

Peter Lincoln Lindseth

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ACADEMIC APPOINTMENTS

University of Connecticut School of Law

Olimpiad S. Ioffe Professor of International and Comparative Law, since 2010; Professor of Law, 2005-10; Associate Professor, 2000-05

Director of Graduate, International, and Non-JD Programs, since 2012; Director, LLM in US Legal Studies, since 2012; Director, SJD Program, since 2012; Co-Director, Professional Certificate Program in Corporate and Regulatory Compliance, since 2016; Director, Executive LLM in US Law (Seoul, Korea), since 2018 (Director of Non-Degree Korea Teaching Program, 2014-18); Director, LLM in Governance, Risk Management and Compliance, since 2021

University Committees: Global Affairs Advisory Board, since 2013; Future of Learning (Post-Covid), 2021; Law School Dean Search, 2019-20, 2012-13; International Executive Council, 2010

Law School Committees: Strategic Planning Executive Committee, 2021-22 (chair); Dean's Leadership Team, since 2020; Senior Management and Report Team (SMART), since 2020; Graduate, International and Non-JD Programs, 2016-present, 2014-16 (chair); 2009-14, 2003-07; Faculty Appointments, 2020-22, 2013-14, 2010-11 (chair), 2009-10, 2006-07 (chair), 2003-05; Faculty Productivity (ad hoc), 2020-2021; Personnel Advisory (Tenure), 2018-20, 2023-present; Learning Assessment, 2017-18; New Programs, 2014-15; Strategic Priorities Committee, 2011 (chair); Educational Policy, 2005-06 (chair)

Courses: Administrative Law; Civil Procedure; Compliance; European Union Law; International Business Transactions; Legislation and Regulation; and Torts

Visiting Professorships

University of Helsinki, Institute for Social Sciences and Humanities, HSSH Visiting Professor, Spring-Fall 2024 (short-term visits)

Libera Università Internazionale degli Studi Sociali (LUISS 'Guido Carli' University), Rome, International Professor, Spring 2022 (deferred from 2020 due to pandemic)

Queen Mary University of London, Visiting Professor, 2014-19 (short-term visits)

Tilburg University, Royal Netherlands Academy of Arts and Sciences (KNAW) Visiting Professor, Spring-Fall 2014 (short-term visits)

Université Panthéon-Assas Paris II, Visiting Professor, October 2009

Yale Law School, Visiting Professor, 2008-2009

Princeton University, Visiting Professor of Public Affairs, Spring 2008; also Visiting Fellow, Program in Law and Public Affairs (LAPA), 2007-08

Université de Droit, d'Economie, et des Sciences d'Aix-Marseille (now Université Paul Cézanne), Visiting Professor, March 2002

Fellowships and Miscellaneous Appointments

University of Oxford, Research Associate, Centre for International Studies, Department of Politics and International Relations, 2015-18

New York University School of Law, Senior Emile Noel Fellow, Jean Monnet Center for International and Regional Economic Law & Justice, Spring 2015 & 2017; Senior Fellow, the Program on Corporate Compliance and Enforcement, 2017

American Academy in Berlin, Daimler Fellow, Spring 2012

York University, Visiting Scholar, EU Centre of Excellence, Toronto, Ontario, March 2011

Max-Planck-Institut für europäische Rechtsgeschichte, *Stipendiat*, June-July 2008

European University Institute, Jean Monnet Fellow, Robert Schuman Centre for Advanced Studies, Florence, Italy, Spring 2003

European University Institute, Lecturer, Academy of European Law, Florence, Italy, July 2000
Columbia Law School, Research Scholar, 1998-2000; Associate Director, European Legal Studies Center, 1998-99; Coordinator of European Legal Programs, 1997-98; Associate-in-Law (teaching fellow), 1995-97; *The Columbia Journal of European Law*, various positions (including Managing Editor), 1995-99
Conseil d'État, Chateaubriand Fellow, Paris, France, 1994-95
Columbia University, Department of History, Richard A. Hofstadter Fellow in History, 1991-96; Center for the Social Sciences, Graduate Fellow, 1993-94

EDUCATION

Columbia University, Ph.D., 2002; M.Phil., 1994; M.A., 1992 (European History); Dissertation: *The Contradictions of Supranationalism: European Integration and the Constitutional Settlement of Administrative Governance, 1920s-1980s* (advisor: Robert O. Paxton); M.A. thesis: *Left Leanings and Liberal Flirtations: The Club Jean Moulin and the Idea of Modern Democracy*; "Excellent" in all orals fields for the M.Phil. degree, 1994
Cornell University, J.D., 1987; B.A., 1984, *magna cum laude* in history, distinction in all subjects; honors essay: *André Malraux and the Politics of Culture in Gaullist France*

LAW PRACTICE

Shearman & Sterling, New York, New York
Associate (Litigation Dep't), 1990-91
Rogers & Wells, New York, New York
Associate (Litigation Dep't), 1987-90; Summer Associate, 1986
Admitted in New York, 1988 (inactive/'retired')

ASSOCIATIONS AND PROFESSIONAL ACTIVITIES

Association of American Law Schools (founding chair, Section on European Law, 2013-14)
American Bar Association (Section on Administrative Law and Regulatory Practice)
American Society for Legal History
American Society of Comparative Law
Council of European Studies (Program Committee, 2016 Int'l Conference of Europeanists)
European Union Studies Association
French Yearbook of Public Law, France, Scientific Committee
Giornale di Storia costituzionale, Italy, International Board
Initiative for Regulatory Innovation, CEU Business School, Central European University, Budapest, Hungary (Steering Network)
Inkubator Umowy Społecznej (IUS) ['Social Contract Incubator', civil society organization working toward constitutional reform in Poland], International Advisory Board
Comparative and Global Administrative Law eJournal, Editor, Social Science Research Network
Peer Review: American Academy in Berlin; Cambridge University Press; Edward Elgar Publishing; *Global Constitutionalism*; Irish Research Council; *Journal of European Public Policy*; *Journal of Modern History*; *Law & Social Inquiry*; Oxford University Press; *Regulation & Governance*; *World Politics*
Towards a New History of European Public Law, Research Project, Saxo Institute, University of Copenhagen (External Advisory Board)

PUBLICATIONS, PAPERS, AND PRESENTATIONS

Books:

- OXFORD HANDBOOK OF COMPARATIVE ADMINISTRATIVE LAW (co-editor with Peter Cane, Herwig Hofmann and Eric Ip, Oxford University Press 2020)
- COMPARATIVE ADMINISTRATIVE LAW, 2d edition (co-editor with Susan Rose-Ackerman and Blake Emerson) (Edward Elgar Publishing 2017)
- DIGITAL DEMOCRACY IN A GLOBALIZED WORLD (co-editor with Corien Prins, Colette Cuijpers, and Monica Rosina) (Edward Elgar Publishing 2017)
- POWER AND LEGITIMACY: RECONCILING EUROPE AND THE NATION-STATE (Oxford University Press 2010)
- COMPARATIVE ADMINISTRATIVE LAW (co-editor with Susan Rose-Ackerman) (Edward Elgar Publishing 2010)
- ADMINISTRATIVE LAW OF THE EUROPEAN UNION: OVERSIGHT (principal author, with Alfred C. Aman and Alan C. Raul) (George Bermann, et al., series eds., ABA Publishing 2008)
- TRANSATLANTIC REGULATORY COOPERATION: LEGAL PROBLEMS AND POLITICAL PROSPECTS (co-editor with George Bermann and Matthias Herdegen) (Oxford University Press 2000)

Book chapters:

- Transatlantic 'Administrative Constitutionalism': New Deal Models and Supranational Governance in Europe Since the 1950s*, in RESEARCH HANDBOOK ON THE POLITICS OF CONSTITUTIONAL LAW (Mark Tushnet and Dimitry Kochenov, eds., Routledge 2023)
- The Constitutional Imaginary and the Metabolic Realities of European Integration*, in EUROPEAN IMAGINARIES: BETWEEN IDEOLOGY AND UTOPIA (Jan Komárek, ed., Oxford University Press 2023)
- State Formation and the Emergence of Public Law: An Evolutionary and Institutional Perspective*, in LIBER AMICORUM PER MARCO D'ALBERTI (Guido Alpa, et al., eds, Giappichelli 2022)
- The Eurozone Crisis, the Coronavirus Response, and the Limits of European Economic Governance* (with Cristina Fasone), in THE IDEA OF ECONOMIC CONSTITUTION IN EUROPE (Guillaume Grégoire and Xavier Miny, eds., Brill Publishing 2022)
- Epilogue: Executives, Legislatures and the Semantics of EU Public Law: A Pandemic-Inflected Perspective*, in EXECUTIVE-LEGISLATIVE (IM)BALANCE IN THE EUROPEAN UNION (Diane Fromage and Anna Herranz-Surrallés, eds., Hart Publishing, 2021)
- Evolutionary Public Law: Constituting and Administering Human 'Ultra-Sociality'*, in OXFORD HANDBOOK OF COMPARATIVE ADMINISTRATIVE LAW (Peter Cane, Herwig Hofmann, Eric Ip, and Peter Lindseth, eds., Oxford University Press, 2020)
- Le fratture della «costituzione metabolica» europea: gli strumenti (inadeguati) per il loro superamento* ('The Fractures of the European «Metabolic Constitution» and the (Inadequate) Instruments to Overcome Them') (co-author with Cristina Fasone), in PARLAMENTI E DEMOCRAZIA IN EUROPA TRA INTEGRAZIONE DIFFERENZIATA E

FEDERALISMI ASIMMETRICI (Cristina Fasone, Nicola Lupo and Antoine Vauchez, eds., Il Mulino, 2020)

The Democratic Disconnect, the Power-Legitimacy Nexus, and the Future of EU Governance, in EU LAW IN POPULIST TIMES: CRISES AND PROSPECTS (Francesca Bignami, ed., Cambridge University Press, 2020)

Judicial Review in Administrative Governance: A Theoretical Framework for Comparative Analysis, in JUDICIAL REVIEW OF ADMINISTRATIVE DISCRETION IN THE ADMINISTRATIVE STATE (Jurgen de Poorter, Ernst Hirsch Ballin, Saskia Lavrijssen, eds., T.M.C. Asser/Springer, 2019)

Foundings: European Integration, in OXFORD HANDBOOK OF LEGAL HISTORY (Markus Dubber and Christopher Tomlins, eds., Oxford University Press, 2018)

The Law of the European Union in Historical Perspective, in OXFORD HANDBOOK OF EUROPEAN LEGAL HISTORY (Markus Dubber, Mark Godfrey, Heikki Pihlajamäki, eds., Oxford University Press, 2018)

The Metabolic Constitution and the Nature of EU Legal Pluralism, in RESEARCH HANDBOOK IN LEGAL PLURALISM IN EU LAW (Gareth Davis and Matej Avbelj, eds., Edward Elgar Publishing, 2018)

Between the 'Real' and the 'Right': Explorations Along the Institutional-Constitutional Frontier, in CONSTITUTIONALISM AND THE RULE OF LAW: BRIDGING IDEALISM AND REALISM (Maurice Adams, Ernst Hirsch Ballin and Anne Meuwese, eds., Cambridge University Press, 2017)

Disequilibrium and Disconnect: On Weiler's (Still Robust) Theory of European Transformation, in THE TRANSFORMATION OF EUROPE—TWENTY-FIVE YEARS ON (Miguel Maduro and Marlene Wind, eds. Cambridge University Press, 2017)

European Democracy and National Parliaments (through the Prism of Matteo Renzi), in THE ITALIAN PARLIAMENT IN THE EUROPEAN UNION (Nicola Lupo and Giovanni Piccirilli, eds., Hart Publishing, 2017) [capstone chapter of the volume]

Introduction, in COMPARATIVE ADMINISTRATIVE LAW, 2d edition (Susan Rose-Ackerman, Peter Lindseth and Blake Emerson, eds., Edward Elgar Publishing, 2017)

National Parliaments and Mediated Legitimacy in the EU: Theory and History, in NATIONAL PARLIAMENTS AFTER THE LISBON TREATY AND THE EURO CRISIS: RESILIENCE OR RESIGNATION? (Davor Jančić, ed., Oxford University Press, 2017)

Technology, Democracy, and Institutional Change, in DIGITAL DEMOCRACY IN A GLOBALIZED WORLD (Corien Prins, Colette Cuijpers, Peter Lindseth, and Monica Rosina, eds., Edward Elgar Publishing, 2017)

Viking's 'Semantic Gaps': *Law and the Political Economy of Convergence in the EU*, in EU LAW STORIES: COMPARATIVE AND CONTEXTUAL HISTORIES OF EUROPEAN JURISPRUDENCE (Fernanda Nicola and Bill Davies, eds., Cambridge University Press, 2017)

- What's in a Label? The EU as 'Administrative' and 'Constitutional'*, in COMPARATIVE ADMINISTRATIVE LAW, 2d edition (Susan Rose-Ackerman, Peter Lindseth and Blake Emerson, eds., Edward Elgar Publishing 2017)
- Supranational Organizations*, in OXFORD HANDBOOK OF INTERNATIONAL ORGANIZATIONS (Ian Hurd, Ian Johnstone, and Jacob Katz Cogan, eds., Oxford University Press, 2016)
- Rescue Package for Fundamental Rights*, in GEBÄNDIGTE MACHT: VERFASSUNG IM EUROPÄISCHEN NATIONALSTAAT. VERFASSUNGSBLOG II (Alexandra Kemmerer, Christoph Möllers, Maximilian Steinbeis, eds., Nomos, 2015)
- Rescue Package for Fundamental Rights: Further Comments*, in GEBÄNDIGTE MACHT: VERFASSUNG IM EUROPÄISCHEN NATIONALSTAAT. VERFASSUNGSBLOG II (Alexandra Kemmerer, Christoph Möllers, Maximilian Steinbeis, eds., Nomos, 2015)
- Der europäische Kontext: Von der Krise der Zwischenkriegszeit zur Verfassungsregelung nach dem Krieg und darüber hinaus* ('The European Context: From Interwar Crisis to Postwar Constitutional Settlement and Beyond'), in STAATS- UND VERFASSUNGSKRISE 1933 (Barbara Blümel and Ulrike Felber, eds., Böhlau, 2014)
- Power and Legitimacy in the Eurozone: Can Integration and Democracy Be Reconciled?*, THE CONSTITUTIONALIZATION OF EUROPEAN BUDGETARY CONSTRAINTS (Maurice Adams, Federico Fabbrini and Pierre Larouche, eds., Hart Publishing, 2014)
- European Solidarity and National Identity: An American Perspective*, in EUROPÄISCHE SOLIDARITÄT UND NATIONALE IDENTITÄT: ÜBERLEGUNGEN IM KONTEXT DER KRISE IM EURORAUM (Christian Calliess, ed., Mohr Siebeck Verlag, 2013)
- The Eurozone Crisis, Institutional Change, and 'Political Union'*, in POLITICAL, FISCAL, AND BANKING UNION IN THE EUROZONE? (Franklin Allan, Elena Carletti, and Joanna Gray, eds., Wharton Financial Institutions Center Press 2013)
- Introduction*, in COMPARATIVE ADMINISTRATIVE LAW (co-editor with Susan Rose-Ackerman; Edward Elgar Publishing, 2010)
- Agents Without Principals?: Delegation in an Age of Diffuse and Fragmented Governance*, in REFRAMING SELF-REGULATION IN EUROPEAN PRIVATE LAW (Fabrizio Cafaggi, ed., Kluwer Law International, 2006)
- 'Always Embedded' Administration: the Historical Evolution of Administrative Justice as an Aspect of Modern Governance*, in THE ECONOMY AS A POLITY: THE POLITICAL CONSTITUTION OF CONTEMPORARY CAPITALISM (Christian Joerges, Bo Stråth and Peter Wagner, eds., UCL Press, 2005)
- Delegation is Dead, Long Live Delegation: Managing the Democratic Disconnect in the European Market-Polity*, in GOOD GOVERNANCE IN EUROPE'S INTEGRATED MARKET (Christian Joerges and Renaud Dehousse, eds., Oxford University Press, 2002)

Journal Articles:

- L'Union Européenne et les limites de la gouvernance administrative supranationale: De la crise de la zone euro à la réponse au coronavirus* [The EU and the Limits of Supranational Administrative Governance: From the Eurozone Crisis to the Coronavirus Response]

(with Cristina Fasone), 180 REVUE FRANÇAISE D'ADMINISTRATION PUBLIQUE 859 (2021) [lead article in special issue *Les transformations du champ administratif européen (2015-2021)* [The Transformations of the European Administrative Field (2015-2021)], edited by Didier Georgakakis]

Institutional Change and the Continuity of Law, 55 CONNECTICUT LAW REVIEW 1473 (2021) (contribution to *Festschrift* in honor of Richard Kay)

Theorizing Backlash: Supranational Governance and International Investment Law and Arbitration in Comparative Perspective, 21 JOURNAL OF WORLD INVESTMENT AND TRADE 34 (2020) [Special Issue: Comparative and International Investment Law: Prospects for Reform, edited by Georgios Dimitropoulos]

Reflections on the 'Administrative, Not Constitutional' Character of EU Law in Times of Crisis, 9(2) PERSPECTIVES ON FEDERALISM 1 (2017), <http://www.on-federalism.eu/index.php/component/content/article/257-reflections-on-the-administrative-not-constitutional-character-of-eu-law-in-times-of-crisis> [keynote article in special issue on 'Competing Paradigms for EU Law in Times of Crisis,' Marta Simoncini and Gert Straetmans, eds.]

The Perils of 'As If' European Constitutionalism, 22 EUROPEAN LAW JOURNAL 696 (2016) [review article of Kaarlo Tuori, *European Constitutionalism* (2015)]

Sovereignty, the Nation-State, and Integration History, 18 IRISH JOURNAL OF EUROPEAN LAW (2015), <https://www.isel.ie/article/view-free/id/179> [keynote lecture, 16th Irish European Law Forum, December 2013]

Transatlantic Functionalism: New Deal Models and European Integration, 2(1) CRITICAL ANALYSIS OF LAW 83 (2015) [Symposium, Historical Analysis of Law]

Equilibrium, Demoi-cracy and Delegation in the Crisis of European Integration, 15(4) GERMAN LAW JOURNAL 529 (2014)

Of the People: Democracy, the Eurozone, and Lincoln's Threshold Criterion, 22 BERLIN JOURNAL 4 (2012) [based on my Spring 2012 Daimler Lecture at the American Academy in Berlin]

The Critical Promise of the New History of European Law, 21 CONTEMPORARY EUROPEAN HISTORY 455 (2012) [capstone article of a special issue on the legal dimension of European integration history]

Constitutionalism Beyond the State? The Administrative Character of European Governance Revisited, 33 CARDOZO LAW REVIEW 101 (2012) [Symposium on Michel Rosenfeld, *The Identity of the Constitutional Subject* (2010)]

Comparative Administrative Law: Outlining a Field of Study (with Susan Rose-Ackerman), 28 THE WINDSOR YEARBOOK OF ACCESS TO JUSTICE 435 (2011)

European Regulation Transformed: Adversarial Legalism's Muted Atlantic Crossing, 18 COLUMBIA JOURNAL OF EUROPEAN LAW 165 (2011) [Review Essay of R. Daniel Kelemen, *Eurolegalism: The Transformation of Law and Regulation in the European Union* (Harvard University Press, 2011)]

The “Law-Regulation Distinction” and European Integration: Reflections on the German Jurisprudence from the 1960s to the Present, 4 JUS POLITICUM (2010), <http://www.juspoliticum.com/The-Law-Regulation-Distinction-and.html> [Special issue: *Science du droit et démocratie*]

Reconciling with the Past: John Willis and the Question of Judicial Review in Inter-war and Post-war England, 55 UNIVERSITY OF TORONTO LAW JOURNAL 657 (2005) [Symposium, *Administrative Law Today: Culture, Ideas, Institutions, Processes, Values – Essays in Honour of John Willis*]

The Paradox of Parliamentary Supremacy: Delegation, Democracy, and Dictatorship in Germany and France, 1920s-1950s, 113 YALE LAW JOURNAL 1341 (2004)

The Contradictions of Supranationalism: Administrative Governance and Constitutionalization in European Integration Since the 1950s, 37 LOYOLA-LOS ANGELES LAW REVIEW 363 (2003) [Symposium, *The Emerging Transnational Constitution*]

Weak’ Constitutionalism? Reflections on Comitology and Transnational Governance in the European Union, 21 OXFORD JOURNAL OF LEGAL STUDIES 145 (2001) [Review Essay of Christian Joerges and Ellen Vos, eds., *EU Committees: Social Regulation, Law and Politics* (Hart 1999)]

Democratic Legitimacy and the Administrative Character of Supranationalism: the Example of the European Community, 99 COLUMBIA LAW REVIEW 628 (1999)

Comparing Administrative States: Susan Rose-Ackerman and the Limits of Public Law in Germany and the United States, 2 COLUMBIA JOURNAL OF EUROPEAN LAW 589 (1996) [Review Essay of Susan Rose Ackerman, *Controlling Environmental Policy: The Limits of Public Law in Germany and the United States* (Yale University Press, 1995)]

Law, History and Memory: “Republican Moments” and the Legitimacy of Constitutional Review in France, 3 COLUMBIA JOURNAL OF EUROPEAN LAW 49 (1996/97)

Réflexions sur le droit administratif aux États-Unis 1993-1994 (with George Bermann), 46 ÉTUDES ET DOCUMENTS DU CONSEIL D’ÉTAT 515 (1994)

Evolution du droit administratif américain 1992-93 (with George Bermann), 45 ÉTUDES ET DOCUMENTS DU CONSEIL D’ÉTAT 483 (1993)

Shorter Pieces:

For a Strong Poland, United in Its Diversity (translated into Polish) in UMÓWMY SIĘ NA POLSKĘ [LET’S AGREE ON POLAND] (Maciej Kisilowski and Anna Wojciuk, eds., Znak Publishing 2023) [collective volume presenting the proposals of the *Inkubator Umowy Społecznej* (IUS) (in English: ‘Social Contract Incubator’), a civil society organization working toward constitutional reform in Poland, of which I am a member of the International Advisory Board]

Book Review: Anu Bradford, The Brussels Effect: How the European Union Rules the World (OUP 2020), 70 AMERICAN JOURNAL OF COMPARATIVE LAW 641 (2022)

Introduction: Olimpiad S. Ioffe Centenary, 36 CONNECTICUT JOURNAL OF INTERNATIONAL LAW 78 (2021) [with additional contributions by Anatoly Didenko, Carol Weisbrod, and Mark Janis]

'Du simple au complexe' revisited, in LE FUTUR DU DROIT ADMINISTRATIF (Jean-Bernard Auby and Emmanuel Slautsky, eds., Lexis-Nexis, 2019) [comment on chapters in section 'Les moteurs de transformation du droit administratif']

Author's Reply: 'Outstripping', or the Question of 'Legitimate for What?' in EU Governance, 8 EUROPEAN CONSTITUTIONAL LAW REVIEW (EUCONST) 153 (2012) [special book symposium on *Power and Legitimacy*, with reviews by Türküler Isiksel (Columbia), Stefano Bartolini (EUI), and Bruno de Witte (Maastricht/EUI)]

Book Review: Michael Stolleis, A History of Public Law in Germany 1914-1945 (Oxford University Press, 2004), 25 LAW AND HISTORY REVIEW 229 (2007)

Working Papers:

The Constitutional Imaginary and the 'Metabolic' Realities of European Integration, iCourts Working Paper Series No. 233 / IMAGINE Working Paper No. 12 (2021), <https://imagine.sites.ku.dk/publications/>

Europe's Fractured Metabolic Constitution: From the Eurozone Crisis to the Coronavirus Response (with Cristina Fasone), LUISS School of Government, SOG Working Paper 61 (October 2020), <https://sog.luiss.it/research/working-papers>

Reconciling Europe and National Parliaments: Reflections on Technocracy, Democracy, and Post-Crisis Integration, AMMINISTRAZIONE IN CAMINO, PARLAMENTO, NOTE E COMMENTI (2014), <http://www.amministrazioneincammino.luiss.it/?p=22616> and at SSRN: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2481034

Disequilibrium and Disconnect: On Weiler's (Still Robust) Theory of European Transformation, Working Papers of the University of Connecticut School of Law, No. 2013/01 (2013), http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2270119

Equilibrium, Demoi-cracy, and Delegation: On the 'Administrative, not Constitutional' Legitimacy of European Integration, Jean Monnet Working Paper 07/13 (2013), posted as part of a symposium on 'Multipolar Administrative Law' deriving from a conference at NYU Law School of the same name, organized by Joseph Weiler and Sabino Cassese (September 9-10, 2012), <http://www.jeanmonnetprogram.org/papers/13/documents/Lindseth.pdf>

The 'Maastricht Decision' Ten Years Later: Parliamentary Democracy, Separation of Powers, and the Schmittian Interpretation Reconsidered, Robert Schuman Centre for Advanced Studies/EUI Working Papers, RSC No. 2003/18 (2003), http://cadmus.eui.eu/bitstream/handle/1814/1893/03_18.pdf?sequence=1

In Progress:

Administration and Democracy, in Susan Rose-Ackerman, ed., PUBLIC ADMINISTRATION AND EXPERTISE IN DEMOCRATIC GOVERNMENTS: COMPARATIVE PUBLIC LAW IN THE TWENTY-FIRST CENTURY (Routledge, forthcoming) [capstone chapter]

BEYOND ‘AS IF’ CONSTITUTIONALISM: THE NGEU MODEL AND THE NEW REGIME OF EUROPEAN INTEGRATION, book manuscript in progress (with Päivi Leino-Sandberg)

COMPARATIVE ADMINISTRATIVE LAW, 3d edition (co-editor with Blake Emerson and others) (Edward Elgar Publishing, forthcoming)

Crisis, Interpretation, and the Rule of Law: The Case of ‘Cohesion’ in the NGEU and Beyond, to be submitted as part of a special issue of THE HAGUE JOURNAL OF THE RULE OF LAW (with Päivi Leino-Sandberg)

Blog Posts:

How Cohesion Became the EU’s Vehicle for Economic Policy: Tracing the Hidden History of Article 175(3) TFEU (with Päivi Leino-Sandberg), *Verfassungsblog* (August 14, 2023)

Primacy vs Supremacy: Comments on John Bell and François Lichère, *Contemporary French Administrative Law* (CUP 2022), *British Association of Comparative Law Blog* (May 18, 2023)

Oxford Handbook of Comparative Administrative Law (with Peter Cane, Herwig Hofmann, and Eric Ip), *British Association of Comparative Law Blog* (March 4, 2022)

Rule-of-Law Conditionality and Resource Mobilization – the Foundations of a Genuinely ‘Constitutional’ EU? (with Cristina Fasone), *Verfassungsblog* (December 11, 2020)

Compliance and Legal Education: Reflections on the Transformative Potential, *Compliance & Enforcement Blog*, NYU Program on Corporate Compliance and Enforcement (August 10, 2017)

The Quest for EU Reform after Brexit: Changes to the Role and Doctrines of the European Court of Justice, *EUtopialaw.com* (June 24, 2016)

Meanwhile, in Germany...the OMT ruling of the German Constitutional Court, *EUtopialaw.com* (June 23, 2016)

Tweet Storm on Karlsruhe’s OMT Judgment (with additional commentary), *europæus|law* (June 22, 2016)

Supranational Organizations as Administrative Governance (and the issue of constraints on the scope of authority delegable to the European level), *EUtopialaw.com* (November 4, 2014)

Matteo Renzi, between the quest for “Europe’s soul” and the ‘assault of technocracy”, *EUtopialaw.com* (August 14, 2014)

Barking vs. Biting: Understanding the German Constitutional Court’s OMT Reference ... and Its Implications for EU Reform, *EUtopialaw.com* (February 10, 2014); cross-posted to *europæus|law* (February 11, 2014)

‘An Inherently Public-Private Partnership’: Introductory Reflections on Financial Sector Regulation Since the Advent of the Crisis, *europæus|law* (January 1, 2014)

On the ‘Administrative, Not Constitutional’ Legitimacy of European Integration (Theoretical), EUtopialaw.com (October 30, 2013)

The Eurozone Crisis, Institutional Change, and “Political Union,” EUtopialaw.com (September 18, 2013)

Both ‘More Europe’ and ‘Less’: Some Thoughts on ‘Political Union’ and the Eurozone Crisis, EUtopialaw.com (April 22, 2013)

Cyprus ... or Why the ‘No-Demos Problem’ Defines the Policy Response to the Eurozone Crisis, EUtopialaw.com (March 27, 2013); cross-posted to europæus|law (March 29, 2013)

The Cyprus Bailout, Deposit Guarantees, and the Single Market, europæus|law (March 16, 2013); updated and cross-posted to EUtopialaw.com (March 17, 2013)

‘Democracy’ follow-up: reflections on the legal and institutional implications of the concept, europæus|law (March 19, 2013)

Breaking the Sovereign-Bank Link...Not, EUtopialaw.com (February 14, 2013); cross-posted to europæus|law (February 15, 2013)

Interdependence, Political Will, and Morality: Banking Union Version, EUtopialaw.com (December 20, 2012); cross-posted to europæus|law (December 23, 2012)

Thoughts on the Maduro Report: Saving the Euro Through European Democratization?, Global Governance Programme Network, Robert Schuman Centre for Advanced Studies, EUI (November 12, 2012); cross-posted to EUtopialaw.com (November 13, 2012), and to europæus|law (November 15, 2012)

Introduction, europæus|law (October 19, 2012)

‘Fault, Not Solidarity’ to Save the Eurozone? Apparently It’s ‘Neither’, EUtopialaw.com (September 27, 2012)

Karlsruhe Capitulates? Hardly – Understanding the ESM Ruling of September 12, EUtopialaw.com (September 17, 2012)

Waiting for September 12, EUtopialaw.com (September 4, 2012)

Europe’s ‘Democratic Disconnect’: Reflections on the Recent Comments by Mario Monti, EUtopialaw.com (August 7, 2012)

Fault, Not Solidarity: a Normative Argument to Save the Eurozone?, EUtopialaw.com (July 30, 2012)

‘Dual Legitimation’, Banking Union, and the *Demokratieprinzip* in Germany: Initial Thoughts after the Recent European Summit, EUtopialaw.com (July 9, 2012)

Leaving Berlin (Part II): The Power of the European Idea, EUtopialaw.com (May 28, 2012)

Leaving Berlin (Part I): Further Reflections on the Constitutional Dimension of the Eurozone Crisis in Germany, EUtopialaw.com (May 17, 2012)

- Der Spiegel Alleges ‘Kohl Administration Mised Constitutional Court’ on EMU Risks in 1998 – So what’s the likely impact on GFCC deference going forward?, EUtopialaw.com (May 10, 2012)
- Target2 Imbalances and the ‘Demokratieprinzip’: Some Questions, Verfassungsblog.de (April 5, 2012)
- Target2 Imbalances and German Democracy: Surmountable Contradictions?, EUtopialaw.com (March 26, 2012)
- National Parliaments in European Integration: Europeanization, Renationalization, or Reconciliation?, EUtopialaw.com (March 1, 2012)
- Rescue Package for Fundamental Rights: Further Comments from Peter Lindseth, Verfassungsblog.de (February 28, 2012)
- Rescue Package for Fundamental Rights: Comments by Peter Lindseth, Verfassungsblog.de (February 18, 2012)
- Greek ‘Sovereignty’ and European ‘Democracy’—a bit of a walk-back, due to some ‘colossal’ concerns, EUtopialaw.com (February 15, 2012)
- The Eurozone Crisis and Europe’s Persistent ‘No-Demos Problem’, EUtopialaw.com (January 31, 2012)
- The French downgrade –and further questions about the German constitutional fault lines in the Eurozone crisis, EUtopialaw.com (January 16, 2012)
- Understanding the German Constitutional Fault Lines in the Eurozone Crisis: Der Spiegel’s interview with Udo Di Fabio, EUtopialaw.com (January 12, 2012)
- ‘More’ and ‘Less’ Europe in the Summit Aftermath (with that ‘less’ being Britain?), EUtopialaw.com (December 12, 2011)
- Power and Legitimacy in the Eurozone crisis endgame –looking back at the spring of 2010, EUtopialaw.com (December 2, 2011)
- “The Eurozone Crisis is Also a Governance Crisis –Isn’t it?” – A reply to Prof. Kenneth Anderson, EUtopialaw.com (November 28, 2011)
- Eurozone ‘outs’ and the ironic need for ‘more Europe’ (of a particular kind), EUtopialaw.com (November 17, 2011)
- Greek ‘Sovereignty’ and European ‘Democracy’, EUtopialaw.com (November 9, 2011)
- Self-assertion in theory, submission in practice? – A Reply to Dr. Gunnar Beck, EUtopialaw.com (October 31, 2011)
- Slovakia and European Democracy, EUtopialaw.com (October 14, 2011)

The Eurozone Crisis and “More” and “Less” Europe Revisited: Could CAP reform be brought into play?, *EUtopialaw.com* (September 26, 2011)

The Eurozone Crisis and the future of European governance: functional demands vs. cultural commitments, with politics as the battleground, *EUtopialaw.com* (September 20, 2011)

The People’s Court – Revisited, *EUtopialaw.com* (September 16, 2011)

Lindseth Replies: Some closing thoughts on Power and Legitimacy, *OpinioJuris.org* (April 29, 2011)

Coming to Terms with Regulatory Power beyond the State, *OpinioJuris.org* (April 25, 2011) [author’s introduction to on-line symposium on *Power and Legitimacy*, with contributions by Fernanda Nicola (American University), Francesca Bignami (George Washington University), and Kenneth Anderson (American University/Hoover Institution, Stanford)]

Other writings:

Power and Legitimacy in the Euro Crisis: An Intellectual Journey, *UConn Global Affairs Newsletter* (Spring 2014)

An Echo of Ugly History, op-ed, *Hartford Courant* (June 18, 2004)

La démocratie et les armes, op-ed, *Libération*, Paris (19-20 August 1995), 5

Punitive Damages, Uncertainty and Regulating First-Party Insurer Conduct (with John Sheehy and Stephen Lazare), in *BAD FAITH LITIGATION AND INSURER VS. INSURER DISPUTES* (PLI, 1988)

Bill of Rights for Celebrities – Threat to Free Expression Seen (with Richard Winfield and Gerald Wilson), *New York Law Journal* (March 17, 1988), 1

Lectures, Presentations, Panels:

EU Fiscal Federalism and the US Perspective, discussant (on Gianluigi Bizioli, Is the Right Time for a Hamiltonian Moment for the EU?), AALS Annual Meeting, Washington, DC (January 3, 2024)

New Scholarship in EU Law, discussant (on Kim Lane Scheppele and John Morijn, Money for Nothing? Freezing EU Funds to Generate Compliance with EU Values, and on William Moon, The Brussels Effect and the Extraterritoriality of Delaware Corporate Law), AALS Annual Meeting, Washington, DC (January 3, 2024)

Workshop on COMPARATIVE ADMINISTRATIVE LAW, 3d edition, co-editor, co-organizer and discussant, University of Toronto Faculty of Law (October 20-21, 2023).

Enron Twenty Years Later, Global Ethics Day Webinar, Avangrid Group (October 18, 2023)

Rule-of-Law Conditionality as a “Compliance” Challenge: Sovereignty and Asymmetric-Information Risk Across the National-Supranational Divide, Presentation at West University of Timișoara/NEC Conference on Core, Peripheral, and Supranational

Correlates of the Rule of Law: Emerging Synergies and Tensions, Timișoara, Romania (September 30, 2023)

Transatlantic Functionalism: New Deal Models and European Integration, Presentation to the NEC-Institute for Advanced Study, Bucharest, Romania (September 27, 2023)

Beyond “As If” Constitutionalism: Revenue, Borrowing, and Spending in the New Regime of European Integration, Presentation to the Assistant Magistrates, Constitutional Court of Romania, Bucharest, Romania (September 26, 2023)

National Apex Courts in the European Legal Order, Presentation to President Marian Enache, Constitutional Court of Romania, Bucharest, Romania (September 26, 2023)

Beyond “As If” Constitutionalism: Revenue, Borrowing, and Spending in the New Regime of European Integration (with Päivi Leino-Sandberg), Global Constitutionalism Colloquium (via Zoom), Wissenschaftszentrum Berlin für Sozialforschung, Berlin, Germany (June 14, 2023)

Beyond “As If” Constitutionalism: Revenue, Borrowing, and Spending in the New Regime of European Integration (with Päivi Leino-Sandberg), presentation, Jean Monnet Center for International and Regional Economic Law & Justice, New York University School of Law (May 15, 2023)

Ideas and Institutions, discussant, European Union Studies Association (EUSA) Eighteenth Biennial Conference, Pittsburgh (May 4, 2023)

Administrative Law: A Comparative-Theoretical Framework (and some hopefully practical applications), guest lecture, City Law School, University of London (April 3, 2023)

Comparative Administrative Law, panel chair and discussant, conference on Public Law, Political Economy, Corruption, and Development: Susan Rose-Ackerman’s Scholarly Legacy, Yale Law School (August 26, 2022)

The Eurozone Crisis, the Coronavirus Response, and the Limits of European Economic Governance, panel on The Macroeconomic Constitution of the European Union: The Advent of Economic and Monetary Union, conference on The Idea of Economic Constitution in Europe: Genealogy and Overview, Journées Internationales David-Constant, Université de Liège (July 7, 2022)

Evolutionary Public Law: Constituting and Administering Human ‘Ultra-Sociality’, chair and presenter, panel on The Boundaries of Administrative Law, Annual Conference of the International Society of Public Law (ICON-S), online panel (July 4, 2022)

The Development of Administrative Procedure Acts in Europe, discussant, University of Pennsylvania Law School Workshop on Administrative Procedure Reform in Europe and the United States (June 10, 2022)

When Values Collide: The Rule of Law in the EU, webinar panelist, Penn Program on Regulation (June 7, 2022)

Integrity Under Pressure: Reconciling Ethics, Compliance and Business Demands, moderator, UConn Law School (April 26, 2022)

- Advanced Constitutional Law, Guest Lecturer, Department of Law, Libera Università Internazionale degli Studi Sociali (LUISS 'Guido Carli' University), Rome (March 23, 2022)
- Spending and Constitutional Power: Comparative Reflections on the US and EU, Research Seminar, Department of Law, Libera Università Internazionale degli Studi Sociali (LUISS 'Guido Carli' University), Rome (March 21, 2022)
- The Future of the EU: Brexit, Covid-19, and the Rise of Inequalities, roundtable discussion, Annual Meeting, Association of American Law Schools (January 6, 2022)
- Constitutional Strategy for a Polarized Society: The Case of Poland and the Social Contract Incubator, co-convenor and panelist, 2021 ICON•S Mundo, Conference of the International Society of Public Law (July 6, 2021)
- Judicial Review in Administrative Governance: A Theoretical Framework for Comparative Analysis, guest lecture, American University Washington College of Law (AUWCL), Summer Institute in Comparative Public Law (June 24, 2021)
- Beyond Brexit: Learning Lessons from Backlash in Governance Beyond the State, invited seminar, European Institute, University College London (October 25, 2019)
- Institutional Change and the Continuity of Law, invited presentation, at Original Constitutionalist: Reconstructing Richard Kay's Scholarship, University of Connecticut School of Law (September 13, 2019)
- International Society of Public Law (ICON-S) Conference 2019, Santiago, Chile (July 1-3, 2019):
- The Normative Foundations of Administrative Law, panelist (July 1, 2019)
 - Comparative Administrative Law: Assessing the State of the Field, chair and presenter (July 2, 2019)
 - Theorizing Backlash: Supranational Governance and International Investment Law and Arbitration in Comparative Perspective, paper presenter, panel on Comparative Public Law and International Investment Law Reform (July 3, 2019)
- Metabolic Constitutions and Constitutional Imaginaries, invited speaker, Workshop on IMAGINE: European Constitutional Imaginaries: Utopias, Ideologies and the Other (ERC Starting Grant No. 803163, Jan Komárek, PI), iCourts, University of Copenhagen (March 22, 2019)
- The Democratic Disconnect, the Power-Legitimacy Nexus, and the Future of EU Governance, invited speaker, Seminar Series on 'Quale Europa per il futuro', organized by the Department of Political Science, LUISS (Libera Università Internazionale degli Studi Sociali), Rome, Italy (March 20, 2019)
- The Democratic Disconnect, the Power-Legitimacy Nexus, and the Future of EU Governance, invited speaker, Workshop on Understanding the EU Crisis: Legal, Political and Philosophical Interpretations, University of Rome Tor Vergata, Villa Mondragone (March 18, 2019)
- In the Shadow of Threatened Enforcement: Compliance and the Public-Private Divide in the United States, presentation to RENFORCE – the Utrecht Centre for Regulation and

Enforcement in Europe, Faculty of Law, University of Utrecht, Netherlands (March 21, 2019)

Rodrik's Trilemma and the Administrative Paradigm of EU Law: An Initial Sketch of a Potentially Fruitful Dialogue, EU Law Scholarship Roundtable, Columbia Law School (November 30, 2018)

Compliance/Conformité: Overcoming Asymmetric Information Risks in the Large-Scale Organization, guest lecture, MBDE Common Law Program, Université Paris-Nanterre (October 23, 2018)

Administrative Democracy, discussant, Annual Meeting of the International Society of Public Law (ICON·S), University of Hong Kong, China SAR (June 25, 2018)

Transforming Factors in Administrative Law, discussant, Closure Conference on the Future of Administrative Law, Chaire Mutation de l'Action Publique et de Droit Public, Sciences Po Law School, Paris, France (June 22, 2018)

Comparative-Historical Method in the Study of Administrative Law: A Theoretical Framework, presentation as part of panel on A New Approach to Comparison in Administrative Law (with Giacinto della Cananea), Intensive Doctoral Week, Sciences Po Law School, Paris, France (June 21, 2018)

Theorizing Backlash: Power and Legitimacy in International Investment Law and Arbitration, presentation in the workshop on Comparative and International Investment Law: Prospects for Reform, HBKU College of Law & Public Policy, Four Seasons Hotel, Doha, Qatar (April 22, 2017)

The Democratic Disconnect and the Power-Legitimacy Nexus: Implications for the Law and Governance of European Integration, presentation in the workshop on The EU at a Crossroads: From Technocracy to High Politics?, panel on The EU's democratic deficit, revisited, George Washington University Law School, Washington, DC (March 24, 2018)

Freedom of Speech: A Philosophical Inquiry into the Revolutionary Roots of American and French Legal Thought, discussant on manuscript of Ioanna Tourkochoriti (National University of Ireland, Galway), Comparative Law Works-in-Progress Workshop, Princeton University (February 23-24, 2018)

The Development of the Modern Administrative State: A Theoretical Framework, invited lecture, Conference on Judicial Review in the Administrative State, Tilburg Law School, Netherlands (January 19, 2018)

Comparative-Historical Method in the Study of Administrative Law: A Theoretical Framework, invited lecture, Comparative Disciplines Series organized by Prof. Mark Van Hoecke, Queen Mary University of London (January 17, 2018)

Legitimate Compulsory Mobilization and the Nature of EU Legal Pluralism, panelist and presenter, conference on Legal Pluralism and the European Union, Vrije Universiteit, Amsterdam, Netherlands (November 21, 2017)

- The Metabolic Constitution: Legitimate Compulsory Mobilization and the Nature of EU Legal Pluralism, lunch seminar, Europa Institute, Leiden Law School, Netherlands (November 20, 2017)
- A Different Kind of ‘Grey Zone’: Compliance, Internalized Law Enforcement, and the Strength of the ‘Weak State’ in the United States, invited presentation, research group on the public-private divide and the transformation of regulation, directed by Antoine Vauchez, Université de Paris 1-Sorbonne, France (November 17, 2017)
- Technology, Democracy, and Institutional Change, invited lecture, EUPADRA Master’s Program in Parliamentary Procedures and Legislative Drafting, LUISS School of Government, Center for Parliamentary Studies, Rome, Italy (November 14, 2017)
- National Parliaments and the European ‘Democratic Disconnect’: The Prospect of a Second Chamber in the EU, discussant on presentation of Prof. Diane Fromage (University of Maastricht), EUPADRA Master’s Program in Parliamentary Procedures and Legislative Drafting, LUISS School of Government, Center for Parliamentary Studies, Rome, Italy (November 14, 2017)
- Comparative-Historical Method in the Study of Administrative Law, invited lecture, Master’s Program in Global Regulation of Markets, University of Rome-Sapienza (November 13, 2017)
- Maurice Hauriou, ‘Catholic Positivism’ and Institutional Legal Theory, presentation, panel on Religion, Legal Norms, and Institutions, Annual Meeting of the American Society of Comparative Law, American University, Washington DC (October 27, 2017)
- Religion, Legal Norms, and Institutions, panel chair, Annual Meeting of the American Society of Comparative Law, American University, Washington DC (October 27, 2017)
- Courts Influenced by Populism, panel chair, conference on ‘Public Law and the New Populism’, New York University School of Law (September 15, 2017)
- Comparative-Historical Method in the Study of Administrative Law, PhD masterclass, ATLAS Agora, Association of Transnational Law Schools, Queen Mary University of London (June 26, 2017)
- The Treaties and the *travaux préparatoires* from the perspective of European constitutionalism, discussant, ‘Treaties as *travaux préparatoires*: Conference on the 60th Anniversary of the Treaties of Rome’, held at the Max Planck Institute for European Legal History, Frankfurt/Main, Germany (June 23, 2017)
- Comparative-Historical Method in the Study of Administrative Law, summary presentation, Administrative Law Discussion Forum, Université Paris-Dauphine/PSL Research University, Paris, France (June 21, 2017)
- Brexit as Backlash Against the European Court of Justice, panelist, *Connecticut Journal of International Law Symposium* on ‘A Continent Divided: Nationalism and the European Union’, Panel 1: ‘The United Kingdom: From Eurosceptic to Brexit’, UConn School of Law (April 7, 2017)

Between the ‘Real’ and the ‘Right’: Explorations Along the Institutional-Constitutional Frontier, presentation, Emile Noël/Global Fellows Lunch, Jean Monnet Center for International and Regional Economic Law & Justice, New York University School of Law (April 4, 2017)

Free Movement of Workers and ‘Over-Constitutionalization’, guest lecture (with Daniel Francis), Grainne de Burca’s course in EU Law, New York University School of Law (March 20, 2017)

The Power-Legitimacy Nexus and Rodrik’s Trilemma: EU Law Paradigms and the Limits of Integration, EU Law and Politics Workshop, Trinity College Dublin (March 10, 2017)

EU Law with the UK / EU Law without the UK, panelist-discussant, conference organized by *Fordham International Law Journal* and the Center on European Union Law, Fordham Law School (February 27, 2017)

The Treaty of Rome—Origins and Spirit, roundtable panel with Victoria de Grazia (Columbia), Roberta de Monticelli (San Raffaele University, Milan), Boris Ruge (German Embassy to the US), and Rui Tavares (Center of International Studies, Lisbon, and former MEP), conference on ‘The EU at 60: Europe Since the Treaty of Rome’, organized by the European Institute, Columbia University (February 10, 2017)

A Trump Presidency and the US Administrative State, guest lecture, organized by Matthias Ruffert, Humboldt University Faculty of Law, Berlin, German (December 13, 2016)

Symposium on Peter Cane, Controlling Administrative Power: A Comparative History, discussant, with Paul Craig, Liz Fischer, and Alison Young (University of Oxford), Centre for Law and Society in a Global Context (CLSGC), Queen Mary University of London School of Law (November 10, 2016)

Brexit as Backlash Against the European Court of Justice, guest lecture, course in ‘Brexit and the Law’, organized by Harold Koh, Yale Law School (October 11, 2016)

The Power-Legitimacy Nexus in European Integration, panel on ‘The European Union: A Challenge and an Achievement’ with Gian Giacomo Migone (Turin), Nadia Urbinati (Columbia), Joseph Weiler (NYU), Italian Cultural Institute of New York (September 19, 2016)

What’s in a Label? The EU as ‘Administrative’ and ‘Constitutional’, panel on ‘Historical Perspectives’, 2016 Conference on Comparative Administrative Law, Yale Law School (April 29, 2016)

23rd International Conference of Europeanists, Council of European Studies, Philadelphia (April 16, 2016):

- Chair, panel on ‘The Nature of European Integration: Theoretical and Empirical Perspectives’
- Discussant, panel on ‘National Politics, Supranational Policies: Exploring Legitimacy in the European Union’
- Discussant, roundtable on ‘The EU, Rule of Law, and Mutual Respect’ (with Kim Lane Scheppelle, Dimitry Kochenov, and Turkuler Isiksel)

Between the ‘Real’ and the ‘Right’: Explorations Along the Institutional-Constitutional Frontier, faculty workshop, University of Connecticut School of Law (April 13, 2016)

Between the 'Real' and the 'Right': Explorations Along the Institutional-Constitutional Frontier, faculty workshop, Queen Mary University of London, School of Law (March 14, 2016)

Agents without Principals Revisited: International Administrative Power in Historical Perspective, plenary session lecture, conference on International Administrative Law: A Comparative Approach, Faculty of Law, University of Maastricht (February 26, 2016)

UConn School of Law and Tilburg Global Law Program Partnership, presentation, Tilburg Law School, Tilburg University (February 25, 2016)

Constitution and Mobilization in the Crises of European Integration, guest lecture, Faculty of Law, VU University Amsterdam (February 24, 2016)

Legal Education and the Practice of Law in the United States, guest lecture, School of Law, Queen Mary University of London (October 28, 2015)

The Evolution of the Role of National Parliaments in the EU: Toward a 'Red Card' Procedure?, guest lecture, EU Law module, School of Law, Queen Mary University of London (October 27, 2015)

Legal Education and the Practice of Law in the United States, guest lecture, Tilburg Law School, Tilburg University (September 25, 2015)

Constitutional Structure and Administrative Power: Constraints on Legislative Delegation in Comparative and Historical Perspective, guest lecturer in comparative administrative law, Global Law Bachelor Program, Tilburg Law School, Tilburg University (September 25, 2015)

Paradigms, Paradoxes, and Contradictions in EU Public Law, keynote lecture, conference on Integrating Europe: Competing Paradigms for EU Law, University of Antwerp, Faculty of Law (September 24, 2015)

Legal Education and the Practice of Law in the United States, guest lecture, University of Antwerp, Faculty of Law (September 23, 2015)

EU Accession to the ECHR after Opinion 2/13, discussant on paper by Paul Craig (Oxford) at the Jean Monnet Center for International and Regional Economic Law & Justice, New York University School of Law (September 18, 2015)

Supranational Organizations, invited faculty workshop, Vanderbilt Law School (September 16, 2015)

Democracy vs. Demoicracy: A Fundamental Contradiction in European Integration?, roundtable chair and discussant, 22nd International Conference of Europeanists, Council of European Studies, Paris (July 10, 2015)

European Banking Union as a Case-Study in Administrative Legitimacy, presentation as part of panel on The Nature of the Beast? - Administrative Legitimacy and the Future of the EU Public Administration, 22nd International Conference of Europeanists, Council of European Studies, Paris (July 8, 2015)

- The OMT Reference of the BVerfG to the ECJ, guest lecture (with Pietro Faraguna), Eleanor Fox's course on European Law, NYU Law School (April 30, 2015)
- European Banking Union as a Case Study in Institutional Change, Senior Emile Noël Fellow presentation, Jean Monnet Center for International and Regional Economic Law & Justice, New York University School of Law (March 30, 2015)
- Comparative Law and Regulation, panel chair and discussant, European Union Studies Association (EUSA) Fourteenth Biennial Conference, Boston (March 7, 2015)
- Book Roundtable: William Phelan's *In Place of Inter-State Retaliation: The European Union's Rejection of WTO-style Trade Sanctions and Trade Remedies*, discussant, European Union Studies Association (EUSA) Fourteenth Biennial Conference, Boston (March 6, 2015)
- Teaching EU Law and EU Studies, panel chair, European Union Studies Association (EUSA) Fourteenth Biennial Conference, Boston (March 6, 2015)
- The EU as a Supranational Organization, guest lecture, Public Law module, Queen Mary University of London (February 17, 2015)
- The EU as Administrative Governance and Demoi-cracy, presentation to the EU Law Discussion Group in conjunction with Institute of European and Comparative Law and the European Studies Centre, University of Oxford (February 13, 2015)
- European Integration as Administrative Governance and Demoi-cracy, public lecture in conjunction with Dimitry Kochenov's EU Constitutional and Institutional Law seminar, University of Groningen (February 11, 2015)
- Judicial Review in American Administrative Law, guest lecture, Administrative Law module, Queen Mary University of London (February 10, 2015)
- The Legitimacy of European Integration, guest lecture, Eleanor Fox's course on European Law, NYU Law School (February 3, 2015)
- Accession of the EU to the ECHR after Opinion 2/13, panel chair and discussant on remarks by Daniel Halberstam (Michigan), at the Jean Monnet Center for International and Regional Economic Law & Justice, New York University School of Law (January 30, 2015)
- What's in a Label? Understanding the EU in Constitutional, Executive, and/or Administrative Terms, roundtable at Amsterdam Center for Contemporary European Studies (ACCESS Europe) at the University of Amsterdam (UvA), co-organized by the Vrije Universiteit Amsterdam (VU) Center for European Legal Studies (CELS) [commentaries by Chris Lord (ARENA, University of Oslo), Ben Crum (VU Political Science), Joana Mendes (UvA Law), and chaired by Gareth Davies (VU Law)] (October 10, 2014)
- Methodological Approaches to Legitimacy in EU Legal Research, PhD masterclass at the Amsterdam Centre for European Law and Governance (ACELG), University of Amsterdam (October 9, 2014)
- The Hard-Look Doctrine in the Context of US Administrative Law, guest lecturer in comparative administrative law, Global Law Bachelor Program, as part of Royal Netherlands

Academy of Arts and Sciences (KNAW) Visiting Professorship, Tilburg Law School, Tilburg University (October 7, 2014)

Resistance Norms and Institutional Change: Administrative Governance and the Rule of Law, presenter, Conference on ‘Bridging Realism and Idealism in the Rule of Law’, as part of Royal Netherlands Academy of Arts and Sciences (KNAW) Visiting Professorship, Tilburg Law School, Tilburg University (October 3, 2014)

Supranational Organizations, invited seminar, Research Seminar in Legal Philosophy (convened by Prof. Hans Lindahl), as part of Royal Netherlands Academy of Arts and Sciences (KNAW) Visiting Professorship, Tilburg Law School, Tilburg University (October 2, 2014)

Supranational Delegation in the Crisis of European Integration, invited lecture, Joint Seminar of Government and Law / Business and Law Research Groups, Faculty of Law, University of Antwerp, Belgium (September 29, 2014)

Reconciling Europe and National Parliaments: Reflections on Technocracy, Democracy, and Post-Crisis Integration, invited lecture, Summer School on ‘Parliamentary Democracy in Europe’ at LUISS Guido Carli School of Government, Rome, Italy (July 18, 2014) [the lecture closed the first week of classes on the ‘Europeanization of National Parliaments’]

Why (Renovate) Administrative Procedure? Democracy, Technocracy, and Rights, Administrative Law Discussion Forum, Academia Sinica, Taipei, Taiwan (June 10, 2014) [forum topic: ‘Renovating Administrative Procedure’]

Equilibrium, Demoi-crazy, and Delegation: On the “Administrative, not Constitutional” Legitimacy of European Integration, presentation as part of Royal Netherlands Academy of Arts and Sciences (KNAW) Visiting Professorship to the faculty of the Department of Public Law, Legal History, and Jurisprudence, Tilburg Law School, Tilburg University (April 17, 2014)

The Viability of the Democratic *Rechtsstaat* in an Era of Diffuse and Fragmented Administrative Governance, PhD masterclass as part of Royal Netherlands Academy of Arts and Sciences (KNAW) Visiting Professorship, Tilburg Law School, Tilburg University (April 11, 2014)

The EU and Economic Governance: Power and Legitimacy in the Aftermath of the Euro-crisis’, guest lecture in Constitutional Law, Global Law Bachelor Program, as part of Royal Netherlands Academy of Arts and Sciences (KNAW) Visiting Professorship, Tilburg Law School, Tilburg University (April 10, 2014)

‘An Inherently Public-Private Partnership’: Introductory Reflections on Financial Sector Regulation Since the Advent of the Crisis, moderator’s opening remarks, panel on ‘Taking Stock of Post-Crisis Reforms: Local, Global, and Comparative Perspectives on Financial Sector Regulation’, AALS Annual Meeting, New York City (January 3, 2014)

Sovereignty, the Nation-State, and Integration History, keynote lecture, 16th Irish European Law Forum (on “Changing Sovereignty in Europe”), University College Dublin, Ireland (December 5, 2013) [lecture held at the Royal Irish Academy]

- Seminar on Power and Legitimacy in the Eurozone, invited speaker, luncheon seminar series, the Free University of Bozen-Bolzano, School of Economics and Management, Bolzano, Italy (December 4, 2013)
- Power and Legitimacy in the Eurozone: Can Integration and Democracy Be Reconciled?, invited speaker, conference on ‘The Constitutionalization of European Budgetary Constraints’, Tilburg Law School, Tilburg University, the Netherlands (May 31, 2013)
- The Politics of Rights: the Power of Legal Norms, panel chair and discussant, European Union Studies Association, 13th Biennial International Conference, Baltimore (May 11, 2013)
- The Eurozone Crisis, Institutional Change, and ‘Political Union’, invited speaker, conference on ‘Political, Fiscal, and Banking Union in the Eurozone?’, co-sponsored by the Wharton Financial Institutions Center, University of Pennsylvania, and the Robert Schuman Centre for Advanced Studies, European University Institute, Fiesole, Italy (April 25, 2013)
- Perspectives on the Eurozone Crisis, guest speaker in Grainne de Burca’s Seminar on European Law, NYU Law School (April 16, 2013)
- Understanding the EU and its Crisis through the Lens of Democracy: A Conversation, invited participant in workshop organized by Kalypso Nicolaidis (Oxford) and Joseph Weiler (NYU), New York (March 7-8, 2013)
- The European Context: From Interwar Crisis to Postwar Constitutional Settlement and Beyond, invited speaker, Austrian Parliament Symposium ‘Staats- und Verfassungskrise 1933’, Vienna, Austria (March 4, 2013)
- Power and Legitimacy: Reconciling Europe and the Nation-State, Seminar, Faculty of Law, Cambridge University (February 26, 2013)
- The Evolving Constituencies of Central Banks, invited panelist, Conference on “The Changing Politics of Central Banks,” sponsored by the Cornell International Law Journal, held at the Cornell Club of New York (February 22, 2013)
- Franco-British Workshop on the Principle of Subsidiarity, invited participant, French Conseil d’Etat and the Sorbonne, Paris, France (January 17, 2013)
- The Globalization of European Privacy Law, panel chair, “open program” of the European Law Section (in formation), AALS Annual Meeting, New Orleans, LA (January 6, 2013)
- The Eurozone Crisis and the Administrative Character of European Integration, invited presentation, International Law Weekend, Fordham Law School, New York (October 26, 2012)
- Law, History, and Theory: Reflections on Administrative Governance, Constitutional Government, and European Integration, invited contribution, Seminar on Multipolar Administrative Law: A Theoretical Perspective, organized by Joseph Weiler and Sabino Cassese, NYU Law School (September 9-10, 2012)
- Regulatory Power Beyond the State and the Constitutional Foundations of Administrative Governance: A Comparative Perspective on Nondelegation, Distinguished Lecture on

Comparative Administrative Law, Institutum Iurisprudentiae, Academia Sinica, Taipei, Taiwan (July 17, 2012)

National Constitutional Fault-Lines in the Eurozone Crisis: the German Case, guest lecture in the 2012 Asia-American Institute in Transnational Law, organized by Duke Law School at the University of Hong Kong (July 12, 2012)

Threading the Constitutional Needle? Reflections on German Constitutional Law and Debt-Mutualization in the Eurozone Crisis, guest lecture at invitation-only Political Economy Forum, the Union Club of New York City (June 20, 2012)

Power and Legitimacy: Reconciling Europe and the Nation-State, invited lecture, Institute for Advanced Studies-Vienna, organized by Katrin Auel (May 16, 2012)

European Solidarity and National Identity: An American Perspective, invited lecture, Conference entitled 'In Vielfalt geeint: Wie viel europäische Solidarität? Wie viel nationale Identität?', organized by Christian Calliess, Freie Universität-Berlin (May 10, 2012)

Power and Legitimacy: Reconciling Europe and the Nation-State, invited lecture, Humboldt-Universität zu Berlin, Juristische Fakultät, DFG Graduiertenkolleg "Verfassung jenseits des Staates" (May 9, 2012)

National Constitutions in the European Union: An Essential Foundation or Merely an Element?, invited lecture, School of Government, LUISS Guido Carli, Rome (May 2, 2012)

National Parliaments in the European Union: What Kind of Role in What Kind of Europe?, invited lecture, Centre for Studies on Parliament, LUISS Guido Carli, Rome (May 2, 2012)

Constitutional Pluralism or Administrative Supranationalism: Reflections on the Legal Character of the EU, invited presentation at International Expert Seminar on Constitutional Relations in Europe: Paradigmatic Shifts, Netherlands Institute for Advanced Study in the Humanities and Social Sciences (April 19, 2012)

Reconciling Europe and the Nation-State: A View from America Toward Europe, invited lecture at the 29. Deutsch-Amerikanische Jahrestagung, IJP-Internationale Journalisten-Programme, Berlin (March 10, 2012)

The EU: Administrative Supranationalism or Multilevel Constitutionalism?, invited lecture, Zentrum für europäische Rechtspolitik (ZERP), University of Bremen (March 8, 2012)

Reconciling Europe and the Nation-State: Lessons from American Administrative Governance, featured lunch speaker at the Transatlantic Dialogue, Friedrich-Ebert-Stiftung, Berlin (March 5, 2012)

Of the People: Democracy, the Eurozone Crisis, and Lincoln's Threshold Criterion, Daimler Lecture, American Academy in Berlin (February 8, 2012)

Constitutional *Sonderweg* or Europeanized Administrative Governance?, University of Copenhagen, Conference on Constitutionalization in Question: Revisiting the Foundational Logics of European Integration by Law (December 12, 2011)

Europe's "Administrative, Not Constitutional" Transformation, Yale Law School, Conference Celebrating the 20th anniversary of the Publication of Joseph Weiler's *The Transformation of Europe*, organized by Miguel Poiares Maduro (October 6, 2011)

Book presentations/panels/discussions on *Power and Legitimacy: Reconciling Europe and the Nation-State* (OUP 2010):

- Law and Society Association Annual Meeting, San Francisco, CA, panel on "Comparative Administrative Law: Development, Privatization, Legitimacy" (June 3, 2011)
- University of Copenhagen, Denmark, Centre for Modern European Studies, book presentation (May 16, 2011) and featured PhD seminar (May 17, 2011)
- University of Florence, Center for the History of Modern Legal Thought, invited presentation (May 12, 2011)
- Robert Schuman Centre for Advanced Studies, European University Institute, Florence, Italy, featured book symposium (May 11, 2011)
- Princeton University, European Union Program, Third Annual Workshop on European Integration, invited presentation (May 4, 2011)
- New York University School of Law, Institute for International Law and Justice, Global Regulatory Governance and Global Administrative Law Workshop, invited participant (April 1, 2011)
- University of Toronto Faculty of Law, Constitutional Law Roundtable, invited presentation (March 10, 2011)
- Osgoode Hall Law School, York University, Toronto, Ontario, European Union Center of Excellence Lecture on Law and Governance (March 8, 2011) and featured seminar, *German Law Journal* (May 9, 2011)
- European Union Studies Association, Twelfth Biennial International Conference, Boston, MA, panel on "Decentering EU Studies: Plural Perspectives in Law, History, and Politics" (March 4, 2011)
- London School of Economics, Department of Law, Legal and Political Theory Forum, invited presentation (February 23, 2011)
- The University of Edinburgh School of Law, Europa Institute, invited lecture (February 25, 2011)
- Temple University Beasley School of Law, Institute for International Law and Public Policy, Philadelphia, PA, invited presentation (January 28, 2011)
- American University, Washington, DC, featured panel, conference on "The EU and US in Comparison: The Constitutional Genesis and Evolution of Federalized Democracy" (December 6, 2010)
- Princeton University, Woodrow Wilson School, conference on "Law@Princeton: Celebrating 10 Years of the Program in Law and Public Affairs," panel on "The Legal Constitution of Europe" (October 22, 2010)

Comparative Method and Administrative Law History: Europe, America, and East Asia, panel chair and organizer, annual meeting of the American Society for Legal History, Philadelphia, PA (November 19, 2010)

Government, Governance, and Prospects of Constitutional Identity Beyond the State, invited presentation as part of the panel "The Theory and Practice of Global Constitutionalism," at a conference on Michel Rosenfeld's *The Identity of the Constitutional Subject*, organized by the Floersheimer Center for Constitutional Democracy, Cardozo Law School (October 25, 2010)

- Comments on R. Daniel Kelemen, *Eurolegalism: the Transformation of Law and Regulation in the European Union*; invitation by the Institute for International Law and Public Policy, Temple Law School (October 12, 2010)
- Leaky Containers: EU Cohesion Policy in Administrative and Historical Perspective, invited presentation as part of the conference entitled “Developing Europe: Regional Policy in European Legal Discourse,” organized by the Institute for Global Law and Policy, Harvard Law School (April 16, 2010)
- The Law-Regulation Distinction in Comparative Constitutional Perspective: the US, France, and Germany, invited presentation as part of the colloquium organized by the Institut Michel Villey on “Arts de la législation et typologie des régimes constitutionnels,” Université Panthéon-Assas Paris II, France (October 24, 2009)
- Comparative Administrative Law, conference co-organizer (with Susan Rose-Ackerman) and panel chair, “Constitutional Structure and Administrative Law”; organized as part of the Comparative Administrative Law Initiative, Yale Law School (May 7-9, 2009)
- The System of Judicial Remedies in the European Union, invited lecturer, Connecticut Bar Association, program on “Global Perspectives on Appellate Law,” New Britain, Connecticut (April 3, 2009)
- Reconciling Europe and the Nation-State, invited presentation in the research seminar, American Bar Foundation, Chicago, Illinois (March 18, 2009)
- Reconciling Europe and the Nation-State, faculty workshop, Yale Law School, New Haven, Connecticut (March 2, 2009)
- Reconciling Europe and the Nation-State, guest lecture, Trinity College, Dublin, as part of the Seminar on Law and Politics of the European Union’s “Constitution,” Dublin, Ireland (January 22, 2009)
- Transatlantic Functionalism: New Deal Models and Supranational Administrative Governance in Postwar Western Europe, paper presented to the annual meeting of the American Society for Legal History, Ottawa, Ontario (November 14, 2008)
- National Democracy / Supranational Delegation: The Postwar Constitutional Settlement and National Legitimation in European Public Law, Montagskolloquium, Max-Planck-Institut für europäische Rechtsgeschichte, Frankfurt am Main, Germany (June 16, 2008); presentation, LAPA Seminar, Princeton University (December 10, 2007)
- The Treaty of Lisbon Deciphered, presentation (with George Bustin), European Union Program, Princeton University (March 12, 2008)
- Oversight Report of the Project on EU Administrative Law, ABA Section of Administrative Law and Regulatory Practice; presentation to the workshop/roundtable with members of the European Commission, Brussels, Belgium (February 2, 2007)
- The Foundation of European Integration: History, Institutionalism, and the Postwar Constitutional Settlement of Administrative Governance, presentation to the “Transcending Boundaries Conference,” University of Connecticut School of Law (January 26-27, 2006)

The Paradox of Parliamentary Supremacy: Delegation, Democracy, and Dictatorship in Germany and France, 1920s-1950s, presentation, Columbia Legal History Series, Columbia Law School (November 3, 2005)

Revisiting the Conditions for Stability in Western Europe in the Two Postwar Eras: The Constitutional Struggle for Administrative Governance, 1920s-1950s, guest lecture, Princeton Institute of International and Regional Studies, Princeton University (February 24, 2005); sponsored by the Program in Contemporary European Politics and Society

The Maastricht Decision and the Schmittian Interpretation Reconsidered, guest lecture, European Legal Research Center, Harvard Law School (February 22, 2005); sponsored by Harvard European Law Association

Delegation in an Age of Diffuse and Fragmented Governance, presentation to the Second Workshop on Self-Regulation, European University Institute (November 14, 2003)

Delegation, Democracy, and Dictatorship in Germany and France 1920s-1950s, presentation to the Yale Legal History Forum, Yale Law School (November 4, 2003)

Transnational Administrative Governance, contribution to the interdisciplinary seminar Economy & Politics in Europe after the Erosion of the Nation-State (January 27, 2003); seminar directed by Professors Christian Joerges (Law), Bo Stråth (HEC/RSCAS), Peter Wagner (SPS), European University Institute, as part of the Economy as Polity working group

'Weak' Constitutionalism in the European Union, guest lecture at the Université de Droit, d'Economie, et des Sciences d'Aix-Marseille, Aix-en-Provence, France (March 20, 2002); offered as part of the doctoral (D.E.A.) seminar in European Law under the direction of Professor Rostane Mehdi (lecture in French)

Les évolutions actuelles du droit administratif américain, guest lecture at the Université de Droit, d'Economie, et des Sciences d'Aix-Marseille, Aix-en-Provence, France (March 19, 2002); offered as part of the *certificat d'études juridiques comparatives* program under the direction of Professor Guy Scoffoni

The Administrative Character of European Integration and Its Implications, presentation at the conference of the International Political Science Association, Quebec City (August 2, 2000); panel on Bureaucratic Accountability in the Modern State, chaired by Susan Rose-Ackerman of Yale Law School

Administrative Supranationalism, lecture in the Eleventh Session of the Academy of European Law, European University Institute, Florence, Italy (July 13, 2000)

'Un régime présidentiel': quelques malentendus relatives au système américain, guest lecture at the École nationale d'administration, Paris, France (June 29, 1995); organized by the Direction de la recherche et de la formation permanente (department of research and continuing education)

The Litigious Society: Observations of an American Lawyer, guest lecture at the École Supérieure des Sciences Économiques et Commerciales (ESSEC), Paris, France (March 23, 1995); course on Solidarity and Competition in American Society, taught in English

DOCTORAL SUPERVISION/COMMITTEES

Completed:

Francesca Strumia, *Supranational Citizenship and the Challenge of Diversity: Immigrants, Citizens and Member States in the EU* (SJD, Harvard Law School, 2009; now Professor of Law, The City Law School, City, University of London)

Jeffrey Bone, *Corporate Liability for Extraterritorial Human Rights Abuses in the Extractive Sector* (SJD, UConn School of Law, 2018; now Assistant Professor, Saint Joseph's University)

Fernando Paulo de Mello Barreto Filho, *Brazilian Anti-Corruption Law at a Crossroads: A Comparative and International Perspective* (SJD, UConn School of Law 2019; retired diplomat, *inter alia* former Ambassador of Brazil to Australia)

Vincent Pace, *An Energiewende in America? Lessons from Germany's Renewable Energy Policy for the United States* (SJD, UConn School of Law 2020; currently Senior Counsel, Eversource Energy, and Adjunct Professor, UConn School of Law)

Rodrigo Vallejo, *The Idea of Private Administrative Law* (PhD, European University Institute, Faculty of Law 2021; currently Assistant Professor in Private Law, University of Amsterdam)

In Progress:

Anni Dai (UConn)

Pashaline Nsiah-Asare (UConn)