

**Beth Van Schaack**  
Assistant Professor of Law  
Santa Clara University School of Law ♦ 500 El Camino Real ♦ Santa Clara, CA 95053

## **EDUCATION**

**YALE LAW SCHOOL**, J.D., June 1997; Editor, Yale Law Journal

**STANFORD UNIVERSITY**, B.A., Human Biology, June 1991; *Phi Beta Kappa*

## **EXPERIENCE**

**SANTA CLARA UNIVERSITY SCHOOL OF LAW**, Santa Clara, CA (2003-present)

*Assistant Professor*. International Law, International Criminal & Humanitarian Law, Human Rights, Transitional Justice, Business Organizations & Civil Procedure.

*Inaugural Recipient*, Herman Levy 1L Professor of the Year (2005).

*Program Director*, Geneva/Strasbourg Program in International Human Rights (2005).

**MORRISON & FOERSTER**, Palo Alto, CA (1999-2003)

*Litigation Associate*. Engaged in litigation and arbitration in state, federal and international fora involving intellectual property, international law, human rights, and commercial claims for relief. Litigated *Romagoza v. Garcia*, which resulted in a \$50 million plaintiffs' judgment, and was on the defense team for John Walker Lindh.

**THE CENTER FOR JUSTICE & ACCOUNTABILITY**, San Francisco, CA (1998-2001)

*Acting Executive Director* (Nov. 2000-May 2001). Fulfilled CJA's mission; developed and implemented strategic planning; maintained overall responsibility for budget, staffing, program development and implementation; fostered institutional relationships; and provided leadership in the human rights movement on the local, national and international levels. *Staff Attorney* (1998-1999). Conducted human rights litigation in U.S. courts and wrote briefs for human rights litigation in other fora.

**OFFICE OF THE PROSECUTOR, INTERNATIONAL CRIMINAL TRIBUNALS FOR THE FORMER YUGOSLAVIA AND RWANDA**, The Hague, The Netherlands (1997-1998)

*Law Clerk*. Assisted in the prosecution of individuals indicted for violations of international humanitarian law and international criminal law in the former Yugoslavia and Rwanda. Research and brief writing on issues of international criminal law and comparative criminal procedure.

**LOWENSTEIN INTERNATIONAL HUMAN RIGHTS CLINIC**, New Haven, CT (1994-1997)

*Teaching Assistant*. Supervised law students involved in human rights litigation in U.S. courts.

**SHELL CENTER FOR INTERNATIONAL HUMAN RIGHTS**, New Haven, CT (1996-1997)

*Student Director*. Coordinated human rights program at Yale University; liaised with international organizations; organized panel discussions; counseled students on careers; managed budget.

**CAMBODIA GENOCIDE JUSTICE PROJECT**, Phnom Penh, Cambodia (Summer 1995-6)

*Instructor*. With a U.S. Department of State-sponsored program, designed and implemented a course on international law and criminal procedure for human rights workers and government officials with a view toward accounting for the atrocities committed during the Khmer Rouge era.

## **SOUTH ASIA HUMAN RIGHTS DOCUMENTATION CENTRE, India (Summer 1995)**

*Legal Intern.* Researched India's compliance with international refugee law with regard to refugees from Sri Lanka; evaluated camp conditions against international standards; reported to the U.N. High Commission on Refugees and the human rights and donor communities.

## **SELECT ACADEMIC PUBLICATIONS**

- Editor, *Bringing the Khmer Rouge to Justice: Prosecuting Mass Violence before the Cambodian Courts* (Mellon Press, forthcoming 2005).
- *Darfur and the Rhetoric of Genocide*, 26 WHITTIER LAW REVIEW 1101 (2005).
- *With All Deliberate Speed: Civil Human Rights Litigation As a Tool for Social Change*, 57 VANDERBILT LAW REVIEW 2305 (2005).
- *Unfulfilled Promise: The Human Rights Class Action*, 2003 THE UNIVERSITY OF CHICAGO LEGAL FORUM 279.
- *Command Responsibility: An Anatomy of Proof in Romagoza v. Garcia*, 36 U.C. DAVIS L. REV. 1213 (2003).
- *In Defense of Civil Redress: The Enforcement of Human Rights Through Civil Litigation in the Context of the Proposed Hague Judgments Convention*, 42 HARV. INT'L L. J. 143 (2001), reviewed in FOREIGN POLICY (March/April 2002) at 87.
- *The Civil Enforcement of Human Rights Norms in Domestic Courts*, 6 ILSA J. INT'L & COMP. L. 295 (2000).
- *The Definition of Crimes Against Humanity: Resolving the Incoherence*, 37 COL. J. OF TRAN'L L. 787 (1999).
- *The View from Beijing: The Establishment of the Permanent International Criminal Court in Light of the Experience of the Two Ad Hoc Tribunals*, 17 CHINESE Y.B. OF INT'L L. & AFFAIRS (1999).
- Primary Contributor and Editor, *The Statute of the International Criminal Court in Light of the Deliberations in Rome* (International Service for Human Rights, Geneva, Switzerland, 1999).
- Note, *The Definition of Genocide: Repairing the Genocide Convention's Blind Spot*, 7 YALE L. J. 2259 (1997).

## **SELECT AWARDS & FELLOWSHIPS**

- **THE CENTER ON CRIME, COMMUNITIES & CULTURE**, New York, NY (1997-1999)  
*Soros Justice Fellow.* Examined the application of international criminal law precepts in national courts and through the emerging jurisprudence of the two international criminal tribunals. Researched the lessons to be learned for the International Criminal Court from the work of the two *ad hoc* tribunals.
- **HOWARD HOLTZMAN FELLOW**, Asmara, Eritrea (Summer 1997)  
*Independent Research.* Researched legal reform issues and the establishment of the rule of law in Eritrea in light of the arbitration between Eritrea and Yemen.
- **KHOSLA MEMORIAL PRIZE** (1997)  
Awarded by the law faculty to the "law student who most demonstrated active engagement in advancing the values of human dignity in the international arena."
- **RAPHAEL LEMKIN PRIZE** (1997)  
Awarded by the law faculty for "the best paper in the field of International Human Rights."
- **ROTARY AMBASSADORIAL SCHOLARSHIP PROGRAM**, Nairobi, Kenya (1993)  
*Ambassadorial Scholar.* Researched gender, reproductive rights and development issues.

## **SELECT CONFERENCES**

- *Panelist*, "Justice Without Borders: Civil Universal Jurisdiction," The American Society of International Law (March 2005).

- *Conference Organizer & Moderator*, Global Jurisprudence Colloquium for International Judges, co-sponsored with Stanford University School of Law (March 2005).
- *Conference Organizer & Speaker*, International Law Weekend-West, Whittier Law School (February 2005).
- *Colloquium Lecture*, “Human Rights Litigation post-*Sosa*: Business As Usual,” Whittier Law School (January 2005).
- *Panelist*, “Torture in War,” World Affairs Council & Palo Alto Red Cross Foundation (November 2004).
- *Panelist*, “Genocide & The Sudan,” World Affairs Council (October 2004).
- *Moderator*, “African War Crimes Trials,” Stanford University Law School.
- *Moderator*, “Reconstruction in Iraq,” University of Davis School of Law.
- *Panelist*, Legal Forum on Class Action Lawsuits, University of Chicago Law School.
- *Panelist*, “Modern Issues in Alien Tort Claims Act Litigation,” Hastings Law School.
- *Panelist*, “The Mechanics of the ICC,” Shaking the Foundations Conference, Stanford Law School.
- *Conference Organizer & Moderator*, International Law Weekend—West, hosted by the American Branch of the International Law Association, Pepperdine Law School (2001) & Loyola of Los Angeles Law School (2003).
- *Panelist*, “Universal Jurisdiction and the Geneva Conventions,” International Law Weekend 2000, hosted by the American Branch of the ILA, New York.
- *Panelist*, “Comparative Universal Jurisdiction,” International Law in the New Millennium, hosted by Amnesty International, San Francisco.
- *Panelist*, “In Defense of the Civil Action,” International Law Weekend 1999, hosted by the American Branch of the ILA, New York.
- *Panelist*, “The Enforcement of Human Rights Norms in the Domestic Context,” The Hague Appeal for Peace Conference, The Hague.
- *Panelist*, “Ever Again? Evaluating the U.N. Genocide Convention on its 50<sup>th</sup> Anniversary,” hosted by The Institute for the Study of Genocide, New York.
- *Delegation Head*, International Service for Human Rights, U.N. Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court, Rome.
- *Rapporteur*, “The Establishment of a Permanent International Criminal Court in Light of the Experience of the Ad Hoc Tribunals for the former Yugoslavia and Rwanda,” hosted by Beijing University Faculty of Law, Beijing.

## **LANGUAGES**

Workable French, Spanish & Swahili.