

RYAN SCOVILLE

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

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

Unqualified Ambassadors, 69 *DUKE L.J.* 71 (2019)

- Discussed in the *Washington Post*, the *L.A. Times*, *The Atlantic*, and *Foreign Policy*, and on MSNBC, NBC News, Yahoo, *Fortune*, *Salon*, *Axios*, *Quartz*, *The Monkey Cage*, 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
- Reviewed by Professor Anne Joseph O’Connell at *Jotwell*

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 in CURTIS A. BRADLEY & JACK L. GOLDSMITH, *FOREIGN RELATIONS LAW: CASES AND MATERIALS* (6th ed. 2017)
- Discussed on the *Originalism Blog*

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)

- Cited by the International Law Commission
- 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)

- Cited in CURTIS A. BRADLEY & JACK L. GOLDSMITH, *FOREIGN RELATIONS LAW: CASES AND MATERIALS* (6th ed. 2017)
- Discussed on the *Originalism Blog*

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

Invited Symposium Essays

Toward Meta-Knowledge of Foreign Relations Law in U.S.-Japan Relations, in STRENGTHENING THE U.S.-JAPAN ALLIANCE (Columbia Law School, Nat'l Defense Academy of Japan, forthcoming 2020)

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

New Evidence of Secret International Agreements, Lawfare (Feb. 19, 2020)

Does Giuliani's Work in Ukraine Violate the Appointments Clause?, Lawfare (Oct. 1, 2019)

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)

SELECTED PRESENTATIONS & MEDIA

Lewis & Clark Law School, ASIL International Law in Domestic Courts Workshop (December 2019), Presenter: *U.S. Foreign Relations Law from the Outside in*

U.S. Ambassadorships Are Destination Tourism for the Mega-Rich, The Monkey Cage (Nov. 28, 2019) (interviewed about ambassadorial appointments)

The Legacy of Pay-to-Play Ambassador Appointments, WNYC – The Takeaway (Nov. 21, 2019) (interviewed about ambassadorial appointments)

Robbie Gramer, *U.S. Diplomacy’s ‘Gordon Problem’ Goes Way Beyond Gordon Sondland*, Foreign Policy (Nov. 21, 2019) (quoted on ambassadorial appointments)

Open World Program (Washington, DC), Legislative Diplomacy Roundtable (November 2019)

Duke University, Duke Law Journal Author Talk (October 2019), Presenter: *Unqualified Ambassadors*

James Laporta, *Trump Administration Restricts Congressional Travel to Afghanistan, Prompting Some Democrats to Cry Foul*, Newsweek (May 13, 2019) (quoted on legislative diplomacy)

How Many Trump-Appointed Ambassadors Donated to His Campaign?, MSNBC, Velshi & Ruhle (April 3, 2019) (interviewed about ambassadorial appointments)

Columbia University, Weatherhead East Asian Institute: 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: 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*

Washington University in St. Louis: ASIL Mid-Year Meeting (October 2017), Presenter: *Unqualified Ambassadors*

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

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

Northwestern University: ASIL Mid-Year Meeting (November 2014), Presenter: *Anarchy is What Law Schools Make of it*

University of Michigan, Michigan Law Review Author Talk (March 2014), Presenter: *Legislative Diplomacy*

University of Illinois, Center for East Asian and Pacific Studies: 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: Faculty Exchange Workshop (Feb. 2013), Presenter: *Legislative Diplomacy*

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

SERVICE

American Society of International Law:

International Law in Domestic Courts Interest Group (co-chair)

Marquette University Law School:

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

—*Stanford Law Review*: Executive Editor, Board of Editors Award

—*Stanford Journal of International Law*: Senior Articles Editor

—Class of 2002 Fellowship in Conflict Resolution

Brigham Young University, B.A., International Studies 2003

—Valedictorian, Kennedy Center for International Studies

—University Commencement Speaker

—Honors Program

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)