

curriculum vitae



ERROL MEIDINGER

EDUCATION

- 1974-1979 *Northwestern University*. Program in Law and the Social Sciences. M.A. 1977, J.D. 1979, Ph.D. 1987. John Henry Wigmore Scholar (law) and University Fellow (sociology).
- 1973-1974 *University of Edinburgh*. Visiting Student. Study in Economics and Economic History.
- 1970-1973 *University of North Dakota*. Four Year Honors Program. B.A. 1974. Combined Major in Philosophy, Political Science, and Sociology. Maxwell Upson Scholarship. *Phi Beta Kappa*. *Summa Cum Laude*.

PROFESSIONAL POSITIONS

- Current *State University of New York at Buffalo, USA*. www.law.buffalo.edu
Margaret W. Wong Professor of Law
Director, Baldy Center for Law & Social Policy www.law.buffalo.edu/baldycenter
Adjunct Professor of Sociology.
University of Freiburg, Germany. Honorary Professor of Environment and Natural Resources.
- 2000-2010 *State University of New York at Buffalo*. Vice Dean of Law for Research and Faculty Development (first to serve in the position).
- 2006-2007 *Lewis and Clark Law School, Portland, OR*. Distinguished Environmental Law Scholar.
- 1999-2000 *University of Freiburg, Germany*. Fulbright Senior Scholar.
- 1998-2001 *State University of New York at Buffalo*. Founding Director, Environment & Society Institute.
- 1993-1994 *University of Washington*. Visiting Professor of Environmental Studies.
Spr. 1995
- 1991-1992 *Syracuse University*. Visiting Professor of Law.
- 1987-present *State University of New York at Buffalo*. Professor of Law.
- 1982-1987 *State University of New York at Buffalo*. Associate Professor of Law.
- 1979-1982 *Lewis and Clark Law School*. Natural Resources Law Institute. Senior Fellow.
- Sum. 1979 *Beveridge, Fairbanks and Diamond, Washington, D.C.* Summer Associate.
- 1977-1978 *Environmental Policy Institute, Washington, D.C.* Research Associate.
- 1976-1977 *Argonne National Laboratory, Argonne, IL*. Research Associate.

SCHOLARSHIP

Articles and Chapters

- In Draft "The Transnational Regulation of Business and Human Rights." For the *Annual Review of Law and Social Science*.
- In Draft "Mega-Regional Trade Agreements and Global Environmental Governance: The Case of the Trans-Pacific Partnership." Under review at *Competition and Change*.
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2943005
- Forth-coming "TBGI in Supply Chains: Lessons and Provocations from Sustainable Supply Chain Discourse," in Stepan Wood, Rebecca Schmidt, Errol Meidinger, Kenneth Abbott and Burkard Eberlein, eds., *Transnational Business Governance Interactions: Enhancing Regulatory Capacity, Ratcheting up Standards, and Empowering Marginalized Actors*, Cheltenham, UK and Northampton, MA: Edward Elgar.
- Forth-coming "Environmental Principles in U.S. and Canadian Law," (with Daniel A. Spitzer and Charles W. Malcomb), *Encyclopedia of Environmental Law*, Cheltenham, UK and Northampton, MA: Edward Elgar.
- 2015 "The Interactive Dynamics of Transnational Business Governance: A Challenge for Transnational Legal Theory," (with Stepan Wood, Kenneth W. Abbott, Julia Black, and Burkard Eberlein). *Transnational Legal Theory* 6(2):333-369.
- 2014 "Transnational Business Governance Interactions: Conceptualization and Framework for Analysis" (with Burkard Eberlein, Kenneth W. Abbott, Julia Black, and Stepan Wood). *Regulation and Governance* 8:1-21. http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2152720
- 2012 "Protect, Respect, Remedy and *Participate*: 'New Governance' Lessons for the Ruggie Framework," (with Tara J. Melish) in Radu Mares, ed. *Business and Human Rights at a Crossroads: The Legacy of John Ruggie*, edited by Radu Mares, Martinus Nijhoff, Leiden and Boston. http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1906834
- 2011 "Importing Democracy: Promoting Participatory Decision Making in Russian Forest Communities" (with Maria Tysiachniouk) in Cécilia Claeys and Marie Jacqué, *Environmental Democracy: Facing Uncertainty*, Peter Lang Publishers, London and Brussels.
- 2011 "Forest Certification and Democracy." *European Journal of Forest Research* 130(3): 407-419.
- 2009 "Private Import Safety Regulation and Transnational New Governance." In Cary Coglianese, Adam Finkel, and David Zaring, *Import Safety: Regulatory Governance in the Global Economy*. Philadelphia: University of Pennsylvania Press (pages 233-253).
<http://www.law.buffalo.edu/eemeid/scholarship/ImportSafetyFinal.pdf>
- 2008 "Multi-Interest Self-Governance through Global Product Certification Programs." In Olaf Dilling, Martin Herberg, and Gerd Winter, editors, *Responsible Business? Self-Governance in Transnational Economic Transactions*. Oxford: Hart Publishing (pages 259-291).
<http://www.law.buffalo.edu/eemeid/scholarship/Onati.pdf>
- 2008 "Property Law for Development Policy and Institutional Theory: Problems of Structure, Choice and Change." In David Mark, Barry Smith, and Isaac Ehrlich, *The Mystery of Capital and the New Philosophy of Social Reality*. Chicago: Open Court Publishing (pages 193-227)
<http://www.law.buffalo.edu/eemeid/scholarship/DeSoto-Searle-3.pdf>
- 2008 "Competitive Supra-Governmental Regulation: How Could it Be Democratic?" *Chicago Journal of*

- International Law*, 8(2): 513-534.
<http://www.law.buffalo.edu/eemeid/scholarship/CJIL.pdf>
- 2007 "Using Forest Certification to Strengthen Rural Communities: Cases from Northwest Russia." (with Maria Tysiachniouk) in A. Usha, ed., *Forest Law: Policies and Perspectives* (ICFAI).
<http://www.law.buffalo.edu/eemeid/scholarship/FCNWRussia.pdf>
- 2007 "Beyond Westphalia: Competitive Legalization in Emerging Transnational Regulatory Systems." In Christian Brüttsch and Dirk Lehmkuhl, editors, *Law and Legalization in Transnational Relations*. London and New York: Routledge. Pages 121 -143.
<http://www.law.buffalo.edu/eemeid/scholarship/Zurich.pdf>
- 2006 "Forest Certification in Developing and Transitioning Countries: Part of a Sustainable Future?" *Environment* vol. 48(9): 6-25 (2006) (with Benjamin Cashore, Fred Gale, and Deanna Newsom).
- 2006 "The Administrative Law of Private/Public Global Forestry Regulation." *European Journal of International Law*. 17:47-87.
<http://www.law.buffalo.edu/eemeid/scholarship/FCAdlaw.pdf>
- 2004 "Law and Constitutionalism in the Mirror of Non-Governmental Standards." In Christian Joerges, Inger-Johanne Sand, Gunther Teubner (eds.), *Transnational Governance and Constitutionalism*, Oxford: Hart Publishing. Pages 189-198.
<http://www.law.buffalo.edu/homepage/eemeid/scholarship/Florence1.pdf>
- 2003 "The New Environmental Law: Forest Certification." *Buffalo Environmental Law Journal*, 10: 211 - 300. <http://www.law.buffalo.edu/homepage/eemeid/scholarship/ForCertBelj.pdf>
- 2003 "The Fundamentals of Forest Certification" (with Chris Elliott and Gerhard Oesten). In Errol Meidinger, Chris Elliott and Gerhard Oesten (eds.), *Social and Political Dimensions of Forest Certification*. Remagen-Oberwinter, Germany: Forstbuch Verlag. Pages 3-25.
- 2003 "Forest Certification as a Global Civil Society Regulatory Institution." In Errol Meidinger, Chris Elliott and Gerhard Oesten (eds.), *Social and Political Dimensions of Forest Certification*, Remagen-Oberwinter, Germany: Forstbuch Verlag. Pages 265-292.
- 2003 "Forest Certification as Environmental Law Making by Global Civil Society," In Errol Meidinger, Chris Elliott and Gerhard Oesten (eds.), *Social and Political Dimensions of Forest Certification*, Remagen-Oberwinter, Germany: Forstbuch Verlag. Pages 293-329.
- 2001 "Private Environmental Certification Systems and U.S Environmental Law: Closer than You May Think." *Environmental Law Reporter*, 31:10162-10179 (Feb).
<http://www.law.buffalo.edu/homepage/eemeid/scholarship/certlaw.pdf>
- 2000 Incorporation of "Private" Environmental Certification Systems in Formal Legal Systems: the U.S. Case." *Environmental Law Network International*, 1/2000:71-86.
- 1999-2000 "Private Environmental Standard Setting, Human Rights, and Human Communities." *Buffalo Environmental Law Journal* 9:123-237.
- 1998 "Reconstituting Haudenosaunee Law, Sovereignty, and Governance," *Buffalo Law Review*, 46:799-804.
- 1998 "Laws and Institutions in Cross-Boundary Stewardship." In R. L. Knight and P.B. Landres, *Stewardship Across Boundaries*. Covallo, CA and Washington, DC: Island Press. Chapter 4, pages 87-110.
- 1997 "Look Who's Making the Rules: the Roles of the FSC and ISO in International Environmental Policy." *Human Ecology Review*. 4:52-54.

- 1997 "Organizational and Legal Challenges for Ecosystem Management." In Kathryn A. Kohm and Jerry F. Franklin, *Creating a Forestry for the 21st Century: The Science of Ecosystem Management*. Covallo, CA and Washington, DC: Island Press, pages 361-379.
- 1996 Margaret A. Shannon, Errol E. Meidinger, and Roger N. Clark, "Science Advocacy is Inevitable: Deal with It." *Proceedings of the Society of American Foresters*. Bethesda, MD: Society of American Foresters.
- 1993 "The Changing Legal Environment of Northern Forest Policy Making." In *Sustaining Ecosystems, Economies, and a Way of Life in the Northern Forests*, Washington, D.C.: The Wilderness Society.
- 1989 "The Development of 'Emissions Trading' in U.S. Air Pollution Regulation." In Keith Hawkins and John Thomas, *Making Regulatory Policy*, Pittsburgh: University of Pittsburgh Press.
- 1988 "Forging New Solutions Out of Conflicting Values and Tenuous Institutions." In *Environmental Dispute Resolution in the Great Lakes Region: A Critical Appraisal*, Lynne S. Bankert and R. Warren Flint, eds., Great Lakes Monograph No. 1. State University of New York at Buffalo.
- 1987 "Regulatory Culture: A Theoretical Outline." *Law & Policy*, 9(4): 355-386.
- 1986 "The Politics of 'Market Mechanisms' in U.S. Air Pollution Policy." In A. Schnaiberg, N. Watts, and K. Zimmerman, eds., *Distributional Conflicts in Environmental-Resource Policy*. Aldershot, Great Britain Gower.
- 1985 Barry Boyer and Errol Meidinger, "Privatizing Regulatory Enforcement: A Preliminary Assessment of Citizen Suits Under Federal Environmental Laws." *Buffalo Law Review*, 35:834-965.
- 1985 "On Explaining the Development of 'Emissions Trading' in U.S. Air Pollution Regulation." *Law & Policy*, 7(4): 457-489.
- 1980 Errol Meidinger and Allan Schnaiberg, "Social Impact Assessment as Evaluation Research: Claimants and Claims." *Evaluation Review*, 4:507-537 (August). Reprinted in H. Freeman, Ed., *Evaluation Studies Review Annual*, 1981 and in F. Buttell, A. Frahm and C. Humphrey, *Environment and Society*, 1984.
- 1980 "The 'Public Uses' of Eminent Domain History and Policy." *Environmental Law*, 11: 1-66.
- 1979 "Modeling the Local Impacts of Energy Development: A Critique." In M.G. Carver and M.H. Hamza, eds., *Simulation, Modeling and Decision in Energy Systems*. Anaheim, CA: Acta Press.
- 1978 Allan Schnaiberg and Errol Meidinger, "Social Reality versus Analytic Mythology: Social Impact Assessment of Natural Resource Utilization." Presented to the American Sociological Association and published in Schnaiberg, *The Environment: From Surplus to Scarcity*, Chapter VII, New York: Oxford University Press.
- 1977 "Bar Polls: What They Measure, What They Miss." *Judicature*, 60 (10): 469-477 (May).

Books and Monographs

- Forth-coming Stepan Wood, Rebecca Schmidt, Errol Meidinger, Kenneth Abbott and Burkard Eberlein, eds., *Transnational Business Governance Interactions: Enhancing Regulatory Capacity, Ratcheting up Standards, and Empowering Marginalized Actors*, Cheltenham, UK and Northampton, MA: Edward Elgar.

- Forth-coming Ezra B.W. Zubrow, Errol Meidinger, and Kim Dianna Connolly, eds., *The Big Thaw: Policy, Governance and Climate Change in the Circumpolar North*, Albany and New York: SUNY Press
- 2006 Benjamin Cashore, Fred Gale, Errol Meidinger and Deanna Newsom, eds., *Confronting Sustainability: Forest Certification in Developing and Transitioning Countries*, New Haven: Yale Forestry Press. <http://environment.yale.edu/topics/2538>
- 2003 Errol Meidinger, Christopher Elliott, and Gerhard Oesten, eds., *Social and Political Implications of Forest Certification*. Remagen-Oberwinter, Germany: Forstbuch Verlag.
- 1980 Richard McCleary and Richard A. Hay, with collaboration of David McDowall and Errol Meidinger, *Applied Time Series Analysis for the Social Sciences*. Beverly Hills, CA: Sage Publications.
- 1980 David McDowall, Richard McCleary, Errol Meidinger and Richard A. Hay, *Interrupted Time Series Analysis*. Beverly Hills, CA: Sage Publications.
- 1977 James H. Guterman and Errol E. Meidinger, *In the Opinion of the Bar: A National Survey of Bar Polling Practices*. Chicago: American Judicature Society.

Reports and Comments

- 2015 "Power and Interactions in the Politics Transnational Public-Private Governance," Memo Prepared for the Special Workshop on Power and Public-Private Partnerships in Transnational Governance (invitation only), International Studies Association, New Orleans, February 17.
- 1998 Roger N. Clark, Errol E. Meidinger, and others, "Integrating Science and Policy in Natural Resource Management: Lessons and Opportunities From North America." U.S. Department of Agriculture, Forest Service, General Technical Report PNW-GTR-441. September.
- 1997 "From 'Winners and Losers' to New Authority Structures in Ecological Policy." *Human Ecology Review*. 4(1):49-51.
- 1996 Errol E. Meidinger, Roger N. Clark, and Margaret A. Shannon, "Science and Policy in Natural Resources: Conceptual Propositions Drawn from Case Studies and the Literature." Report prepared for the Rennsalaerville Science and Policy Seminar, U.S.D.A. Forest Service, June 4-6.
- 1996 Case studies of bio-regional science-policy processes prepared for the Rennsalaerville Science and Policy Seminar, U.S.D.A. Forest Service, June 4-6.
 Intensive Case Studies:
 Margaret Shannon and Errol Meidinger, "The Anadromous Fish Habitat Assessment ('PacFish')"
 Errol Meidinger and Margaret Shannon, "The Interior Columbia Basin Ecosystem Management Project"
 Margaret Shannon and Errol Meidinger, "In-Stream Flows on Western National Forests"
 Errol Meidinger and Margaret Shannon, "The Red-Cockaded Woodpecker Science-Policy Processes"
 Overview Case Studies:
 Margaret Shannon and Errol Meidinger, "The Forest Ecosystem Management Assessment Team ('FEMAT')"
 Margaret Shannon and Errol Meidinger, "Inter-Regional habitat Conservation Assessments in the Forest Service"
 Errol Meidinger and Margaret Shannon, "The National Acid Precipitation Assessment Project"
 Margaret Shannon and Errol Meidinger, "The Northern Goshawk Habitat Assessment"
 Errol Meidinger and Margaret Shannon, "The Southern Appalachian Ecosystem Assessment"
 Errol Meidinger and Margaret Shannon, "The Tongass Land Management Plan Revision"
- 1995 Alex Antypas and Errol Meidinger, "Central Themes in the Literature on Science-Intensive Policy

- Disputes." Report to the Pacific Northwest Research Station, USDA Forest Service.
- 1994 "Models of Organization and Ecosystem Management". Paper prepared for the Conference on Institutional Barriers and Incentives for Ecosystem Management, Skamania, WA, Oct. 20-27.
- 1993 *Regulatory Federalism Under Partial Preemption Statutes*. Draft Report to the Administrative Conference of the United States, Washington, D.C.
- 1992 Errol Meidinger, "Administrative Regulation and Democracy." Working Paper, Working Group on Sociology of Regulation, Baldy Center for Law and Social Policy, State University of New York at Buffalo.
- 1987 Barry Boyer, Errol Meidinger, John Thomas, and Jasbinder Singh, "Theoretical Perspectives on Environmental Compliance." Report to the Regulatory Innovations Section, U.S. Environmental Protection Agency, Washington, D.C.
- 1985 Barry Boyer and Errol Meidinger, "Privatizing Regulatory Enforcement: A Preliminary Assessment of Citizen Suits Under Federal Environmental Laws." Report to the Administrative Conference of the United States, Washington, D.C.
- 1985 "Mitigating and Compensating the Costs of High Level Nuclear Waste Disposal Siting in the American Legal System." Report to the Social Impact Assessment Center, New York, N.Y., on behalf of the Mississippi State Energy and Transportation Board.
- 1983 Errol Meidinger and William Freudenberg, "The Legal Status of Social Impact Assessment: Recent Developments." *Environmental Sociology Newsletter*, pp. 30-34.
- 1979 "Modeling the Social Impacts of Capital Projects." Topical Paper. Northwestern University Department of Sociology, Evanston, IL.

Reviews and Notes

- 1992 Errol Meidinger, "Eastern Europe and the 'Western' Law and Policy Dialogue". Editor's Preface to a *Law & Policy* Special Issue on "Changing Constitutions and Societies in Eastern Europe."
- 1987 Review of Paulette Mandelbaum, ed., *Acid Rain Economic Assessment*. In *Contemporary Sociology* 16:366.
- 1983 Review of R.S. Maxwell and R.D. Baker, *Sawdust Empire: The Texas Lumber Industry, 1830-1940*. *Journal of Economic History*, 43:1036-7.
- 1979 Errol Meidinger and Robert L. Nelson, review of Harry M. Johnson, ed., *Social System and Legal Process: Theory, Comparative Perspectives, and Special Studies*. In *Sociology and Social Research*, 63:376-378 (January).
- 1978 Review of Anne Strick, *Injustice for All*. In *Judicature*, 61:333-334 (February).

Formal Presentations (since 1992)

- 2016 "The Trans-Pacific Partnership and Global Environmental Governance," Global Governance and the Trans-Pacific Partnership, Baldy Center for Law and Social Policy, Buffalo, November 5.
- 2016 "Commentary: Re-Envisioning Law and Governance in Gene Editing," Gene Editing, Life and Law Beyond the Human, Baldy Center for Law and Social Policy, Buffalo, October 22.

- 2016 "How National Timber Legality Programs are Constituting a New Transnational Forest Law," Central and East European International Studies Association Meetings, University of Ljubljana, Slovenia, June 23-25.
- 2016 "Transnational Business Governance Interactions in Sustainable Supply Chain Management," TBGI Workshop on Theorizing Transnational Business Governance Interactions: Design, Structures, Mechanisms, and Impacts, York University, Toronto, May 16-17.
- 2016 "Understanding Supply Chains in Human Rights Governance," American Society of International Law Business and Human Rights Roundtable, George Washington University, March 29.
- 2015 "Governing Human Rights through Corporate Due Diligence," Annual Meetings of the Law & Society Association, Seattle, May 29.
- 2015 "Power and Interactions in the Politics Transnational Public-Private Governance", Presentation to a Special Workshop on Power and Public-Private Partnerships in Transnational Governance (by invitation only), International Studies Association, New Orleans, February 17.
- 2015 "Assessing Environmental Governance Effectiveness by Researching Governance Interactions," Workshop on Smart Mixes in Relation to Forest and Climate Governance, Sponsored by Erasmus University Rotterdam and the University of Amsterdam, Amsterdam, February 4-5.
- 2014 "Are Timber Legality Programs Catalyzing a New Global Forest Law?" Conference of International Union of Forest Research Organizations, Salt Lake City, October 10.
- 2014 "The New Roles of Corporations in Global Human Rights Governance," Conference on the Changing Roles of Corporations in Global Governance, University of Georgia Law School, April 18.
- 2013 "International Law and Transnational Governance", FI/FTU/UNIUPD Summer School on Russian Forest Governance, St. Petersburg, Russia, July 11.
- 2013 "Interactions in 'Private' Environmental Governance", Presented to the Summit on Private Environmental Governance: Facing the Challenges of Voluntary Standards, Supply Chains, and Green Marketing, Sponsored by the Environmental Law Institute and the Advertising Self-Regulatory Council, Grand Hyatt, Washington, DC, June 10.
- 2013 "Transnational Forestry Governance: States Roar Back in a Tightening Web of Interdependence", Annual Meetings of the Law and Society Association, Boston, May 31.
- 2013 "Constituting Transnational Legality: Are Timber Legality Programs Catalyzing an International Forest Law?" Annual Meetings of the International Studies Association, San Francisco, April 4.
- 2012 "Are Timber Legality Programs Catalyzing a New Global Forest Law?" Plenary presentation to the International Conference: Illegal Logging and Legality Verification – the FLEGT/VPA as New Modes of Governance, University of Copenhagen, December 6, 2012.
- 2012 "Solving the Forest Crisis by Legalizing International Timber Trade: The 'Exceptional State' of the EU FLEGT Program," UK Socio-Legal Studies Association, De Montfort University, April 2.
- 2011 "Exporting Legality to Developing Countries: Is FLEGT a New European Imperialism?" Presented the SUNY Buffalo Center for European Studies, October 4.
- 2011 "Protect, Respect, Remedy and Participate: 'New Governance' Lessons for the Ruggie Framework", with Tara J. Melish, Crisis on Business and Human Rights at the Crossroads: the Legacy of John Ruggie, Raoul Wallenberg Institute, University of Lund, Sweden, May 12-13.
- 2010 "Competition (But Not Too Much) Among Non-Governmental Regulatory Programs," Regulation in the Age of Crisis, Third Biennial Conference of the European Consortium of Political Research's

- Standing Group on Regulatory Governance, University College Dublin. June 17-19.
- 2010 "Regulatory Pluralism and What to Do About It," Plenary session on "The Future of Transnational Private Regulation," Conference on Private Transnational Regulation: Constitutional Foundations and Governance Design, sponsored by the Hague Institute for International Law, University College Dublin, June 16-17.
- 2010 "Markets in Environmental Governance: Critical Concepts" and "Global, Supranational, etc.," Intensive Ph.D. Course on International Forestry and Global Issues, French Institut National de la Recherche Agronomique (INRA) and the European Forest Institute, Nancy, France, May 17-21.
- 2009 "Branding Corporate Responsibility with Marks of Rectitude," Conference on Law and Advertizing, Baldy Center for Law and Social Policy, November 13.
- 2009 "Private Import Safety Regulation and Transnational New Governance," ESIL-ASIL Research Forum: Changing Futures? Science and International Law, University of Helsinki, October 2-3.
- 2009 "Private Import Safety Regulation", Conference on Import Safety Regulation: Governance Challenges in a Global Economy, University of Pennsylvania, April 30-May 1.
- 2009 "Critical Questions for Transnational Collaborative Governance", Conference on Collaborative Governance: The Future of Regulation, An Interdisciplinary and International Review, Washington, DC, April 2-3.
- 2008 "Legal Perspectives on Private Governance", International Workshop on Globalization, Global Governance and Private Standards, University of Leuven, Belgium, November 4-5.
- 2008 "Competition and Cooperation in Supra-Governmental Regulatory Networks: Implications for Transnational Democracy", Joint Meetings of the Law and Society Association and the Canadian Law and Society Association, Montreal, June 1.
- 2008 "Constructing Customary Transnational Law through Competitive Supra-Governmental Regulation", Conference on The Individual and Customary International Law Formation, Indiana University School of Law, April 3-5.
- 2008 "Green Building Programs as Private Environmental Law Making", Seventh Annual Richard E. Nelson Symposium: Green Building: Prospects and Pitfalls for Local Governments, University of Florida Law School, February 15.
- 2007 "Competitive Supra-Governmental Regulation: How Could it Be Democratic?" presented to the Session on 'The New Governance and Its Critics', Joint Meetings of the Law and Society Organization and Research Committee on Sociology of Law, Berlin, July 26, http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1001770
- 2007 "Competitive Supra-Governmental Regulation and Democracy", Center for the Study of Law and Society, University of California at Berkeley, April 16.
- 2007 "Corporate Responsibility and Democracy", Yale Conference on Corporate Social Responsibility, January 25.
- 2007 "Beyond Westphalia: Competitive Legalization in Emerging Transnational Legal Systems," International Speakers Series, Osgoode Hall Law School, Toronto, October 31, 2006.
- 2006 "Multi-Interest Self-Governance through Global Product Certification Programs." Lewis & Clark Law School Faculty Colloquium, October 25.
- 2006 "Multi-Interest Self-Governance through Global Product Certification." Roundtable on Private Agreements and Regulation of the Global Environment, Vanderbilt University Law School,

September 28.

- 2006 "Global Governance through Product Certification and the Democracy Deficit." Presented to the Conference of Global Governance Designs – the Role of Civil Society in Transition Countries, Center for Independent Research, St. Petersburg, Russia, September 18.
- 2006 "Knots in the Wood: Explaining the Uneven Emergence of Forest Certification in Developing and Transitioning Countries." Presented to the International Studies Association, San Diego, March 22. With Benjamin Cashore, Fred Gale, and Deanna Newsom.
- 2006 "The Administrative Law of Global Private-Public Regulation." Program in Law, Societies, and Justice, University of Washington, January 27.
- 2005 "Formalizing Informal Property Rights for Development and Social Justice,' Working Group on Property, Citizenship, and Social Entrepreneurism, Washington, DC, Nov. 4.
- 2005 "Using Environmental Commodification to Protect Traditional Consumption? The Case of Forest Certification." Presented to the Politics of Necessity Workshop, Oxford University, September 10.
- 2005 "'Private' Transnational Regulation: the Forest Stewardship Council and its Cousins," Workshop on Self-Governance and the Law in Multinational Corporations and Transnational Networks June 9-11, Oñati, Spain. Co-Sponsored by the Center on the Future of the State, University of Bremen and International Institute for the Sociology of Law, Oñati, Spain.
- 2005 "Origins and Structure of Forest Certification Systems." Presented to a Citizens Roundtable in the village of Belozersk, Northwest Russia, May 20, 2005.
- 2005 "The New Transnational Public Law: The Case of Forest Certification." Presented to the Centre for the Analysis of Risk and Regulation, London School of Economics, May 31.
- 2005 "Forest Certification and State Policy: Theorizing Emerging Patterns of Transnational Governance." RC-24 Mini-Conference on Globalization, Forest Governance, and Forest Certification, Co-Sponsored by Yale University and the Center for Independent Research, St. Petersburg, Russia, May 12-13, 2005.
- 2005 "The Administrative Law of Global Private/Public Forestry Regulation." Presented to the Conference on Global Administrative Law: National and International Accountability Mechanisms for Global Regulatory Governance, New York University Law School, April 22-23.
- 2005 "Transnational Private Forestry Regulation," International Studies Association, Honolulu, March 4.
- 2004 "Forests without Borders: Transnational Private Regulation of Forestry." Presented to the Law & Society Association, Chicago, May 28.
- 2004 "Marks of Rectitude." Presented to the Law & Society Association, Chicago, May 29.
- 2004 "Property Institutions for Development Policy." Presented to the International Ph.D. Program, University of Freiburg, Germany (January 9).
- 2003 "Property Law for Development Policy and Institutional Theory: Problems of Structure, Choice, and Change." Presented to the Baldy Center Seminar on Institutional Analysis of Law, Politics, and Society, SUNY-Buffalo, (October 31).
- 2003 "The Public Law of Global Civil Society: Some Provisional Observations." Presented to faculty seminars at the University of Melbourne (May 6), Monash University (May 8) and Australian National University (May 15).
- 2003 "De Soto, Searle, and Property Law: Reflections of an Unreconstructed Constructionist."

- Presentation to a workshop on "The Mystery of Capital and the Construction of Social Reality: A Multi-Disciplinary Workshop with Hernando De Soto and John Searle." Buffalo, New York, April 12-15, 2003.
- 2002 "Compliance and Discipline Don't Cut It Anymore: Can We Talk About Ends?" Presentation to the panel on "Redefining the Fields: Responsive Regulation Meets Governmentality," Law and Society Association, Vancouver, June 2002.
- 2002 "Organized and Disorganized Civil Society in the Transnational Regulatory System." Presentation to the conference on "Law and Disorganized Civil Society: The Framing of Post-National Political Movements in the Context of Global Economic Governance," European University Institute, Florence, June 13-14, 2002.
- 2002 "Environmental Law Making by Global Civil Society: the Forest Certification Prototype." Presentation to the Harrison Program on the Global Future, University of Maryland, April 22.
- 2002 "Forest Certification as Law Making." Seminar of Forest Certification, Yale University Forestry School, February 27, 2002.
- 2001 "What Certification Regimes Could Learn from Governmental Legal Regimes." Presentation to the Conference on Certification Institutions and Private Governance, Duke University Center for Environmental Solutions, December 7.
- 2001 "Why Does Anyone Worry About Constitutionalism in Transnational Governance?" Presentation to the Conference on Constitutionalism and Transnational Governance, European University Institute, Florence, November 30.
- 2001 "Global Civil Society, Government, and Environmental Law," presented to the Conference on Environmental Law for a Sustainable Society, Buffalo, New York, October 13.
- 2001 "Emerging Trans-Sectoral Regulatory Structures in Global Civil Society: The Case of ISEAL (the International Social and Environmental Labelling Alliance)," paper presented to the session on Tools of Regulation, Law and Society Association, Budapest, July 6, 2001.
- 2001 "Environmental Law for Global Civil Society: the Forest Certification Prototype," paper presented to the International Conference on Social and Environmental Implications of Forest Certification, University of Freiburg, Germany, June 22, 2001.
- 2001 "Self-Regulation as a Path to Sustainability," National Conference of the Institute of Chartered Foresters, University of Warwick, England, April 6.
- 2000 (with Barry Boyer) "Improving Environmental Monitoring and Stewardship in the Niagara Region: A 21st Century Agenda," International Joint Commission Science Advisory Board Meeting, Niagara Falls, Nov. 29.
- 2000 "The Revival of Private Regulatory Enforcement in the U.S.: Implications for Business of the Supreme Court's *Laidlaw* Decision," Frankfurt Branch of the German-American Lawyers Association, June 20.
- 2000 "How Environmental Certification Systems Are Likely to Affect Formal Legal Systems," presented to the Research Center for German and International Environmental Law, University of Freiburg, June 19.
- 2000 2000 "Private Environmental Standard Setting and Traditional Legal Systems: Steering the State," presented to the University of Leipzig Law Faculty, Germany, with the support of the German-American Lawyers Association, May 4.

- 2000 "Global Climate Policy at the Beginning of the New Millennium: an American Perspective," supported by the German-American Center for the Stuttgart Earth Day Celebration, April 19.
- 2000 "Incorporating Environmental Certification Systems in North American Legal Systems," paper presented at the EU Concerted Action on Voluntary Approaches workshop on "The Integration of Voluntary Approaches into Existing Legal Systems," Brussels, February 24-25.
- 1999 "The Growing Role of "Private" Organizations in Environmental Standard Setting -- Steering the State?" presented with the support of the German-American Lawyers Association to the German International Graduate School of Management and Administration, December 8.
- 1999 "The Counter-Reformation in American Administrative Law," presented with the support of the German-American Lawyers Association to the University of Münster Law Faculty, December 9.
- 1999 "Anti-corruption Policy in U.S. History," Princeton University-Central European University Joint Conference on Corruption, Budapest, Hungary, October 30.
- 1999 "Key Issues in Forest Certification," presented to the 27th International Forestry Students Symposium, Freiburg, Germany, September 17.
- 1999 "Forest Certification as a Form of Public Policy" 32nd Forest Economics Colloquium, University of Freiburg, Germany, September 15.
- 1999 "Environmental Regulation by 'Private' Organizations: Theoretical Perspectives," Session on "Rethinking Regulation I: The Structuring of Relations of Regulation." Annual Meetings of the Law and Society Association, Chicago, IL, May 29.
- 1998 "Forests Without Boundaries: Environmental Regulation by Non-Governmental Organizations." International Association for the Study of Common Property, Vancouver, BC, June 14.
- 1998 "Private Environmental Standard Setting, Human Rights, and Community." International Workshop on Human Rights, Environment, and Community, State University of New York at Buffalo, April 18.
- 1998 "Today's Renewed Faith in Science for Environmental Policy. What Kind of Science? What Kind of Policy." Carl-Schurz-Society and Colloquium Practicum, University of Freiburg, Germany, January 19.
- 1996 "Science Advocacy is Inevitable -- Deal With It." Society of American Foresters, November 11, 1996, Albuquerque, NM.
- 1996 "Science and Collaboration in Ecosystem Management -- New Authority Structures?" Law and Society Association, Glasgow, Scotland, July 10-13.
- 1995 "Perspectives on the Role of Science in Natural Resources Policy." Society of American Foresters, Portland Maine, November 1.
- 1995 "Dealing with the Ambiguity and Politics of Science in the Natural Resources Curriculum." Eighth Annual Institute for Natural Resources Law Teachers, Reno, NV, June 3.
- 1995 "Transforming Communities from Supplicants into Patrons and Practitioners of Science." Conference on Public Interest Science, University of Oregon, April 15.
- 1995 "The Legislative History and Antecedents of FACA." Conference on Understanding the Federal Advisory Committee Act: Implications for Public Involvement on the National Forests, sponsored by the Forest Trust and the Pinchot Institute, Washington, D.C. March 31.
- 1994 "Society and Nature: Creating Ecosystem Institutions." Conference on Concepts in Ecosystem Management II, Corbett, OR, June 6-10.

- 1994 "Property, Public Trust, and Ecosystem Management." Conference on Public and Private Rights in Land and Resources: Workable Solutions, Seattle, WA, June 3-4.
- 1994 "Law, Ecosystem Institutions, and Sustainability." Sustainability Roundtable, Seattle, WA, May 6.
- 1994 "The Production and Sale of Ecosystem Management." American Fisheries Society, Oregon Chapter, Sun River, OR, February 18.
- 1994 "The Changing Ecology of the American Legal System." Seminar on Attaining a Sustainable Society, University of Washington, January 27.
- 1994 "Environmental Crime Prosecutions and Criminal Law." Mini-Workshop on Environmental Issues Across the Curriculum, Annual Meetings of the Association of American Law Schools, Orlando, Florida, January 6.
- 1993 "The Forest Summit: Science, Politics, and the Cultural Reconstruction of Nature." Annual Meetings of the Law and Society Association, Chicago, Illinois, May 29.
- 1992 "The Changing Legal Dynamics of Northern Forest Policy Making." Conference on Sustaining Ecosystems, Economies, and a Way of Life in the Northern Forests, Burlington, Vermont, Nov. 11-13.
- 1992 Discussant: "Interest Groups, Agencies and Environmental Law." Annual Meetings of the Law and Society Association, Philadelphia, PA, May 28-31.
- 1992 "James Bay: Can We Build New Solutions Out of Inadequate Models and Partial Institutions?" Keynote Address, Conference on James Bay, Phase II. Syracuse University, February 28, 1992.
- 1992 "Why the New Clean Air Act May Work Badly (or, How Not to Design a System that Can Think)." Presentation to the Environmental Law Society, Syracuse University Law School, February 19, 1992.
- 1992 "The Impact of the New Clean Air Act on State and Local Governments." State and Local Environmental Management Course, Maxwell School of Citizenship and Public Affairs, Syracuse University, February 15, 1992.
- 1992 "Culture, Community and Ecosystems: Outline of an Approach to Great Lakes Research." Great Lakes Research Consortium Student/Faculty Conference, SUNY College of Environmental Science and Forestry, Syracuse, January 18.

Teaching Materials

- 1999-2008 Cases, Materials and Problems for Environmental Law I and 2. Internet based teaching materials organized around ecosystems prepared jointly with Barry Boyer and Margaret Shannon.
- 1997-2000 Materials for Administrative Law. Provided in digital form for student access via the internet.

COURSES TAUGHT

- Current** *Advanced Socio-Legal Research Seminar.* Colloquium for advanced graduate and law students on conducting socio-legal research. It builds upon distinguished speaker and faculty workshop presentations and provides students an opportunity to meet separately with the presenters about the challenges and choices of producing research (with Anya Bernstein).

International Business Transactions. Review of legal arrangements governing business transactions across national borders, including trade in goods and services, agency and distributorship relationships, foreign direct investment, and technology transfers.

International Trade and Environment. Examination of the relationship between international trade law (GATT, WTO, NAFTA, EU) and national, international, and non-state environmental law.

International Environmental Law. Introduction to main legal principles, structures, and processes used to address environmental problems across national boundaries.

Introduction to Environmental Law (University of Freiburg). Introductory course for Masters Students in Environmental Governance at the University of Freiburg. Discussion of the nature of law; common, civil, post-socialist, and theocratic legal systems; property-based, regulatory, and international environmental law; standing, justiciability, and remedies; soft law and supra-governmental regulation.

Recent *Environmental Law 1 and Environmental Law 2.* Review of U.S. institutional frameworks and ecological perspectives for defining and resolving environmental problems. Includes common law, administrative, market, stakeholder, and informational mechanisms. (With Barry Boyer).

Colloquium in Environmental and Natural Resources Law. Upper level seminar aimed primarily at law students enrolled in the Environmental Law Program. Examines cutting edge issues in environmental policy. Most recent focus was on hydraulic fracturing. Intensive research paper required.

Property. Introduction to traditional interests in property and the legal framework for managing, allocating, and distributing resources in the U.S.. Focuses largely on the classical 'private law' system, but emphasizes the social origins and effects of property interests.

Administrative Law. Examination of the constitutional status, political role, organization, procedures, powers, jurisdiction, and obligations of administrative agencies in the U.S. legal system.

Soft Law. Seminar focusing on the growing use and discussion of soft law in domestic and international legal systems.

Corporate Responsibility, Private Standard Setting, and Law. Examination of the growth and implications of standards for corporate behavior developed by NGO networks and business associations.

"Indian" Indian Law. Seminar on legal ordering in indigenous communities. (With John Mohawk)

Property Rights and Economic Development. Seminar examining efforts to use property rights reforms to facilitate economic development. Review of underlying theories, practical effects, and implications for gender relations and indigenous peoples. (With Sharmistha Bagchi-Sen)

Introduction to American Public Law. Short course discussing the basic structure, principles, and operation of the U.S. public law system. University of Freiburg, Germany, January 2004.

Forest Certification in Developing and Transitioning Countries. Short course exploring the adoption and implementation of forest certification in the 'second' and 'third' worlds. University of Freiburg, Germany, June 2005.

Enforcing Environmental Law. First year bridge course on the private and public enforcement of environmental laws. (With Barry Boyer)

Colloquium on Current Issues in Environmental Policy. Upper level course for law students

enrolled in the Environmental Concentration. Examines cutting edge issues in environmental policy. (With Margaret Shannon).

Forest Certification: Social, Political, and Economic Dimensions. Short course exploring the implications of forest certification for politics, governance, property systems, and local communities. University of Freiburg, Germany, January 2004.

Introduction to U.S. Environmental Law. Short Course for Law Students at the University of Freiburg, Germany, February 2001.

Forest Certification as Environmental Policy Making. Short Course for Forestry Students at the University of Freiburg, Germany, February 2001.

Private Law Making. Seminar examining the rapidly growing practice of standard setting and enforcement by networks of non-governmental organizations.

Science and Natural Resources Policy. Seminar on the changing role of science in natural resources and environmental policymaking. Readings on sociology of science, policy studies, and ecology. Empirical case studies on use of science in selected natural resource policy processes. (SUNY Buffalo and University of Washington)

Past *Natural Resource Regulation and Administration.* Builds on the institutional structure outlined by the basic property course, but focuses primarily on the operation of legislative and administrative agencies in regulating 'private' and managing 'public' resources in the U.S.

Air Pollution Regulation. Seminar on the legal and institutional structure of air pollution regulation in the North America, Europe, and Asia. Emphasis on institutional development and the special challenges of creating international systems of air pollution control.

Tribal Law and Sovereignty. Seminar inquiring into the meaning, implications, possibility, and implementation of tribal sovereignty in the modern world. (With John Mohawk and Robert Porter)

Federal Indian Law. Introduction to the general U.S. legal framework, primarily federal, in which issues involving Native Americans and their communities are adjudicated.

Democracy. Seminar on alternative ways of conceiving and constructing democratic institutions. Relationship between "liberal" and participatory modes of democracy. (With Guyora Binder)

Environmental Institutions. Seminar on alternative ways of organizing and reforming environmental regulation. (With Barry Boyer and John Thomas)

Regulatory Enforcement. Seminar on the problems and choices confronting regulatory enforcement officials and how they resolve them. (With Barry Boyer and Jeff Lacey)

Empirical Research Design. Introduction to logic and practice of social research. Emphasis on comparative advantages and disadvantages of alternative methods.

Criminal Law. Introduction to the system in which criminal conduct is defined, detected, evaluated, and punished in the U.S. Special emphasis on the problems posed by "group" criminality.

Public Law Processes. Introduction to the legal structure of public law making, primarily legislation and secondarily administration. Inquiry into the nature and legitimacy of law in a democratic society.

Workshop on Indian Law. Exploratory seminar on the legal issues confronting Indian Peoples and possible ways of assisting them in developing responses. (With John Mohawk)

Theories of Property. Seminar on philosophical, economic and sociological analysis of property systems.

Natural Resources Law. Examination of legal institutions governing the use, allocation and distribution of natural resources. Emphasis on alternative institutional arrangements.

Law and Social Policy. Seminar examining the relationship between social interests and the formation and implementation of legal policies.

Torts. General introduction to civil law rights and liabilities among persons in non-contractual relationships.

Energy Law. Survey of state and federal laws affecting production and use of common and emerging energy forms.

SELECTED PROFESSIONAL SERVICE

- Ongoing Dozens of reviews for academic journals and book publishers each year. One to three tenure file reviews for faculty members at other universities each year.
- 2013 - Present Member, University at Buffalo Impact Investing Committee.
- May 2010-present Director, The Baldy Center for Law and Social Policy, State University of New York at Buffalo.
- 2000-2010 Vice Dean of Law for Research and Faculty Development.
- 2003-2005 Member, U.S. National Standards Committee, Forest Stewardship Council.
- 2001-2002 Interim Director, The Baldy Center for Law and Social Policy
- 1998-2001 Director (founding) and Co-Director, UB Environment and Society Institute
- 1998-2000 Leader, Environmental Task Force, State of the Region Project, UB Institute for Local Governance and Regional Growth.
- 1996-2002; 2008-2011 Coordinator, UB Law School Environmental Law Concentration.
- 1996-1997 Chair, UB Environmental Institute Task Force.
- 1995-1999 Member, University at Buffalo Faculty Senate and Faculty Senate Executive Committee.
- 1990-1994 Co-organizer, International Working Group on Environmental Institutions, Law and Society Association.
- 1988-1994 Co-editor, *Law & Policy*, an interdisciplinary journal on the social dimensions of legal policies.

SELECTED CONTRACT RESEARCH AND CONSULTING

- 2006-2007 U.S. Forest Service, Pacific Northwest Research Station. Implementing the National Environmental Policy Act: Statutory, Administrative, and Operational Options.

- 1994-1996 U.S. Forest Service. Pacific Northwest Research Station. Legal Issues in Ecosystem Management. William H. Rodgers, Jr., Co-PI.
- 1992-1996 U.S. Forest Service. Pacific Northwest Research Station. Science and Advocacy in Natural Resources Policy.
- 1990-1994 Administrative Conference of the United States. Regulatory Federalism.
- 1987 Impact Assessment, Inc. Possible Legal Claims for the Social Impacts of a Proposed High-level Nuclear Waste Repository at the Hanford Reservation.
- 1987 United States Environmental Protection Agency. Improving Environmental Compliance by Regulated Industries. (With Barry Boyer and John Thomas.)
- 1985 Social Impact Assessment Center. New York City. Legal bases for Seeking Mitigation and Compensation for the Social Impacts of a Proposed High-level Nuclear Waste Repository in Perry County, Mississippi.
- 1983-1985 Administrative Conference of the United States. "Citizen Suits" in Environmental Enforcement. (With Barry Boyer.)
- 1983-1985 New York Sea Grant Institute. Social and Economic Feasibility of Alternative Legal Frameworks for Developing Aquaculture. (With Barry Boyer and Edwardo Rhodes.)
- 1980-1982 Mountain West Research, Inc. (Billings, MT) and Wyoming Research Corporation (Laramie, WY). Contract with the U.S. Bureau of Land Management to develop a framework for assessing the social effects of energy development.

PROFESSIONAL AFFILIATIONS

American Society for International Law
 International Studies Association
 Law and Society Association

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