

RYAN SCOVILLE

LAW TEACHING

Marquette University Law School, Milwaukee, WI

June 2011 – Present

Associate Professor of Law (with tenure)

—Fields of research: U.S. foreign relations law, international law

—Courses: Public International Law, The Foreign Affairs Constitution, Civil Procedure, Conflict of Laws, and Evidence

SCHOLARSHIP

Articles & Book Chapters

Unqualified Ambassadors, 69 DUKE L.J. (forthcoming 2019)

—Discussed in the Washington Post and the L.A. Times, and on MSNBC, NBC News, Yahoo, Fortune, Salon, Axios, Quartz, the Election Law Blog, and the Legal Theory Blog

—Cited in Senator Elizabeth Warren’s proposal to end ambassadorial appointments for major donors to presidential campaigns

Egocentric Bias in Perceptions of Customary International Law, in INTERNATIONAL LAW AS BEHAVIOR (Harlan Cohen & Tim Meyer eds., Cambridge University Press, forthcoming 2019)

Who Studies International Law? Explaining Cross-National Variation in Compulsory International Legal Education, 30 EUR. J. INT’L L. 481 (2019) (with Mark Berlin)

Ad Hoc Diplomats, 68 DUKE L.J. 907 (2019)

—Discussed on the Originalism Blog

—Discussed in CURTIS A. BRADLEY & JACK L. GOLDSMITH, FOREIGN RELATIONS LAW: CASES AND MATERIALS (6th ed. 2017)

International Law in National Schools, 92 IND. L.J. 1449 (2017)

How Cosmopolitan Are International Law Professors?, 38 MICH. J. INT’L L. 119 (2016) (with Milan Markovic)

Finding Customary International Law, 101 IOWA L. REV. 1893 (2016)

—Discussed in CURTIS A. BRADLEY & JACK L. GOLDSMITH, FOREIGN RELATIONS LAW: CASES AND MATERIALS (6th ed. 2017)

Legislative Diplomacy, 112 MICH. L. REV. 331 (2013)

—Discussed on the Originalism Blog

—Cited in CURTIS A. BRADLEY & JACK L. GOLDSMITH, FOREIGN RELATIONS LAW: CASES AND MATERIALS (6th ed. 2017)

The New General Common Law of Severability, 91 TEX. L. REV. 543 (2013)

—Featured on the Legal Theory Blog

Invited Symposium Essays

Toward Meta-Knowledge of Foreign Relations Law in U.S.-Japan Relations, Columbia University, Weatherhead East Asian Institute Working Paper (2019)

The Ethics of Baiting and Switching in Law Review Submissions, 101 MARQ. L. REV. 1075 (2018)

Compelled Diplomacy in Zivotofsky v. Kerry, 9 N.Y.U. J.L. & LIBERTY 148 (2015)

A Defense of Japanese Sovereignty Over the Senkaku / Diaoyu Islands, 46 GEO. WASH. INT'L L. REV. 571 (2014), *reprinted with modifications in CHINA-JAPAN BORDER DISPUTES: ISLANDS OF CONTENTION IN MULTIDISCIPLINARY PERSPECTIVE* (Ashgate 2015)

GRANTS & EDITORIAL POSITIONS

Fulbright Scholar (Sophia University, Tokyo) Fall 2018

—Grant for research on Japanese understandings of U.S. foreign relations law

Managing Editor, *American Journal of International Law Unbound* Spring 2018 - Present

ONLINE COMMENTARY

How, and How Often, Do Legal Academics Use FOIA?, Lawfare (Mar. 4, 2019)

Troubling Trends in Ambassadorial Appointments: 1980 to the Present, Lawfare (Feb. 20, 2019)

Can the President Cut Support for Congressional Foreign Travel During the Shutdown?, Lawfare (Jan. 22, 2019)

Can the Pentagon Restrict Congressional Foreign Travel?, Lawfare (May 30, 2018)

The Divisible College of International Lawyers, Lawfare (Oct. 30, 2017) (reviewing Anthea Roberts, *Is International Law International?* (OUP 2017))

Should the Senate Give Advice and Consent on Special Envoys?, Lawfare (Aug. 31, 2017)

The Appointments Clause as a Hurdle to the President's Trade Agenda, Lawfare (Apr. 24, 2017)

A Closer Look at Congressional Foreign Travel, Lawfare (Mar. 2, 2017)

A Legal Analysis of Rep. Tulsi Gabbard's Trip to Syria, Lawfare (Feb. 14, 2017)

The South China Sea Arbitration: Implications for the Senkaku Islands, Lawfare (July 18, 2016)

International Law from a Cuban Perspective, Lawfare (Feb. 8, 2016)

How Do American Courts (And Scholars) Ascertain Customary International Law?, Lawfare (Oct. 29, 2015)

Legislative Diplomacy After Zivotofsky, Lawfare (June 15, 2015)

The Role of Foreign Perceptions in Zivotofsky v. Kerry, Lawfare (June 12, 2015)

Why Teaching International Law in American Universities Matters, Just Security (Mar. 6, 2015)

Boehner Invites Bibi: A Closer Look at Historical Practice, Just Security (Jan. 27, 2015)

Sorry, China: Japan Has the Better Claim Over the Senkakus, The National Interest (Jan. 11, 2015)

Japan: "No Dispute" Over the Senkaku / Diaoyu, The Diplomat (Dec. 24, 2014)

De Jure and De Facto Recognition as a Framework for Zivotofsky, Opinio Juris (April 30, 2014)

Contributor, PrawfsBlawg (December 2011 and April 2012)

PRESENTATIONS & MEDIA

James Laporta, *Trump Administration Restricts Congressional Travel to Afghanistan, Prompting Some Democrats to Cry Foul*, NEWSWEEK (May 13, 2019)

How Many Trump-Appointed Ambassadors Donated to His Campaign?, MSNBC, VELSHI & RUHLE (April 3, 2019)

Columbia University, Weatherhead East Asian Institute (New York, NY): *The U.S.-Japan Alliance and the Power of International Law* (March 2019), Presenter: *Toward Meta-Knowledge of Foreign Relations Law in the U.S.-Japan Alliance*

Loyola University Chicago School of Law (Chicago, IL): *International Law Colloquium* (February 2019), Presenter: *Who Studies International Law? Explaining Cross-National Variation in Compulsory International Legal Education*

Sophia University (Tokyo, Japan): *American Case Law Research Group* (October 2018), Presenter: *U.S. Foreign Relations Law from the Outside In*

Drake University Law School (Des Moines, IA): *Faculty Workshop* (February 2018), Presenter: *Unqualified Ambassadors*

Washington University in St. Louis (St. Louis, MO): *American Social of International Law Mid-Year Meeting* (October 2017), Presenter: *Unqualified Ambassadors*

University of Washington (Seattle, WA): *Annual Workshop of the Junior International Law Scholars Association* (January 2017), Presenter: *Ad Hoc Diplomats*

Fordham University (New York, NY): *International Law Weekend* (October 2016), Panelist: *Empirical Research on International Legal Education*

University of Kentucky (Lexington, KY): *Faculty Workshop* (October 2016), Presenter: *Ad Hoc Diplomats*

Gonzaga University (Spokane, WA): *Inland Northwest Scholars Workshop* (July 2016), Presenter: *Ad Hoc Diplomats*

Loyola University Chicago (Chicago, IL): Faculty Workshop (March 2016), Presenter: *Finding Customary International Law*

University of Idaho (Boise, ID): Inland Northwest Scholars Workshop (July 2015), Presenter: *Finding Customary International Law*

Santa Clara University (San Jose, CA): American Society of International Law, International Law in Domestic Courts Annual Workshop (December 2014), Presenter: *Anarchy is What Law Schools Make of it*

Northwestern University (Chicago, IL): American Social of International Law Mid-Year Meeting (November 2014), Presenter: *Anarchy is What Law Schools Make of it*

Chemical Weapons in International Law, International Focus—Milwaukee Public Television (Oct. 25, 2013) (half-hour guest appearance to discuss the history of international legal efforts to regulate chemical weapons)

University of Illinois, Center for East Asian and Pacific Studies (Champaign, IL): The China-Japan Border Dispute Over the Diaoyu / Senkaku Islands Symposium (April 2013), Presenter: *Trouble in the East China Sea: Legal Explanations*

University of Wisconsin Law School (Madison, WI): Faculty Exchange Workshop (Feb. 2013), Presenter: *Legislative Diplomacy*

Michigan State University Law School (East Lansing, MI): Junior Faculty Workshop (Nov. 2012), Presenter: *Legislative Diplomacy*

Marquette University Law School (Milwaukee, WI): Continuing Legal Education (Nov. 2012), Presenter: *The New General Common Law of Severability*

Eastern District of Wisconsin Bar Association (Milwaukee, WI): Annual Meeting (April 2012), Presenter: *Severability and the Affordable Care Act*

Villanova Law School (Villanova, PA): Faculty Exchange Workshop (March 2012), Presenter: *Vertical Choice of Law and Severability*

SERVICE

Academic Programs Committee (Chair)

Teaching & Assessment Committee

Faculty Advisor to the Jessup Moot Court Team

Faculty Advisor to International Law Society

Member of the Board of Directors for E.D. Wis. Bar Association

EDUCATION

Inter-University Center for Japanese Language Studies, Professional Tutorial	2018
Stanford Law School, J.D.	2006
— <i>Stanford Law Review</i> : Executive Editor, Board of Editors Award	
— <i>Stanford Journal of International Law</i> : Senior Articles Editor	
Brigham Young University, B.A., International Studies	2003
—Valedictorian, Kennedy Center for International Studies	
—University Commencement Speaker	

OTHER EXPERIENCE

Idaho Attorney General, Boise, ID <i>Deputy Attorney General (Civil Litigation)</i>	2010 – 2011
Morrison & Foerster LLP, Denver, CO and Tokyo, JP <i>Litigation Associate</i>	2008 – 2010
U.S. Court of Appeals for the Ninth Circuit, Pasadena, CA <i>Law Clerk to the Hon. Milan D. Smith, Jr.</i>	2007 – 2008
U.S. District Court for the District of Arizona, Phoenix, AZ <i>Law Clerk to the Hon. Neil V. Wake</i>	2006 – 2007
Department of Defense, Office of the General Counsel (Int'l Affairs) (fall 2006) <i>Extern</i>	Fall 2006
U.S. Attorney's Office for N.D. Cal. <i>Intern</i>	Summer 2004
Arms Control Association <i>Intern</i>	Summer 2002

OTHER

Bar Admissions: California (2006), Idaho (2011)
Member, American Society of International Law
Languages: Japanese (JLPT N2)