

KAREN HALVERSON CROSS
khcross@uic.edu

ACADEMIC EXPERIENCE

Professor of Law, University of Illinois Chicago School of Law (2019 – present).

- *Courses taught:* Contracts, Education Law and Policy, Higher Education Law (UIC College of Education)
- Senator, UIC Senate (2019-present)
- Representative, UIC Senate Committee on Educational Policy (2019-2023)
- Member, UIC Faculty Advisory Committee (2023-present)
- Chair, Law School Promotion and Tenure Coordinating Committee (2020-21)
- UIC Honors College Fellow (2019-2022)

Professor of Law, The John Marshall Law School (Chicago, Illinois, 1994 – 2019) (on leave 2017 – 18).

- *Courses taught:* Contracts, Education Law and Policy, International Commercial Dispute Resolution, WTO (World Trade Organization) Law, International Business Transactions, Counseling and Negotiation, Alternative Means of Dispute Resolution.
- Chaired executive, curriculum, tenure, admissions, orientation, and faculty appointment committees. Served on strategic planning, budget, and comprehensive curriculum reform committees.
- Adviser, Willem C. Vis International Commercial Arbitration Moot (2004 – 08; 2010 – 12; 2016 – 17).

Associate Dean for Administration, The John Marshall Law School (Chicago, Illinois, Jun. 2018 – Aug. 2019).

- Supported the law school's acquisition by the University of Illinois at Chicago in August 2019.
- Led drafting of submissions to the Higher Learning Commission and the Illinois Board of Higher Education for approval of the acquisition and the law school's degree programs.
- Co-chaired two integration teams and coordinated policy integration in preparation for the acquisition.

Visiting Professor, Legal Studies Department, Central European University, Budapest, Hungary (2012 and 2013).

- Taught International Business Transactions in the International Business Law and Law and Economics programs.

Visiting Professor, Faculty of Law, Universidade Católica Portuguesa, Lisbon, Portugal (multiple visits between 2009 and 2016).

- Taught International Commercial Arbitration and Transnational Commercial Law and Arbitration seminars to undergraduate students.

Fulbright Distinguished Chair in International Business Law (Apr. – Jul. 2008).

- Taught international business transactions and contract law to LL.M. students at the Faculty of Law, Universidade Católica Portuguesa in Lisbon, Portugal.

Adjunct Professor, University of San Diego School of Law (May – Jun. 2006).

- Taught international business transactions as part of the law school's summer program in Moscow and St. Petersburg.

Adjunct Professor, University of Illinois at Chicago, College of Business Administration (2002, 2003, and 2005).

- Taught WTO law to Chinese students enrolled in the MBA program for Executives and International Managers.

Works in Progress

"Faculty Handbook as Contract," 45 CARDOZO LAW REVIEW __ (forthcoming 2024), available at <https://ssrn.com/abstract=4520946>.

Publications: Books and Journals

"Debt Relief" in ELGAR ENCYCLOPEDIA OF INTERNATIONAL ECONOMIC LAW, 2D. ED. (Thomas Cottier & Krista Nadakavukaren Schefer eds., Edward Elgar, 2023).

"Deregulation and the 'Gig Academy,'" 67(2) WAYNE LAW REVIEW 151 (2022).

"Debt Relief" in ELGAR ENCYCLOPEDIA OF INTERNATIONAL ECONOMIC LAW (Thomas Cottier & Krista Nadakavukaren Schefer eds., Edward Elgar, 2017).

"Unionization and the Development of Policies for Non-Tenure Track Faculty: A Comparative Study of Research Universities," 9(5) JOURNAL OF COLLECTIVE BARGAINING IN THE ACADEMY (2017).

"The Extraterritorial Reach of Sovereign Debt Enforcement," 12 BERKELEY BUSINESS LAW JOURNAL 111 (2015).

"Sovereign Arbitration" in SOVEREIGN DEBT MANAGEMENT (Lee Buchheit & Rosa Lastra eds., Oxford University Press, 2014).

"Converging Trends in Investment Treaty Practice," 38 NORTH CAROLINA JOURNAL OF INTERNATIONAL & COMMERCIAL REGULATION 151 (2012).

"Letting the Arbitrator Decide Unconscionability Challenges," 26 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 1 (2011).

"International Decisions: *U.S. – Subsidies on Upland Cotton, Recourse to Article 21.5 of the DSU by Brazil*," 103(1) AMERICAN JOURNAL OF INTERNATIONAL LAW 110 (2009).

"Arbitration as a Means of Resolving Sovereign Debt Disputes," 17(3) AMERICAN REVIEW OF INTERNATIONAL ARBITRATION 335 (2006).

"Parol Evidence under the CISG: The 'Homeward Trend' Reconsidered," 68 OHIO STATE LAW JOURNAL 133 (2007).

"Parol Evidence under the CISG: the 'Homeward Trend' Reconsidered" in INTERNATIONAL SALE OF GOODS: CISG APPROACH (P. Satyanarayana Prasad ed., 2007).

"King Cotton, Developing Countries and the 'Peace Clause': The WTO's *U.S. Cotton Subsidies* Decision," 9(1) JOURNAL OF INTERNATIONAL ECONOMIC LAW 149 (2006).

Book review, 39(2) JOURNAL OF WORLD TRADE 387 (2005) (reviewing GREGORY SHAFFER, DEFENDING INTERESTS: PUBLIC-PRIVATE PARTNERSHIPS IN WTO LITIGATION).

"China's WTO Accession: Economic, Legal and Political Implications," 27 BOSTON COLLEGE INTERNATIONAL AND COMPARATIVE LAW REVIEW 319 (2004).

"Is a Foreign State a 'Person'? Does it Matter?: Personal Jurisdiction, Due Process and the Foreign Sovereign Immunities Act," 34 NEW YORK UNIVERSITY JOURNAL OF INTERNATIONAL LAW AND POLITICS 115 (2001).

"Arbitration and the Civil Rights Act of 1991," 67 UNIVERSITY OF CINCINNATI LAW REVIEW 445 (1999).

"Resolving Economic Disputes in Russia's Market Economy," 18 MICHIGAN JOURNAL OF INTERNATIONAL LAW 59 (1996).

"Privatization in the Yugoslav Republics," 25 JOURNAL OF WORLD TRADE 43 (1991).

"Foreign Direct Investment in Indonesia: A Comparison of Industrialized- and Developing-Country Investors," 22 LAW AND POLICY IN INTERNATIONAL BUSINESS 75 (1991).

Case note, "Title VII: Application of Impact Analysis to Subjective Employment Criteria," 24 HARVARD CIVIL RIGHTS-CIVIL LIBERTIES LAW REVIEW 264 (1989).

Book review, 1 HARVARD HUMAN RIGHTS JOURNAL 335 (1988) (reviewing THEODOR MERON, HUMAN RIGHTS LAW-MAKING IN THE UNITED NATIONS).

Other Selected Publications

"Using Investment Arbitration to Enforce Peruvian Agrarian Bonds," Kluwer Arbitration Blog (Aug. 2, 2016).

"Upholding Delocalized Enforcement of ICSID Awards," Kluwer Arbitration Blog (Apr. 24, 2015).

"U.S. Supreme Court Denies *Certiorari* and Affirms Discovery in Bondholder Litigation Against Argentina" 18(3) ASIL INSIGHTS (Oct. 15, 2014).

"Introductory Note to the International Centre for Settlement of Investment Disputes: *Daimler Financial Services AG v. Argentine Republic*," 51 INTERNATIONAL LEGAL MATERIALS 1223 (2012).

"Investment Arbitration Panel Upholds Jurisdiction to Hear Mass Bondholder Claims against Argentina," ASIL INSIGHTS (Nov. 21, 2011).

"WTO Appellate Body Upholds Compliance Panel's Findings in *Cotton Subsidies* Dispute," ASIL INSIGHTS, Sept. 16, 2008.

EDUCATION

Northwestern University, School of Education and Social Policy (MS in Higher Education Administration and Policy, 2016).

Harvard Law School (JD, *cum laude*, 1990).

- CIVIL RIGHTS-CIVIL LIBERTIES LAW REVIEW, editor (1987 – 90).
- Board of Student Advisers (1988 – 90).
- International Tax Program instructor (summer 1988).

University of Wisconsin-Madison (BA in International Relations, with distinction, 1986).

- *Phi Beta Kappa* (1985).

LEGAL EXPERIENCE

Cleary, Gottlieb, Steen & Hamilton (New York, New York, 1991 – 94; summer 1989).
Corporate and securities law associate.

Human Rights Watch (New York, New York, summer 1993). Prepared and evaluated case files documenting war crimes in the former Yugoslavia.

Kreindler & Kreindler (New York, New York, summer 1988).

SELECTED PRESENTATIONS AND INTERVIEWS

"Strengthening Shared Governance," Law and Society Association Annual Meeting (Jun. 2023).

"Faculty Handbooks as Enforceable Contracts," KCON XVI International Conference on Contracts, Texas A&M University School of Law (Mar. 2023).

Interview with Ernest B. Fenton, WVON Morning Show (Chicago radio), on college admissions and free expression (Dec. 2020).

"Deregulation and the 'Gig Academy,'" Education Law Association Annual Meeting (Oct. 2021).

"Regulating the 'Gig Academy,'" Law and Society Association Annual Meeting (May 2020).

Featured in "Harmonizing 'Synergies on Both Sides' of a School Merger," INQUIRY (Northwestern University School of Education and Social Policy, Spr. 2019).

"Building Trust with Faculty in Policy Development," WACUBO/ACUPA Annual Conference (Apr. 2018).

"Unionization and the Development of Policies for Non-Tenure Track Faculty: A Comparative Study of Research Universities," National Center for the Study of Collective Bargaining in Higher Education Annual Conference (Mar. 2017).

Poster presentation, "Unionization and the Development of Policies for Non-Tenure Track Faculty: A Comparative Study of Research Universities," Illinois Education Research Council 14th Annual Focus on Illinois Education Research Symposium (Sept. 2016).

"Faculty Search Committee Resources: Attracting and Welcoming a Diverse Candidate Pool," Faculty Affairs Symposium, Kellogg School of Management, Northwestern University (Jan. 2016).

"Investor-State Dispute Settlement and the Trans-Pacific Partnership," Chicago Bar Association International and Foreign Law Committee (Dec. 2015).

"The Extraterritorial Reach of Sovereign Debt Enforcement," Society of International Economic Law 2014 Bern Global Conference, Bern, Switzerland (Jul. 2014).

"The Extraterritorial Reach of Sovereign Debt Enforcement," Law and Society Association 2014 Annual Meeting (May 2014).

Discussant, American Society of International Law CLE Institute Webinar, "Mass Procedures as a Form of 'Regulatory Arbitration' – *Abaclat v. Argentine Republic* and the International Investment Regime" (Sept. 2013).

"Arbitration of Mass Sovereign Debt Claims: *Abaclat v. Argentine Republic*," presenter at the American Society of International Law 2012 Midyear Meeting, University of Georgia School of Law (Oct. 2012).

Participant, online seminar on *Abaclat v. Argentine Republic* sponsored by OGEMID (email listserv attached to the journal TRANSNATIONAL DISPUTE MANAGEMENT) (Jul. 2012).

"Rawls' Original Position and the Evolution of BIT Practice," presenter at a works in progress conference held at the University of Missouri School of Law (Oct. 2011).

Commentator, "Fragmentation of International Law: The Case of International Finance and Investment Law versus Human Rights Law," with Professor Sabine Schlemmer-Schulte, The John Marshall Law School (May 2011).

"Converging Trends in Bilateral Investment Treaty Practice," presenter at the Second Biennial Global Conference of the Society of International Economic Law, held at the University of Barcelona, Spain (Jul. 2010).

"Converging Trends in Bilateral Investment Treaty Practice," presenter at the Law and Society Association Annual Meeting (May 2010).

Delivered the Preston Lecture at the Hotchkiss School, Lakeville, Connecticut ("The World Trade Organization and its Impact on China's Development," May 2010).

"Predicting Future Trends in Latin American BIT Practice," delivered at the Universidade do Estado do Rio de Janeiro (UERJ), Candido Mendes University, Pontificia Universidade Católica do Rio de Janeiro (PUC-Rio) and Universidad del CEMA (Rio de Janeiro, Brazil and Buenos Aires, Argentina, Mar. 2010).

"Letting the arbitrator decide? Unconscionability and the allocation of authority between courts and arbitrators," presenter at the Spring Contracts Conference, William S. Boyd School of Law, University of Nevada, Las Vegas (Feb. 2010).

"Letting the arbitrator decide? Unconscionability and the allocation of authority between courts and arbitrators," presenter at the AALS Dispute Resolution Works in Progress conference, Harvard Law School (Nov. 2009).

"Arbitration as a Means of Resolving Sovereign Debt Disputes," presenter at the AALS Dispute Resolution Works in Progress conference, Marquette University Law School (Oct. 2007).

"Arbitration and Sovereign Debt Restructuring," presenter at a symposium on Odious Debt organized by the North Carolina Journal of International Law and Commercial Regulation, University of North Carolina Chapel Hill School of Law (Feb. 2007).

Lecturer on U.S. contract law and WTO law, Bank of Beijing training program at University of Illinois-Chicago (Oct. 2005 and Nov. 2007).

"King Cotton, Developing Countries and the 'Peace Clause': A Discussion of the U.S. – Cotton Subsidies Decision," presenter at a conference on Trade as the Guarantor of Peace, Liberty and Security organized by the American Society of International Law, Washington, D.C. (Feb. 2005).

"A Tale of Two Contracts Cases: U.S. and German Approaches to Contract Interpretation under the CISG," presented at Central European University, Budapest, Hungary (Dec. 2002).

"WTO Membership and its Impact on China's Future," presenter at conference on International Economic Law and Developing Countries organized by the American Society of International Law, Washington, D.C. (Oct. 2002).

Interviewed on WBEZ's Worldview (Chicago public radio), with University of Chicago Professor Dali Yang, regarding rule of law in China (aired Nov. 2000).

"Legal Education in the United States and the Role of Legal Education in Fostering Rule of Law," lecture to Russian judges and court administrators organized through U.S. Federal Judicial Center (Nov. 2000).

Chicago Sister Cities International Program, lecture series on foreign investment law (Shanghai and Shenyang, China, Jun. 2000).

"The WTO and What it May Mean for China," series of lectures to Chinese officials participating in a program sponsored by the University of Illinois-Chicago (1999 – 2000).

Welcoming address (in Russian), delivered at conference on Enforcement of Intellectual Property Rights, held at Rospatent, Moscow, Russia (Oct. 1998).

Moderator, "Development of Democratic Institutions & Rule of Law in the Former Soviet Union," John Marshall Law School Braun Lecture (keynote speaker Elena Bonner) (Apr. 1995).

OTHER EXPERIENCE

Associate Director of Policy Management, Compliance, Audit & Advisory Services,

Northwestern University (Evanston, Illinois; consultant Jun. – Dec. 2016; part-time Jan. – Jun. 2017; full-time Jun. 2017 – Jun. 2018).

- Dual report to Chief Compliance Officer and Associate Provost for Strategy and Policy.
- Co-chaired University Policy Review Committee (PRC).
- Developed, published, and managed policies in collaboration with the PRC and offices across Northwestern.
- Point of contact on faculty-related policies, including revisions to the faculty handbook.
- Led initiative to improve and update the process for developing, publishing, and managing University policies.

Consultant, Office of the Provost, Northwestern University (Evanston, Illinois, 2015 – 16).

- Led Provost Office initiative to update faculty search guidelines.
- Developed and presented to faculty about web-based resources to promote effective and diverse faculty searches.

Graduate Intern, Re-accreditation process, Office of the Provost, Northwestern University (Evanston, Illinois, 2014 – 15).

- Drafted sections of the Assurance Argument and prepared federal compliance documentation supporting Northwestern's reaccreditation with the Higher Learning Commission.

John Marshall Law School Intellectual Property Enforcement Training Program in Russia (Moscow, Russia and Chicago, Illinois, 1997 – 99).

- Assisted in developing two-year training program for Russian law enforcement officials on the enforcement of intellectual property rights, supported by a grant from the United States Information Agency. Sole Russian speaker involved from John Marshall.

Professional Development Fellow (Moscow, Russia, summer 1996).

- Researched dispute resolution in Russia at the Institute of State and Law of the Russian Academy of Sciences, supported by a U.S. State Department grant.

Fulbright Scholar (Novi Sad, Yugoslavia, 1990 – 91).

- Studied international law and researched economic reform in Eastern Europe as a research scholar in the Fulbright program.

PERSONAL

Admitted to the New York Bar, First Department.

Professional affiliations: American Bar Association, American Association of Law Schools (AALS)

Selected service activities:

- AALS Education Law Section Secretary (2023-24); Treasurer (2022-23)
 - Organized inaugural Works in Progress session for section (2022).
- External scholarship reviewer for law school tenure candidates (2012, 2019)
- Judge, ABA Section of Dispute Resolution Boskey Essay Competition (2019).
- Career coach, One Million Degrees (2015 – 2019)
- Peer Review Committee, Fulbright Scholar Program.
 - Reviewed and made recommendations with respect to grant applications for faculty research and/or teaching in Spain and Portugal (2010 – 12), and applications in law (2014 – 16).
- Institute for Transnational Arbitration Academic Council (2014 –17)
 - Coordinated contributors to Kluwer Arbitration Blog (2015 – 17)
- Mentor, ASIL Women in Law Mentoring Program (2013 –14)
- Active in various American Society of International Law (ASIL) committees (2005 – 2010)

Languages: proficiency in Russian, Portuguese, and French; familiarity with BCS language and Mandarin Chinese.