) (2012).

*Does the US Really Want Justice in Darfur?* in [The International Criminal Court Monitor](#) (2005).

## REPORTS

[\*Breach of Trust: Its Improper Use and Impact on the Cambodian Economy\*](#), International Finance Corporation (2006).

[\*Existing Mechanisms for Addressing Corruption\*](#), Pact Cambodia (2006).

## PROFESSIONAL EXPERIENCE

**Extraordinary Chambers in the Courts of Cambodia**, Phnom Penh, Cambodia

*Assistant Prosecutor in the Office of the Co-Prosecutors* September 2007 – June 2009

*Legal Consultant in the Office of the Co-Prosecutors* September 2006 – August 2007

- Responsible for managing the work of the “crime base” team, including the selection of crime sites for investigation, conducting preliminary investigations, monitoring the Co-Investigating Judges’ investigation and requesting additional investigative acts, where appropriate.
- Researched and wrote the crime base sections of the Introductory Submission, which initiated a judicial investigation into 5 suspects and 25 crime sites, including security centers, execution sites, forced labour camps, and rural cooperatives, located throughout Cambodia. Also responsible for writing a Supplementary Submission requesting investigation of a sector-level security center, and a Supplementary Submission requesting the investigation of certain acts committed by the Revolutionary Army of Kampuchea.
- Participated in researching, drafting and editing the Final Submission. The Final Submission is prepared by the Co-Prosecutors at the conclusion of the Judicial Investigation and contains their positions on which facts they expect to be proved at trial, which evidence supports those facts, and the crimes and modes of liability for which the Accused should be responsible.
- Represented the Co-Prosecutors during the trial of Kaing Guek Eav alias Duch, the first person to be tried by the Extraordinary Chambers.

**Open Society Justice Initiative**, Phnom Penh, Cambodia

*Legal Consultant* December 2005 – September 2006

- Researched and wrote a report on the subject matter jurisdiction of the Extraordinary Chambers in the Courts of Cambodia, focusing on whether the customary international law definition of crimes against humanity required a nexus with an armed conflict in 1975 and whether the principle of legality would prevent prosecution of crimes against humanity that took place in the absence of a nexus with armed conflict.
- Researched and wrote an analysis of free speech rights in Cambodia. The paper explored criminal defamation suits under Article 63 of the UNTAC Law, including the elements of defamation, the structure and operation of the judiciary, and executive branch influence over the courts.

**Pact Cambodia**, Phnom Penh, Cambodia

*Legal Consultant* July 2006 – September 2006

- Researched and wrote a comprehensive report on existing mechanisms for addressing corruption in Cambodia. The report covers: the elements of corruption-related crimes and the procedures used by the courts in prosecuting them; administrative mechanisms from commune-level oversight committees to civil servant disciplinary hearings; and informal responses to corruption. It is based on a review of legal instruments, academic research, and interviews with the government, the donor community, and civil society.

**International Finance Corporation, Phnom Penh, Cambodia**

*Legal Consultant* February 2006 – May 2006

- Prepared a report on the impact of criminal breach of trust cases on the Cambodian economy. Interviewed lawyers, business people and members of the judiciary about their experiences with breach of trust cases, conducted a review of Cambodian newspapers for references to breach of trust cases and produced a business sentiment survey to measure the impact of breach of trust cases. Report concluded, based on the interviews, media search and survey, that abusive breach of trust cases are often the result of corruption in the judiciary and cost Cambodia millions of dollars a year in lost investment opportunities.

**Cambodia Justice Initiative, Phnom Penh, Cambodia**

*Volunteer Legal Advisor* May 2005 – December 2005

- Provided legal and political analysis of issues related to the establishment of the Extraordinary Chambers, including judicial selection criteria, codes of conduct, defense rights, and procedural and evidentiary rules. Planned and supported the Justice Initiative's provision of technical assistance to the Cambodian government and local civil society organizations.

**Citizens for Global Solutions, Washington, D.C.**

*International Law and Justice Program Coordinator* January 2005 – May 2005

*Peace and Security Fellow* August 2004 – January 2005

- Built public support in the United States for a robust international effort to end the violence in Darfur, Sudan, through public speaking engagements, radio interviews, and briefings with Congressional offices. Stressed the need for a comprehensive approach to peace that included a referral to the International Criminal Court (ICC).
- Monitored and reported on the activities of international criminal tribunals, including the ICC, Special Court for Sierra Leone, and the International Criminal Tribunals for Rwanda and the Former Yugoslavia. Maintained Citizens for Global Solutions' International Law and Justice website.

**Fulbright & Jaworski, LLP, Minneapolis, Minnesota**

*Associate* October 2002 – July 2004

- Specialist in commercial litigation and intellectual property disputes. Duties covered all aspects of litigation from initiating lawsuits through discovery, pre-trial procedure, preparation of expert reports, researching and writing summary judgment motions, trials and appeals.
- Principal author of a successful appeal before the United States Court of Appeals for the Federal Circuit on the proper construction of patent claims in a case involving the design of snowmobile skis.

- Successfully appealed a bankruptcy court’s refusal to enforce an injunction. Appellate court agreed that the Federal Arbitration Act could not prevent a court from determining the scope of its own injunction.

**Howrey Simon Arnold & White, LLP, Washington, D.C.**

*Associate* February 1999 – September 2001

*Summer Associate* May 1997 – August 1997

- Researched and wrote summary judgment motions, discovery motions, complaints, interrogatories and document requests in complex litigation dealing with intellectual property and contracts. Prepared witnesses for deposition and deposed witnesses.
- Successfully opposed certification of a nationwide class in a suit involving consumer protection and warranty. Convinced the court that the difficulties caused by variations in state laws applicable to the members of a nationwide class outweighed any potential benefits that could be gained through a class action.
- Researched and wrote a successful summary judgment motion in a patent infringement case arising out of allegations that our client was infringing a patent for the design of a three-way electro-mechanical valve. Proved that opposing party had misappropriated a key aspect of the patented technology from our client.

**PRESENTATIONS**

“The New Cold War with China and Russia: Same as the Old Cold War?” at a symposium entitled “International Law and the New Cold War” at Case Western Reserve University School of Law (September 2022).

“The Original Meaning of the Duty to ‘Promote the General Welfare’ in the Constitution” at Marquette University Law School (February 2022).

“Has President Trump Committed a War Crime by Pardoning War Criminals?” for Global Military Justice Reform (February 2021).

“Don Quixote or Darth Vader? President Trump’s Views on International Humanitarian Law” at the ASIL Midyear Conference (October 2020).

“Violence Prevention at the International Criminal Court” at East + West Research Mixer at UIC (March 2020).

“Can the International Criminal Court Succeed?: An Analysis of the Empirical Evidence for Violence Prevention” at UIC John Marshall Law School (February 2020).

“Proceedings at the ICC” at a conference in The Hague organized by the Nuremberg Academy (February 2020).

“Can the International Criminal Court Succeed?” at ASIL International Courts and Tribunals Interest Group Annual Works-in-Progress Conference (February 2020).

“The Effectiveness of International Criminal Law” to the ABA’s International Criminal Law Committee (Jan. 2020).

“Has President Trump Committed a War Crime by Pardoning War Criminals?” at ASIL International Criminal Law Interest Group Annual Conference at Cleveland-Marshall College of Law (January 2020).

“The Need for a Wealth Inequality Amendment” at the 10<sup>th</sup> Annual Loyola Constitutional Law Colloquium (November 2019).

“Fostering Research as an Associate Dean” at the ABA Conference for Associate Deans (June 2019).

“The Need for a Wealth Inequality Amendment” at the John Marshall Law School (April 2019).

“The Meaning of Gravity at the International Criminal Court” at The John Marshall Law School (April 2018).

“International Humanitarian Law” on behalf of the American Red Cross at Northwestern University (April 2018).

“Experts’ Views on the Meaning of Gravity in the Rome Statute” at William and Mary Law School (March 2018).

“Crimes of Sexual Violence: From the IMT to the Rome Statute” at DePaul Law Review Symposium on the Life of Cherif Bassiouni (March 2018).

“A Hierarchy of the Goals of International Criminal Courts” at the ASIL Midyear Meeting (October 2017).

“A Hierarchy of the Goals of International Criminal Courts” at the ASIL Midwest Interest Group Annual Conference (September 2017).

“A Hierarchy of Goals of International Criminal Courts” at The John Marshall Law School (September 2017).

“International Humanitarian Law” on behalf of the American Red Cross at Northwestern University (February 2017).

“International Humanitarian Law” on behalf of the American Red Cross at Northwestern University (April 2016).

“The Complexity of International Criminal Trials is Necessary” at The John Marshall Law School (March 2015).

“The ICC and the Security Council” at Indiana University’s Robert McKinney School of Law (February 2015)

“Assessing the Effectiveness of the ICC” at the Chicago Junior Faculty Workshop at Chicago-Kent College of Law (January 2015)



“The Causes of Complexity in International Criminal Trials” at the American Society of International Law’s Midwest Interest Group Workshop at the University of Minnesota (September 2014).

“The Causes of Complexity in International Criminal Trials” at the Chicago Junior Faculty Workshop at the University of Chicago (August 2014)

“The Causes of Complexity in International Criminal Trials” at a virtual conference organized by the Junior International Law Scholars Association (August 2014)

“Complexity and Efficiency at International Criminal Courts” at the American Society of International Law’s Midyear Research Forum at New York University Law School (November 2013)

“Complexity and Efficiency at International Criminal Courts” at DePaul University’s Junior Faculty Workshop (August 2013)

“Complexity and Efficiency at International Criminal Courts” at Valparaiso University’s Regional Faculty Workshop (August 2013)

“The Role of Complexity in International Criminal Justice” at the University of Wisconsin’s Regional Colloquium on Globalization of Law, International Organizations and International Law (May 2013)

“A Utilitarian Justification for the International Criminal Court” at Duke Law School’s Center for International and Comparative Law (March 2013)

“The Influence of Politics at the ICTY” at the annual meeting of the Junior International Law Scholars Association at New York Law School (February 2013)

“Climate Change, Conflict, and the Future of International Law” at Washington University School of Law’s Junior Regional Faculty Workshop (December 2012).

“Measuring, Understanding, and Predicting Trial Complexity at the ICTY” at the American Society of International Law’s International Organizations Interest Group Meeting in Washington, D.C. (December 2012)

“Climate Change, Conflict, and the Future of International Law” at Loyola University of Chicago’s Faculty Workshop (November 2012)

“Measuring, Understanding, and Predicting Trial Complexity at the ICTY” at Valparaiso University Law School’s Regional Faculty Workshop (October 2012)

“Climate Change, Conflict, and the Future of International Law,” in Athens, Georgia, at the American Society of International Law’s Midyear Meeting (October 2012)

“How Special is the Special Court’s Outreach Section?” at a conference organized by the University of Pittsburgh entitled “Assessing the Contributions and Legacy of the Special Court for Sierra Leone to Africa and International Criminal Justice” (April 2012)

“A Social Psychology Model of the Perceived Legitimacy of International Criminal Courts” in Washington, D.C., at the American Association of Law School’s Annual Meeting (January 2012)

“Measuring, Understanding, and Predicting Trial Complexity at the ICTY” at a conference in Chicago organized by the International Criminal Law Interest Group of the American Society of International Law (December 2011)

“International Enforcement of International Criminal Law” at the American Red Cross’ 2011 International Humanitarian Law Workshop held at DePaul University (October 2011)

“International Criminal Courts” at the University of Illinois’ 2011 International Summer Institute entitled “Protecting the Vulnerable in International Conflict: Human Rights & International Humanitarian Law” (July 2011)

“A Social Psychology Model of the Perceived Legitimacy of International Criminal Courts” at a conference organized by the University of Leiden entitled “Assessing the Impact of the International Criminal Court” (May 2011)

“Human Rights and Humanitarianism Through a Legal Lens” at the 2011 Annual Conference of the Midwest Political Science Association (April 2011)

“A Social Psychology Model of the Perceived Legitimacy of International Criminal Courts” at the Chicago Junior Faculty Workshop, DePaul University (April 2011)

“International Enforcement of International Criminal Law” at the American Red Cross’ 2010 International Humanitarian Law Workshop held at DePaul University (October 2010).

“The International Criminal Court and Proximity to the Scene of the Crime: Does the Rome Statute Permit All of the ICC’s Trials to Take Place at Local or Regional Chambers?” at the Junior Criminal Law Professors’ Conference in Chicago (June 2010)

“The End of the First Trial at the ECCC” at a conference hosted by the Cambodian Association of Illinois (June 2010)

“The International Criminal Court and Proximity to the Scene of the Crime: Does the Rome Statute Permit All of the ICC’s Trials to Take Place at Local or Regional Chambers?” at the John Marshall Law Review’s Symposium on the International Criminal Court (April 2010)

## **PUBLIC SERVICE**

**American Red Cross**, (2009-2018)

Presented on international criminal law and international criminal courts at events sponsored by the American Red Cross. Audiences include law school students, undergraduates, high school teachers, and university professors.

**Acorn**, Minneapolis, Minnesota (2003-2004)

Represented two *pro bono* clients who were in danger of losing their homes as a result of fraudulent mortgage refinancing scams. Defended eviction proceedings and brought suit in parallel District Court actions for violation of the Truth In Lending Act, breach of contract, fraud, unjust enrichment, and violation of the Minnesota Consumer Fraud Act.

**Catholic Charities, Washington, D.C. (2000-2001)**

Volunteered twice a month at a legal clinic for low-income people run by Catholic Charities. Interviewed and screened prospective clients and provided on-site legal counseling. Successfully represented a *pro bono* client who was seeking guardianship of her disabled brother.

**MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS**

State Bar of Texas (1999 – present)

Bar of the District of Columbia (1999 – present)

State Bar of Minnesota (2002 – present)

Member of the Bars of the United States District Courts for the Districts of Minnesota, the Central District of Illinois and the Eastern District of Pennsylvania.

Member of the Bar of the United States Court of Appeals for the Federal Circuit.

Member of the American Society of International Law (ASIL), the American Association of Law Schools (AALS), and the American Bar Association (ABA).