

Curriculum vitae

EDUCATION

- 2001 M.F.A. in fiction, Columbia University School of the Arts, New York
1982–83 Fellowship, Max Planck Institute for Criminal Law, Freiburg, Germany
1982 *Diplôme d'Études Approfondies* (LL.M.), University of Paris 2
1980–81 Fulbright Scholar, Universities of Rome and Messina, Italy
1980 J.D., Boalt Hall Law School, University of California, Berkeley
1976-79 Graduate study, Philosophy, Free University, West Berlin
1970-71 Independent study, UNAM, Mexico City
1970 A.B., Harvard College, Cambridge, Massachusetts

HONORS AND SERVICE

- 2021-2013-2013-2011-2006-2000-1994-
Columbia University Seminar on Classical Civilization, Associate Member
Member, Editorial Council, *civilistica.com: revista electronica de direito civil*, Brazil
Member, Scientific Advisory Board, Doctorate Program in Law,
Universidade Nova, Lisbon, Portugal
Member, Scientific Council, *Quaderni Fiorentini per la storia del pensiero giuridico
moderno*. Milano: Giuffrè
Life member, Council on Foreign Relations
Associate member, International Academy of Comparative Law
Life member, American Law Institute
- 2012-2009-122007-092000
Occasional Reader, *Law and Philosophy: An International Journal for
Jurisprudence and Legal Philosophy*, New York: Springer;
Journal of Classical Sociology, Sage: London
Legal Studies Reader, Egypt Bilateral Fulbright Commission
Law and Policy Reader, Bellagio Residency Program,
Institute of International Education
U.S.-Cuba Writers' Conference, Havana
- 200220021994
Advisory Council, Convention on Contracts for the International Sale of Goods
Reporter, Opinion on the Applicability of the Parol Evidence Rule (2004)
Uniform Commercial Code, Proposed Revisions to Article 2 (2002)
Drafted initial version of revised § 2-508 (Cure)
UNIDROIT Principles of International Commercial Contracts (1994)
Reporter, Arts. 2.1 (Manner of formation); 7.1.4 (Cure)

- 1999 Christian R. and Mary F. Lindback Foundation Award for a Lifetime of Distinguished Teaching, Rutgers University, Camden campus
- 1994 Provost's Teaching Excellence Award, Rutgers University, Camden campus
- 1994 Outstanding Professor of the Year, Rutgers Law School

- 1980 Order of the Coif

EMPLOYMENT

- 1999- Rutgers Law School, Camden
Distinguished Professor
- 1991-99 Rutgers Law School, Camden
Associate Professor; Full Professor
- 1986-91 Univ. of Miami Law School, Coral Gables, Florida
Associate Professor
- 1983-86 Covington & Burling, Washington DC
Lawyer

VISITING PROFESSORSHIPS

- 2017 University of Pavia, Italy
- 2007, '10 Vietnam National University, Hanoi, Vietnam
- 2006 Universidade Nova, Lisbon, Portugal
- 2006, '08 Karl Franzens University, Graz, Austria
- 2004 Temple University LL.M. Program at Tsinghua University Law School,
Beijing, China
- 2004 Free University, Berlin, Germany
DAAD Professor for Anglo-American Law
- 2003 Ritsumeikan University Law School, Kyoto, Japan
- 2002-03 Tsinghua University Law School, Beijing, China
Fulbright Distinguished Lecturer
- 1996-97 Tokyo University and Waseda University, Tokyo, Japan
Fulbright Senior Scholar
- 1996 University of Texas Law School, Austin
- 1991-92 Universities of Paris I and 2, Paris, France
Chair in American Law
- 1991, '92 Autonomous University, Barcelona, Spain
- 1989 Free University, West Berlin, West Germany

PUBLICATIONS

Books

- 2009 *Gifts: A Study in Comparative Law*. New York: OUP (paperback 2012)

REVIEWS:

- USA: Hans W. Baade, 2010, *American Journal of Comparative Law* 58: 471–474;
Iris J. Goodwin, 2010, *Real Property, Trust and Estate Law Journal* 44: 823–836
- EU: Jaakko Husa, 2009, *Maastricht Journal of European and Comparative Law* 341–359; Ewoud Hondius, 2010, *European Review of Private Law* 18: 419–420
- Germany: Reinhard Zimmermann, 2009, *Neue Juristische Wochenschrift (NJW)* 3626, 3631; Gerhard Dannemann, 2012, *Rabels Zeitschrift für ausländisches und internationales Privatrecht* 76: 449–453
- Netherlands: Ewoud Hondius, 2009, *Nederlands Tijdschrift voor Burgerlijk Recht* 398–399
- UK: Pierre Legrand, 2009, *Journal of Comparative Law* 4: 309–312; Philip Taylor [YouTube](#) 2010; Paula Giliker, 2010, *Common Law World Review* 39: 310–313; David Carey Miller, 2011, *Edinburgh Law Review* 15: 146–148
- Australia: Danuta Mendelson, 2010, *Deakin Law Review* 15: 249–258
- India: [Barnik Ghosh](#), 2010, *India Law Journal*, vol. 3
- South Africa: Christian Schulze, 2010, *Comparative and International Law Journal of Southern Africa (CILSA)* 43: 379–383
- Social Sciences: Robert Cunningham, 2010, *Anthropological Forum* 20: 171–173; Keith Hart, 2010, *European Journal of Sociology* 51: 559–564; Jane Guyer, 2011, *American Ethnologist* 38: 607–608; Yves Laberge, 2013, *Journal of Legal Anthropology* 1: 394–396

- 2006 *The Commercial Sales Transaction: An Introduction to Commercial Law*
With D. Patterson. West casebook. 2nd ed. St. Paul: Thomson/West

Chapters and Book Entries

- 2020 Should Judges Tell Us What They Think? In *Collective Judging in Comparative Perspective: Counting Votes and Weighing Opinions*, ed. Wolfgang Ernst et al., 323–326. Intersentia: Cambridge
- 2014 Codification and the American Discussion About How Judges Decide Cases. In *Codifying Contract Law*, ed. Mary Keyes and Therese Wilson, 205–218. Farnham: Ashgate
- 2014 The *Fondement*. In *Les Intraduisibles en droit civil*, ed. Alexandra Popovici et al., 75–101. Montréal: Thémis
- 2011 *Một số nét cơ bản về thẩm quyền của tòa án hành chính hoa ky, phân tích so sánh với tòa hành chính các nước thuộc hệ thống dân luật* [Basic Aspects of the Jurisdiction of Administrative Courts in the United States, together with a Comparative Analysis of Administrative Courts in Civil Law Countries], trans. Katia Hoang. In *Van Hóa Pháp Luật [Legal Culture: The Basic Theoretical Issues and Specialized Applications]*, 638–656. Hanoi: Vietnam National University Press

- 2011 American Private Legislatures and the Process Debate. In *Towards a European Civil Code*, ed. Arthur S. Hartkamp and Christian von Bar, 71–90. 4th ed. Alphen aan den Rijn: Kluwer
- 2010 The RAF and the Vietnam War. In *Die RAF und die Justiz: Nachwirkungen des "Deutschen Herbstes,"* ed. Volker Drecktrah, 237–275. München: Meidenbauer
- 2008 Fictional Truth. In *Estudos comemorativos dos 10 anos da Faculdade de direito da Universidade Nova de Lisboa*, ed. Diogo Freitas do Amaral et al., 1: 137–150. Coimbra: Almedina
- 2004 The American Experience: Restatements, the UCC, Uniform Laws, and Transnational Coordination. In *Towards a European Civil Code* ed. Arthur S. Hartkamp and E. H. Hondius, 59–75. 3rd ed. Nijmegen: Ars Aequi Libri
- 2002 Shall We Dance? In *Codici: Una riflessione di fine millennio*, ed. Paolo Cappellini and Bernardo Sordi, 377–400. Milano: Giuffrè
[Reprinted](#) in English and Portuguese in *civilistica.com, rivista elettronica de direito civil* (2014)
- 1998 The Restatements and the Uniform Commercial Code. In *Towards a European Civil Code*, ed. Arthur S. Hartkamp and Christian von Bar, 55–70. 2nd ed. Nijmegen: Ars Aequi Libri
- 1996 Comparative Law. In *A Companion to the Philosophy of Law and Legal Theory*, ed. Dennis Patterson, 184–199. Cambridge: Blackwell
- 1994 [Note to ICC Case No. 5713 of 1989](#). In *Guide to Practical Applications of the United Nations Convention on Contracts for the International Sale of Goods*, ed. Albert Kritzer, 7–16. Deventer: Kluwer
- 1988 [Conformity of Goods to the Contract](#) Under the United Nations Sales Convention and the Uniform Commercial Code. In *Einheitliches Kaufrecht und nationales Obligationenrecht*, ed. Peter Schlechtriem, 305–341. Baden-Baden: Nomos

Festschrift Essays

- 2012 The Case for the Common Law. In *Rechtsgeschäft, Methodenlehre und darüber hinaus: Liber Amicorum für Detlef Leenen*, ed. Martin Häublein and Stephen Utz, 109–129. Berlin: De Gruyter
- 2007 Evening in Lisbon. In *Festschrift für Claus-Wilhelm Canaris zum 70. Geburtstag*, ed. Andreas Heldrich et al., 2: 1161–1180. München: Beck
- 2004 *Sensibilité et passion*. In *Ruptures, mouvements et continuité du droit: autour de Michelle Gobert* 45–59. Paris: Economica
- 2003 *Dans la vallée de la Vie*. In *Festschrift für Peter Schlechtriem*, ed. Ingeborg Schwenzer and Günter Hager, 69–78. Tübingen: Mohr Siebeck

Journal Articles

- 2014 Gift and Danger, *Journal of Classical Sociology* 14: 45–53
- 2010 "Mauss et moi . . .". *Sur le droit des dons, Revue du MAUSS* 36: 409–417
- 2010 Gift, Law, and Political Reform, *Revue du MAUSS* 36: 401–08

- 2002 Imagine Europe, *Quaderni Fiorentini* 31: 801–818
- 1997 [Draft](#), *Columbia Law Review* 97: 1343–1362
- 1997 The Role of the Trial in American Law and American Life, *Yamanashigakuin L. Rev.* 37: 1–14
- 1995 [Life, Death, and Contract](#), *Northwestern Law Review* 90: 204–218
Reprinted in Japanese in *Waseda Law Review* 73: 1–32 (1998)
- 1995 [Pillow Talk](#), *American University Journal of Gender and Law* 4: 77–103
- 1994 [Pacta Sunt Servanda: A Meditation](#), *Virginia Journal of International Law* 34: 405–433.
Reprinted in Spanish in *Del "Ius mercatorum" al derecho mercantil: III Seminario de Historia del Derecho Privado*, ed. Carlos Petit, 360–381, Madrid: Marcial Pons (1997)
- 1994 [The One and the Many](#), *California Law Review* 82: 401–419
Reprinted in French in *Hegel passé, Hegel à venir*, ed. Claude Amey and Henri Maler, trans. Jean-Louis Kara, 179–195, Paris: L'Harmattan (1995)
- 1992 On Setting Forth the Law of Contract: A Foreword, *American Journal of Comparative Law* 40: 541–550
- 1992 [The Spinozist](#), *Iowa Law Review* 77: 805–835
- 1990 Babel: A *She'ur*, *Cardozo Law Review* 11: 1585–1612
Reprinted in: *Postmodernism and Law*, ed. Dennis Patterson, 127–154, New York: NYU Press (1994); *Law and Language*, International library of essays in law and legal theory, Second series, ed. Thomas Morawetz, 27–54, Aldershot: Ashgate/Dartmouth (2000); [Clio@Themis: Revue électronique d'histoire du droit](#), trans. Françoise Michaut, no. 5 (2012)
- 1989 [Hegel: A User's Manual](#), *Cardozo Law Review* 10: 1735–1831
- 1986 [A Defense of Legal Writing](#), *University of Pennsylvania Law Review* 134: 599–626.
Included in *The Oxford Dictionary of American Legal Quotations*, ed. Fred Shapiro, 291, Oxford: Oxford University Press (1993)

Encyclopedia and Dictionary Entries

- 2009 Max Radin. In *The Yale Biographical Dictionary of American Law*, ed. Roger Newman, 444–445. New Haven: Yale University Press
- 1999 Gift; Oliver Wendell Holmes, Jr.; and Baruch de Spinoza—three articles for *The Philosophy of Law: an Encyclopedia*, ed. Christopher Gray, 329–331, 377–378, 829–830. New York: Garland
- 1990 *Diritto soggettivo (nei paesi di common law)* [Subjective Right in Common Law Countries]. In *Digesto delle discipline privatistiche (Sezione civile)* 6: 433–439. 4th ed. Torino: UTET

Book Reviews

- 2018 Review of Wolfgang Ernst, *Rechtserkenntnis durch Richtermehrheiten: "group choice" in europäischen Justiztraditionen*. *Quaderni fiorentini* 47: 560-571.

- 2017 On Rereading *The King's Two Bodies*. Review of Ernst Kantorowicz: *A Life*, by Robert E. Lerner. *American Journal of Comparative Law* 66: 458-473.
- 2003 Roman Lawyers and the Holocaust. Review of *Cartas Romanisticas (1923-50)*, by Max Radin, ed. Carlos Petit. *American Journal of Comparative Law* 51: 457-470
- 1997 Review of *Pasiones del jurista: Amor, memoria, melancolía, imaginación*, ed. Carlos Petit. *Quaderni fiorentini* 27: 428-438

Miscellaneous

- 2014 [Charles Reznikoff's "Amelia": A case study](#)
- 2013 [Richard Hyland on Vachel Lindsay's "The Congo"](#)
- 2012 Merger could undo university's global initiatives, *Courier-Post*, February 26
- 2011 Harkness Goes to Law School, *The Exonian*, January 13
- 2002 Diamond Dairy Kosher Luncheonette. In *City Secrets: New York City*, ed. R. Kahn, 241
- 1969-84 [Articles](#) in the *Harvard Crimson*

Translation

- 1986 Schlechtriem, Peter. *Uniform Sales Law: The UN-Convention on Contracts for the International Sale of Goods*. Wien: Manz (drafted the final text)

Interviews

- 2013 James Atlas, [The Extreme \(Existential\) Makeover](#), *The New York Times*, March 22, 2013,
- 1997 Yoshihisa Nomi, Legal Education in Japan and the United States, *Hogaku-Kyoshitsu*, no. 204 (translated into Japanese)

SELECTED UNPUBLISHED PRESENTATIONS

- 2011 University of Pavia Law Faculty, Pavia, Italy
- 2010 McGill University Law Faculty, Montreal, Quebec
- 2005 Doctoral Seminar, Universidade Nova, Lisbon, Portugal
- 2004 Institute of Comparative Law, University of Heidelberg, Germany
- 1999 Cerisy Symposium on Property, Cerisy-la-Salle, France
- 1998 Symposium Commemorating the 100th Anniversary of the Japanese Civil Code, Universities of Tokyo and Kyoto, Japan
- 1998 Keynote Address, Law Faculty Day, Free University, Berlin, Germany
- 1997 University of Hokkaido Law Faculty, Sapporo, Japan
- 1996 Developments in Contract Formation, University of Tokyo, Japan
- 1994 The Internationalization of Commercial Law, Northwestern Law School, Chicago
- 1993 Law and the Postmodern Mind, Cardozo Law School, New York
- 1993 Colloquium on European Contract Law, Barcelona, Spain

- 1992 Law Between Logic and Politics, Collège international de philosophie, Paris
- 1992 Faculty of Law, University of Montpellier, Montpellier, France
- 1991 Society of Comparative Legislation, Paris, France
- 1991 Max Planck Institute for International and Foreign Private Law, Hamburg
- 1989 European Law Students' Association, West Berlin, West Germany
- 1989 Bruno Leuschner College of Economics, East Berlin, East Germany