

books in print

The Law of War

How America's approach to conflict has evolved with the War on Terror

The Violence of Peace by Stephen L. Carter

Beast Books, 2011

The election of Barack Obama might have heralded many changes in the American presidency and foreign policy, but it did not change this nation's approach to warfare, says Stephen Carter '79, William Nelson Cromwell Professor of Law, in his latest book. "Under Obama, we fight in much the same way that we did under his predecessor—for similar reasons, with similar justifications," writes Carter. "The old saw is true: The office of the Presidency transforms its occupant, at least with respect to his views about war. . . . No peace candidate has ever become a peace President."

Part of a larger meditation on the theory of "just war" and how it is applied to America's use of military force around the world, this book is a look in particular at Barack Obama's views on when it is defensible to go to war.

When President Obama "makes decisions on when and how to fight, he will be deciding who lives and who dies. Consequently, it matters a great deal what he believes is worth fighting for, and what he is willing to do to win. That is my subject," says Carter in the book's introduction, which was written at the midpoint of Obama's first term.

In fact Obama has adopted many of the controversial tactics of former President George W. Bush, and in some cases has taken them further, as in claiming the power to target American citizens for assassination, says Carter.

"There is not a Bush way to fight, adopted by Obama; there is an American way to fight, common to many of the nation's wars, adopted by them both," writes Carter.

Carter's book examines the justifications for war (*jus ad bellum*) during Obama's time in office as well as how he chooses to wage war (*jus in bello*). The chapter titled "The Rights and Dignity of Strangers" also seems current, as Americans debate their role in Libya. Though published before the events in the Middle East led President Obama to act, Carter devoted a lot of thought to Obama's stance on America's role in external conflicts where there was no clear threat to the American homeland.

After receiving the Nobel Peace Prize in December 2009 the President spoke about the just war tradition, girding America's military ventures abroad "with a larger moral justification than self-interest." However, in Obama's speech, he also seemed to put forth a radically different understanding of *jus ad bellum* than is reflected in the actions of recent presidents.

"The office of the Presidency transforms its occupant, at least with respect to his views about war.... No peace candidate has ever become a peace President."

"[Military force] can be justified on humanitarian grounds, as it was in the Balkans, or in other places that have been scarred by war," said the President in that

speech. "Inaction tears at our conscience and can lead to more costly intervention later. . . . More and more, we all confront difficult questions about how to prevent the slaughter of civilians by their own government, or to stop a civil war whose violence and suffering can engulf an entire region."

And thus, the man who began as the candidate of change will head into reelection as the flag bearer of a war he originally opposed, says Carter.

"Even a President who inherits a war started under somebody else's watch is known to history as a leader in that war. Consequently, although the next presidential election will doubtless feature bitter disputes over domestic policy it will also be in part a referendum on Obama as commander in chief of the mightiest armed forces on the face of the globe."

Killing the Cranes: A Reporter's Journey Through Three Decades of War in Afghanistan by Edward Girardet

Chelsea Green, 2011

Afghanistan lies at a crossroads of trade, and holds the key to peace and security in that region, says Girardet MSJ '91.

The desire to control this land has led to occupation, war, and strife.

As a journalist Girardet has been witness to more than three decades of this nation's history, beginning with the occupation by the Red Army in 1979 to the present era of post-9/11 U.S. involvement. Here he examines the leaders and their visions, the resulting internal struggles for power and

the deep divisions within the population. He also looks at the country's invaders, their tactics, and their effect on the Afghan people.

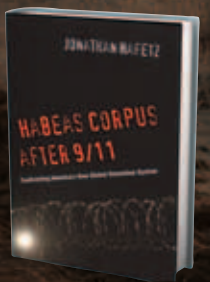
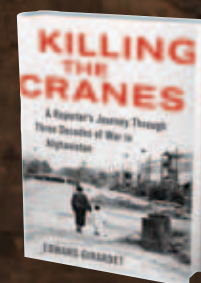
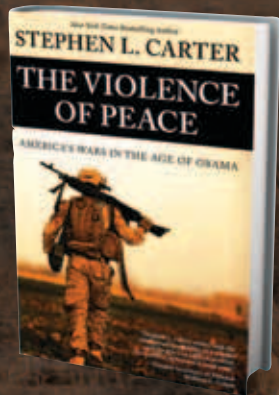
Through this lens of history and experience, Girardet determines that any attempt by an outside nation to govern there is ultimately doomed to failure.

Habeas Corpus After 9/11: Confronting America's New Global Detention System by Jonathan Hafetz

New York University Press, 2011

The U.S. detention center at Guantánamo Bay should not be viewed in isolation, says Hafetz '99.

It is, rather, one part of a larger, interconnected global detention system designed to operate outside the law. Hafetz's book details the rise of this system—which includes Bagram Air Base in Afghanistan, secret CIA jails, and the transfer of prisoners to other countries for torture—after the events of September 11, 2001, and efforts to challenge it through habeas corpus. A habeas corpus expert and litigator, Hafetz offers an insider's view of the detention of these "enemy combatants" and explains what keeps these systems running. In the face of argument that habeas corpus is impractical and unwise in a post-9/11 world, Hafetz maintains that it is still the most important check against arbitrary and unlawful detention, torture, and the abuse of executive power.



Here's just a sampling of the many other books recently written or edited by our alumni, faculty, staff, and students.

We welcome your submissions. If possible, please send us two review copies of your book: one for the Lillian Goldman Law Library and one for the Alumni Reading Room.

ACADEMIC

Mahnoush H. Arsanjani, Jacob Katz Cogan, Robert D. Sloane and Siegfried Wiessner, Editors

Looking to the Future: Essays on International Law in Honor of W. Michael Reisman

Martinus Nijhoff Publishers, 2011

This collection of essays was edited by four former students of W. Michael Reisman '64 LL.M., '65 JSD; Arsanjani '74 LL.M., '77 JSD; Cogan '99, Sloane '00, and Wiessner '83 LL.M. Since joining the Law School faculty in 1965 Reisman—Myres S. McDougal

Professor of International Law—has emphasized law's function in shaping the future, say the editors. In this tribute, major thinkers in the international legal field examine the goals of the twenty-first century and how international law can address the needs of the world community. The volume is aimed at lawyers, political scientists, and anyone interested in international law, legal theory, human rights, international investment law and commercial arbitration, boundary issues, law of the sea, and law of armed conflict.

David L. Sloss, Michael D. Ramsey, and William S. Dodge, Editors

International Law in the U.S. Supreme Court: Continuity and Change

Cambridge University Press, 2011

This edited volume presents a comprehensive account of the Supreme Court's use of international law from the Court's inception to the present day. Although there was substantial continuity in the Supreme Court's international law doctrine through the end of the 19th century, the past century has been a time of tremendous doctrinal

change. Few aspects of the Court's international law doctrine remain the same in the 21st century as they were 200 years ago. Contributors to the volume include Lori F. Damrosch '76, William S. Dodge '91, Chimène Keitner '02, Julian Ku '98, Melissa A. Waters '98, and John Fabian Witt '99 (Allen H. Duffy Class of 1960 Professor of Law).

Jennifer Prah Ruger

Health and Social Justice

Oxford University Press, 2010

Prah Ruger '11 MSL examines how and why societies should make collective choices and implement policies to address health inequalities when resources are scarce. She asks who is responsible, and how

society can measure health disparities. In this book she outlines the principles that should guide these decisions, the evidence that should inform them, and the policies necessary to build equitable and efficient health systems worldwide. The result is a foundational new theory, the health capability paradigm, which emphasizes responsibility and choice through what she calls shared health governance.

Kenji Yoshino

A Thousand Times More Fair: What Shakespeare's Plays Teach Us About Justice

Ecco, 2011

Yoshino '96 mines an unexpected source to answer the question of what makes a fair and just society. The Bard, Yoshino argues, has provided us with answers that echo in modern-day situations. The white handkerchief in

Othello, for example, represents forms of proof that overwhelm all other evidence, as we saw in the black glove at the O.J. Simpson trial. The revenge cycle of *Titus Andronicus* illuminates the "war on terror," and *Measure for Measure's* competing



Paul W. Kahn

Political Theology:

Four New Chapters on the Concept of Sovereignty

Columbia University Press, 2011

AMERICAN POLITICAL LIFE begins with the revolutionary willingness to sacrifice, not in a social contract: revolution before constitution. This relationship of sacrifice grounding law continues to shape the American political imagination, says Yale Law School professor Paul W. Kahn '80 in his new book *Political Theology: Four New Chapters on the Concept of Sovereignty*. Kahn's work unfolds through an engagement with Carl Schmitt's classic 1922 text, *Political Theology: Four Chapters on the Concept of Sovereignty*. Schmitt, a major but controversial political theorist in the 20th century, argued that legal order ultimately rests upon the decision of the sovereign. In American life, Kahn argues, the sovereign actor is the people and the decision is their will to create and maintain the nation. Arguing against much contemporary political theory, Kahn holds that we cannot understand the nature and meaning of law in American life without taking seriously the continuing faith in popular sovereignty. In Kahn's hands, political theology emerges as a secular inquiry into ultimate meanings, sustaining our faith in popular sovereignty. More than that, Kahn turns political theology into an inquiry into the very nature of freedom as it is realized in political decisions, legal judgments, and philosophical inquiry.



models of judging resurfaced around the confirmation hearings for Supreme Court Justice Sonia Sotomayor.

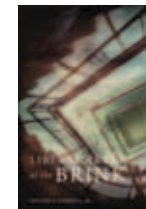
CURRENT AFFAIRS AND ISSUES

Victor E. Ferrall, Jr.

Liberal Arts at the Brink

Harvard University Press, 2011

The liberal arts education is in danger, says Ferrall '60. The percentage of graduates from leading private liberal arts colleges who majored in vocational fields nearly tripled according to analysis of figures between 1986–87 and 2007–08. Drawing on his nine years as president of Beloit College in Wisconsin, Ferrall argues that competition among liberal arts colleges to attract students has driven down tuition and driven up operating expenses to untenable levels. The solution, he writes, is a long-term campaign to educate Americans about the value of a liberal arts education.



Jack Fuller

What is Happening to News: The Information Explosion and the Crisis in Journalism

University of Chicago Press, 2010

Fuller '73 is not the first to examine why newspapers across America are failing in the face of opinion-driven websites, blogs, and cable television. He may, however, be the first to draw on neuroscience as part of his explanation. Our brains—wired to avoid prehistoric threats and find prey—react to this age's information overload by becoming more receptive to sensational news and tuning out the traditional voice of objective journalism. Fuller's book, which offers guidance on how ethical journalists can adapt, earned the Harvard Kennedy School of Government's Goldsmith Book Prize for the Best Book on Journalism in the Trade category.



Jonathan Kay

Among the Truthers: A Journey Through America's Growing Conspiracist Underground

HarperCollins, 2011



The peddlers of "The Truth is Out There"-style conspiracy theories were once confined to the fringes of society. That all changed after 9/11, says Kay '97, who immersed himself in the world of conspiracy theorists. The "Truthers" are the forerunners of a new "countercultural rift in the fabric of consensual American reality," says Kay, who examines how the Internet has enabled these groups to flourish and the very real damage they have done to society.

Ethan J. Leib

Friend v. Friend:

The Transformation of Friendship—And What the Law Has to Do with It

Oxford University Press, 2011

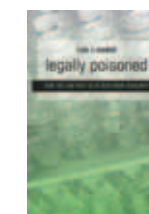


Consider the case of a patient in a vegetative state, who has told his best friend he does not want to be kept alive by feeding tubes. That friend has no legal authority to have the patient taken off life support. A family member, however, would. Leib '03 argues that the law has not kept up with societal changes; it still sanctifies traditional family structures while friendships fall prey to the pitfalls that come along with the lack of judicial authority. In this book he offers proposals that would give friendships legal clout without legal burdens.

Carl F. Cranor

Legally Poisoned: How the Law Puts Us at Risk from Toxicants

Harvard University Press, 2011



Industrial chemicals, often toxic, are a part of our everyday lives, says Cranor '81 MSL, but no public health law requires product testing of most chemical compounds before they enter the market.

Amy Chua

Battle Hymn of the Tiger Mother

Penguin Press, 2011

THIS BOOK BY CHUA, John M. Duff Jr. Professor of Law, launched a nationwide debate on parenting. Chua writes about raising her two daughters in what she

calls the "Chinese style"—a strict method designed to instill confidence, empower the girls, and push them to recognize the potential even they couldn't see. This meant Chua's daughters were not allowed play dates; practiced their musical instruments (only piano or violin—nothing else allowed) two to three



hours a day and double that on weekends; and could not turn in anything less than their best, including homemade birthday cards.

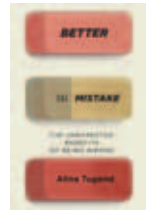
As her younger daughter grew, however, and began to reject her mother's "Chinese" parenting style, Chua came to realize that she had to shift her opinion on the right way to raise her children, or risk alienating her daughter totally. As Chua puts it: "This was supposed to be a story of how Chinese parents are better at raising kids than Western ones. But instead, it's about a bitter clash of cultures, a fleeting taste of glory, and how I was humbled by a thirteen-year-old."

Far too many suspected toxic hazards are unleashed on the public every day, and these chemical products should be subject to the same pre-market testing as pharmaceuticals and pesticides. While examining the risks we run under the current system, Cranor shows that it is possible to design a less dangerous world.

books in print

Alina Tugend

**Better by Mistake:
The Unexpected Benefits of Being Wrong**
Riverhead, 2011



Once upon a time we were told, “You learn from your mistakes,” but the reality is that most of us hate making them. Tugend ’87 MSJ asks when we lost that philosophy, and sets out to learn how we can recapture it. Concluding that the key is communication, she instructs readers on how to give and receive negative feedback in a way that is ultimately fruitful.

MEMOIRS**Nancy Gertner**

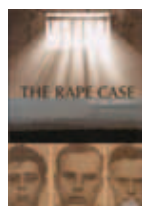
**In Defense of Women:
Memoirs of an Unrepentant Advocate**
Beacon Press, 2011



From her legal debut in 1975 defending an antiwar activist on trial for her role in a robbery that resulted in the murder of a police officer, through a career working on benchmark cases regarding sexual discrimination, Nancy Gertner has been a dogged women’s rights and civil liberties advocate. Dressed in her signature red power suit, Gertner was fearless in her choice of cases and in her litigation tactics. Later she donned the black robes of a justice of the U.S. District Court for the District of Massachusetts. Nearing her planned September retirement, Gertner reflects on her career of groundbreaking firsts.

Irving Morris
The Rape Case

University of Delaware Press, 2011



Three years after leaving Yale Law School, Morris ’50 took on an infamous and unpopular case. It was also the case of a lifetime. Five years earlier, three young Delaware men had been convicted and sentenced to life for sexual assault. Looking through the court testimony Morris discovered a discrepancy that implied police perjury had denied the men

a fair trial. For seven years Morris sought to overturn their conviction while suffering derision and numerous courtroom defeats—never considering the guilt or innocence of the men he represented, but always in pursuit of long-delayed justice.

GOVERNMENT**Joseph Gibson**

**A Better Congress: Change the Rules,
Change the Results**
Two Seas Media and TheCapitol.Net, 2010



Congress should be a part-time job, says Gibson ’87 as he offers some radical but doable solutions to the existing congressional practices that he says have driven the country into a dire situation. Other suggestions include: limit the number of bills members can introduce; limit the number of pages per bill and require each voting member to read the bill; ban fundraising when Congress is in session; allow the minority party to control some part of the agenda. Gibson says his reforms could lessen the partisan divide and keep members focused on policymaking.

Daniel J. Solove

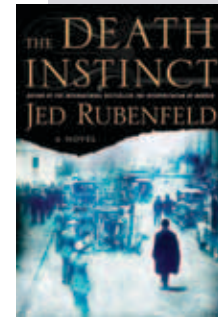
**Nothing to Hide: The False Tradeoff
Between Privacy and Security**
Yale University Press, 2011



Solove ’97 begins by looking back on the history of privacy and security, and the tug-of-war between the two, then reframes the debate by demonstrating that we don’t have to sacrifice one for the other. Understanding privacy as a form of secrecy doesn’t make sense in today’s world, he says. Protecting privacy while promoting security is merely a matter of oversight and regulation, with the goal to enable the government to use all of the tools at its disposal in a way that doesn’t compromise privacy.

Jed Rubinfeld

The Death Instinct
Riverhead Books, 2011



FOLLOWING UP *The Interpretation of Murder*, which sold more than a million copies and was translated into thirty-three languages, Rubinfeld’s second novel revisits New York in September 1920, on the day terrorism first struck Lower Manhattan. A bomb in a horse-drawn

cart exploded in front of J.P. Morgan’s bank; more than 400 people were killed or injured. To this day, the identity of the perpetrators remains a mystery.

Rubinfeld, Robert R. Slaughter Professor of Law, places this real-life act of terrorism in the fictional world of friends Capt. Jimmy Littlemore of the NYPD and Dr. Stratham Younger, a surgeon just returned from World War I. With Younger is Colette Rousseau, a French radiochemist and protégée of Marie Curie, who is baffled when she is targeted in a series of violent attacks.

It is up to Younger and Littlemore to unravel how the bombing and Colette’s assailants are connected—a puzzle that takes them to Vienna, Prague, Paris, and Washington, propelling them from the shady worlds of banking, radium, and oil into the realms of international terrorism, political corruption, and the darkest corners of the human mind. From *The New York Times* review: “Tremendous . . . Amid the swirl of romance, I found myself wondering: Was *A Farewell to Arms* ever this good? . . . You’ll be counting how few pages you have left with dread, and you’ll do this before you’re halfway done.”

HISTORICAL**David E. Bernstein**

**Rehabilitating Lochner:
Defending Individual Rights against
Progressive Reform**
The University of Chicago Press, 2011



The infamous 1905 case *Lochner v. New York* invalidated state laws limiting work hours, and became the leading case contending that novel economic regulations were unconstitutional. In this book Bernstein ’91 traces the influence of that decision through subsequent battles over segregation laws, sex discrimination, civil liberties, and more. He concludes that the court acted reasonably in *Lochner*, and that like-minded cases have been widely misunderstood ever since.

Gerard N. Magliocca

**The Tragedy of William Jennings Bryan:
Constitutional Law
and the Politics of Backlash**
Yale University Press, 2011



William Jennings Bryan tried three times at the turn of the last century to be elected president of the United States. Three times he lost. His efforts to reach the White House, however, prompted the Supreme Court to establish several long-lasting and highly conse-

quential new constitutional principles, says Magliocca ’98, including the “separate but equal” doctrine. Magliocca calls the judicial backlash of the 1890s the most powerful the country has seen, and examines the lessons of the Populist agenda for modern-day advocates.

Tomiko Brown-Nagin
**Courage to Dissent:
Atlanta and the Long History of
the Civil Rights Movement**
Oxford University Press, 2011



African Americans in Atlanta debated the meaning of equality years before the “black power” movement emerged. Brown-Nagin ’97 goes back to the 1940s to highlight the activists of the time and their many sophisticated approaches to initiating change. With a vision beyond the NAACP’s doctrine of “integration” these people played leading roles in debates over politics, housing, and schools. Brown-Nagin’s exhaustively researched work examines the issues and the players from the 1940s through to the dawn of the post-Civil Rights era in 1980.

Serena Mayeri

**Reasoning From Race: Feminism, Law,
and the Civil Rights Revolution**
Harvard University Press, 2011



In the 1960s and 1970s African-American activist Pauli Murray ’65 JSD pioneered the analogies between sex and race discrimination, applying rhetoric and legal arguments from the civil rights movement to the feminist fight. In this book Mayeri ’01 offers a vivid picture of Murray, Ruth Bader Ginsburg, and others who defined the feminist agenda, and in doing so showcases previously hidden struggles that continue to shape the scope and meaning of equality under the law.

Kenneth Lawing Penegar

**The Political Trial of Benjamin Franklin:
A Prelude to the American Revolution**
Algora Publishing, 2011



Penegar ’62 LL.M. portrays Benjamin Franklin as a reluctant revolutionary. In what was essentially the Wikileaks of 1772, Franklin decided to use a cache of personal letters that had fallen in his lap in London for revelation in Massachusetts. The consequences of that decision had widespread implica-

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Michael Graetz

The End of Energy
The MIT Press, 2011



NEXT TIME you fill up at the pump, consider this: You are paying too little for gas.

“Despite gasoline hovering near \$4 a gallon, we’re underpaying for energy,” writes Graetz, Justus S. Hotchkiss Professor Emeritus of Law and Professorial Lecturer in Law. “For example, prices don’t include the costs of keeping oil flowing from the Middle East, health costs of coal, or safety risks. Raise the price and we will get much more energy conservation and more robust competition from alternative forms of energy.”

Since the OPEC oil embargo of 1973, Congress and our presidents have missed, ignored, or bungled energy reform opportunities, says Graetz.

Politicians are unwilling to effect meaningful change on the issue, he says, preferring instead to favor parochial regional interests or campaign donors. Graetz also faults an environmental movement that gives lip service to alternative energy, while protesting wind turbines or solar plants in their own backyards.

There is no “silver bullet” technical solution, says Graetz, who advocates higher taxes on carbon emissions, petroleum products, and gasoline to reflect the true cost of energy, with the money returned to the American people by lowering taxes on wages or jobs. Until America faces the facts about price, the country’s energy incompetence will continue, putting at risk our environment, security, and independence, he says.

Graetz’s book was named to the Huffington Post’s list of the 25 Most Anticipated Books of Spring 2011.

books in print

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tions for Franklin and had consequences for the prospect of avoiding a deeper rift with Britain—a cause Franklin pursued with increasing frustration in the last few years before the American Revolution.

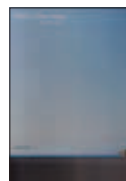
FICTION, POETRY AND OTHER

James Barney
The Genesis Key
HarperCollins, 2011



More than three decades ago, Dr. Kathleen Sainsbury's archaeologist parents were murdered at an ancient excavation site in Iraq, writes Barney '99 in his debut novel. Now the biologist stands on the brink of a miraculous breakthrough: the discovery of a gene that could extend human life by hundreds of years. But a mysterious phone call reveals a hidden truth that draws chaos and violence once again into her world.

Yael Ben-Zion
5683 Miles Away
Kejhrer Verlag Heidelberg, 2010



The mileage of this book's title is the distance between Ben Gurion Airport in Tel Aviv and John F. Kennedy Airport in New York City. Ben-Zion '01 LL.M., '04 JSD has traveled this distance numerous times, visiting her former home.

But her book of photography illustrates the true gulf between her old life and current life. Her photos of day-to-day life in Israel abound with military imagery, from the headlines of skirmishes in the morning newspaper to a portrait of a mother wearing a military uniform while playing with her toddler.

Paul R. Rice
Seasons of Love
Finishing Line Press, 2011



After fifty years of marriage, Rice '72 LL.M. has composed this book of poetry in honor of the seasons he has spent with his wife. Poems of passion, pain, and quiet everyday moments form a tribute to a

mature, enduring love. It is an argument in favor of a shared life as much as it is a testament to their half-decade together.

ALSO OF NOTE

William Eskridge '78
Statutory Interpretation Stories, second edition
Foundation Press, 2010

Otto J. Hetzel '60 and Ernest B. Abbott, editors
Homeland Security and Emergency Management: A Legal Guide for State and Local Governments, second edition
American Bar Association, 2010

Michael I. Krauss '78 LL.M.
Principles of Products Liability
West (Thomson Reuters), 2011

John H. Langbein
The Origins of Adversary Criminal Trail (translation)
Translation by Zhiqiang Wang '06 LL.M.
Fudan University Press, 2010

Regina Olshan '89 and Erica F. Schohn
Section 409A Handbook
BNA Books, 2010

Sarah E. Ricks '90 with Evelyn M. Tenenbaum
Current Issues in Constitutional Litigation: A Context and Practice Casebook
Carolina Academic Press, 2011

Roberta Romano '80
Foundations of Corporate Law, second edition
Foundation Press, 2010

Natasha Schmitt Caccia Salinas '11 LL.M.
Construção de um Sonho: Inovação, Métodos, Pesquisa, Docência
Direito GV, 2000



Daniel Esty and P.J. Simmons
The Green to Gold Business Playbook: How to Implement Sustainability Practices for Bottom-Line Results in Every Business Function
Wiley, 2011

A SEQUEL TO the 2006 release *Green to Gold: How Smart Companies Use Environmental Strategy to Innovate, Create Value, and Build Competitive Advantage* by Esty '86 and Andrew S. Winston, this practical guide is designed to help business leaders deliver business benefit from their environment and sustainability efforts.

Regardless of your position on environmental issues, matters of sustainability cannot be ignored in today's corporate world. With rising energy and natural resource costs, increasing regulations, investor pressures, and a growing demand for environmentally friendly products, sustainability is no longer an option—it's a business imperative, say the authors.

The new Playbook provides step-by-step guidance and practical tools for every aspect of business, including IT, supply chain and logistics, fleet, buildings and facilities, product R&D, sales and marketing, accounting and finance.

Unlike many green business books, the Playbook skips the environmental ideology and offers practical tools and strategies that have been shown to cut costs, reduce risks, drive revenues, and build brand identity.

Esty—the Hillhouse Professor of Environmental Law and Policy, School of Forestry & Environmental Studies; and Clinical Professor of Law, Yale Law School—is currently the commissioner of the Connecticut Department of Environmental Protection.

faculty activities



Bruce Ackerman



Ian Ayres

Bruce Ackerman

LECTURES AND ADDRESSES

• Roberts Lecture, University of Pennsylvania, 2011

PUBLICATIONS

- *Limited War and the Constitution* (with O. Hathaway), 109 MICH. L. REV. 447 (2011)
- *The Clock is Ticking on Obama's War* (with O. Hathaway), FOREIGN POLICY, Apr. 6, 2011, available at http://www.foreignpolicy.com/articles/2011/04/06/the_constitutional_clock_is_ticking_on_obamas_war
- *Obama's Unconstitutional War*, FOREIGN POLICY, Mar. 24, 2011, available at http://www.foreignpolicy.com/articles/2011/03/24/obama_s_unconstitutional_war
- *It's Not Up to the President to Impose a No Fly Zone Over Libya*, HUFFINGTON POST, Mar. 9, 2011, available at http://www.huffingtonpost.com/bruce-ackerman/no-fly-zone-libya_b_833426.html
- *Parliament to the Rescue*, FOREIGN POLICY, Mar. 1, 2011, available at http://www.foreignpolicy.com/articles/2011/03/01/parliament_to_the_rescue
- *Did Congress Approve America's Longest War?* (with O. Hathaway), THE GUARDIAN, Jan. 23, 2011, available at <http://www.guardian.co.uk/commentisfree/cifamerica/2011/jan/27/afghanistan-congress>
- *Obama Contre-Attaque*, LE MONDE, Jan. 11, 2011, available at http://www.lemonde.fr/idees/article/2011/01/11/obama-contre-attaque_1463605_3232.html
- *Obama Contraataca*, EL PAIS, Jan. 7, 2011, available at http://www.elpais.com/articulo/opinion/Obama/contraataca/elpepuopi/20110107elpepiopi_5/Tes
- *Filibuster Reform Both Parties Could Agree On*, WALL ST. J., Jan. 4, 2011, available at http://online.wsj.com/article/SB10001424052970203731004576045660871279874.html?mod=googlenews_wsj#articleTabs%3Darticle
- *The Ultra-Imperial Presidency*, MILLER-MCCUNE MAGAZINE, Dec. 16, 2010, available at <http://www.miller-mccune.com/politics/the-ultra-imperial-presidency-25965/>
- *Charging Julian Assange Could Be Unconstitutional* (with S. Aronchick Solow), THE GUARDIAN, Dec. 10, 2010, available at <http://www.guardian.co.uk/commentis-free/cifamerica/2010/dec/10/julian-assange-wikileaks>

- *The Interview: Bruce Ackerman on the Decline and Fall of the American Republic*, FRANCE 24 (television), Dec. 6, 2010, available at http://videonewslive.com/view/514603/the_interview_bruce_ackerman_sterling_professor_of_law_and_political_science_at_yale_university
- *Decline and Fall of the American Republic: Six Questions for Bruce Ackerman*, Scott Horton, HARPER'S MAGAZINE, Nov. 23, 2010, available at <http://harpers.org/archive/2010/11/hbc-90007818>
- *Obama contra-ataca*, DIARIO DE NOTICIAS, Nov. 17, 2010, available at http://dn.sapo.pt/inicio/opiniao/interior.aspx?content_id=1712645
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OTHER PROFESSIONAL HIGHLIGHTS

- Named One of Top 100 Global Thinkers of 2010, FOREIGN POLICY MAGAZINE

Ian Ayres

LECTURES AND ADDRESSES

- University of Illinois, "Very Like A Law Professor," Oct. 29, 2010
- Inside ETF Conference, "Lifecycle Investing," Feb. 11, 2011
- Columbia Law School, "Compensating Commitments," Feb. 21, 2011
- Behavioral Insight Team, 10 Downing Street, "Tailoring Layers of Accountabilities to Improve Government Incentives," Feb. 24, 2011
- Royal Society for the Encouragement of Arts, Manufactures and Commerce, "Understanding Carrots and Sticks," Feb. 24, 2011

PUBLICATIONS

- THE \$500 DIET: WEIGHT LOSS FOR PEOPLE WHO ARE COMMITTED TO CHANGE (Kindle Select, 2011)
- *Randomizing Law*, 159 U. PA. L. REV. 929 (2011) (with M. Abramowicz & Y. Listokin)