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St. John's Law School  
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### **ACADEMIC POSITIONS**

**St. John's Law School, 2010-**  
**Professor of Law**  
**Co-Director, St. John's Center for International and Comparative Law**  
Courses: International Law, International Human Rights, International Dispute Resolution.

**University of Missouri School of Law, 2003-2010**  
**Associate Professor**

**Johns Hopkins University, School of Advanced International Studies**  
**Visiting and Affiliated Scholar, 2008- 2009**

**Temple University Beasley School of Law, Visiting Associate Professor, 2008-2009**

**University of Georgia, School of Law, Visiting Associate Professor, Spring 2007**

### **JUDICIAL CLERKSHIP**

**Judge Colleen McMahon, Law Clerk, U.S. District Court, Southern District of New York, 1999-2000**

### **OTHER EXPERIENCE**

**Paul, Weiss, Rifkind, Wharton & Garrison, Litigation Associate, New York, N.Y., 2000-2003**

**Howard, Rice, Nemerovski, Canady, Falk & Rabkin, Summer Assoc., San Francisco, CA, 1998**

**Brobeck, Phleger & Harrison, Summer Assoc., San Francisco, CA, 1997**

**U.S. Department of State, Foreign Service Officer, 1988-1996:**

- *Deputy Chief, Political Section, U.S. Embassy Office, Berlin, Germany, 1994-1996*
- *Special Assistant to Secretary of State Warren Christopher, 1993-1994*
- *Watch Officer, State Department Operations Center, 1992-1993*
- *Political Officer, Special Assistant to Ambassador, Islamabad, Pakistan, 1990-1992*
- *Vice Consul, U.S. Consulate General, Montreal, Canada, 1988-1990*
- *State Department Superior Honor Award, 1990, for coverage of the general election in Pakistan*
- *State Department Superior Honor Award, 1994, for outstanding work in the Office of the Secretary*

**Atlantic Council of the United States, Assistant Director of Administration, 1987-1988**

**BOOKS**

David P. Stewart & Margaret E. McGuinness, eds., *RESEARCH HANDBOOK ON LAW AND DIPLOMACY*, (Edward Elgar, forthcoming, 2021)

Melanie Greenberg, John H. Barton & Margaret E. McGuinness, eds., *WORDS OVER WAR: MEDIATION AND ARBITRATION TO PREVENT DEADLY CONFLICT*, (Rowman & Littlefield, 2000)

**BOOK CHAPTERS**

*Non-Recognition and State Immunities: Toward a Functional Theory*, UNRECOGNIZED SUBJECTS IN INTERNATIONAL LAW, (Scholar Publishing, Warsaw, Władysław Czapliński and Agata Kleczkowska eds., 2018)

*Treaties, Federalism and the Contestation of Missouri v. Holland*, SUPREME LAW OF THE LAND?, (Cambridge Univ. Press, Paul Dubinsky, Gregory Fox & Brad Roth, eds., 2017)

*The Progress and Paradox of Security Multilateralism* in PROGRESS IN INTERNATIONAL ORGANIZATION, (Brill/Martin Nijhoff, Rebecca Bratspies and Russell Miller, eds., 2008)

*Legal and Normative Aspects of the Manipulation of Refugees*, in REFUGEE MANIPULATION: WAR, POLITICS AND THE ABUSE OF HUMAN SUFFERING, (Washington, DC: Brookings Institution, Stephen Stedman and Fred Tanner, eds., 2003)

Melanie Greenberg & Margaret E. McGuinness, *From Lisbon to Dayton: International Mediation and the Bosnia Crisis*, in WORDS OVER WAR, (Rowman & Littlefield, 2000)

**ARTICLES, ESSAYS, AND BOOK REVIEWS**

*Human Rights Reporting as Human Rights Governance*, 58 COLUMBIA J. TRANS. LAW \_\_ (2021)

*Congressional Enforcement of International Human Rights*, 44 FORDHAM J. INT'L LAW 1 (2020)

*Presidential Human Rights Talk*, 56 WASHBURN LAW J. 471 (2017)

Michael A. Simons, & Margaret E. McGuinness, *American Legal Education, Skills Training and Transnational Legal Practice: Combining Dao and Shu for the Global Practitioner*, 8 TSHINGHUA CHINA LAW REVIEW 126 (Fall 2015)

*Peace v. Justice: The Universal Declaration of Human Rights and the Origins of the Modern Debate*, 35 DIPLOMATIC HISTORY, (2011)

*Old W(h)ine, Old Bottles: A Reply to Professor Paulsen*, 119 YALE L.J. ONLINE 31( 2009)

*The President, Congress, and the Security Council: Counterterrorism and War Powers through the Internationalist Lens*, 45 WILLAMETTE L. REV. 417(2009)

Review of: *Secretary or General? The Role of the UN Secretary General in World Politics*, (Simon Chesterman, ed.)(2007) 102 AM. J. INT'L LAW 930 (2008)

*Return to Missouri v. Holland: Symposium Foreword*, 73 MO. L. REV. 921 (2008)

- Federalism and the Horizontality of International Human Rights*, 73 MO. L. REV. 1265 (2008)
- Medellín v. Texas*, in *Recent Decisions*, 102 AM. J. INT'L LAW 622 (July 2008)
- Three Narratives of Medellín v. Texas*, 31 SUFF. TRANS. L. REV. 227 (2008)
- Sanchez-Llamas, *American Exceptionalism, and the VCCR Norm Portal*, 11 LEWIS & CLARK L. REV. 47 (2007)
- Medellín, *Norm Portals, and the Horizontal Integration of International Human Rights*, 82 NOTRE DAME L. REV. 755(2006)
- Women as Architects of Peace: Gender and the Resolution of Armed Conflict*, 15 MICH. ST. J. INT'L L. 63 (2006)
- Contesting The "Sovereignists:" How to Learn to Stop Worrying and Love International Institutions*, Review of: INTERNATIONAL ORGANIZATIONS AND THEIR EXERCISE OF SOVEREIGN POWERS, Dan Sarooshi, (Oxford 2005), 38 GEO. WASH. INT'L L. REV. 829 (2006)
- Review of *International Dispute Settlement in an Evolving Global Society: Constitutionalization, Accessibility, Privatization*, Francisco Orrego Vicuna, (Cambridge 2005), 39 CAN. J. POL. SCI. 221 (2006)
- Exploring the Limits of International Human Rights Law*, 34 GA. J. INT'L & COMP. L. 393 (2006)(symposium/invited)
- Multilateralism and War: A Taxonomy of Institutional Functions*, 51 VILL. L. REV. 149 (2006)
- The Internationalism of Justice Harry Blackmun*, 70 MO. L. REV. 1289 (2005)

### **SELECTED SHORTER WORKS**

- Medellín v. Texas: *Supreme Court Holds ICJ Decisions under the Consular Convention not Binding Federal Law, Rejects Presidential Enforcement of ICJ Judgments over State Proceedings*, ASIL INSIGHTS SERIES, Vol. 12, No. 6 (Apr. 22, 2008)
- Case Concerning Armed Activities on the Territory of the Congo: The ICJ Finds Uganda Acted Unlawfully and Orders Reparations*, ASIL INSIGHTS SERIES, Vol. 10, Issue 1 (Jan. 10. 2006) (reprinted in ASIL Newsletter, Vol. 22, No. 1 (Jan./Feb. 2006))
- Teaching Transnational Law: A View from the Heartland*, AALS Conference on Educating Lawyers for Transnational Legal Challenges, May 2004, Hawaii (conference paper available at <http://www.aals.org/international2004/Papers/McGuinness.pdf> )

### **WORKS IN PROGRESS**

- Article: *The End of American Human Rights Exceptionalism*  
 Article: *Presidential Peace Powers*
- Book: MANAGING HYPOCRISY: THE LAW AND POLITICS OF U.S. HUMAN RIGHTS DIPLOMACY (to be completed 2021)
- Book: TRANSNATIONAL LEGAL PRACTICE: TEACHING GLOBAL LAWYERS (to be completed 2020)

**GRANTS AND FELLOWSHIPS**

American Society of International Law, Tillar House Research Fellow Summer 2007

- Co-coordinator ASIL/CSIS program on National Security and Human Rights

University of Missouri, Center for the Study of Dispute Resolution, Senior Fellow, 2003-2010  
 European Union Center, University of Missouri, Faculty Research Fellow, 2003-2004  
 University of Missouri Law School Foundation, Summer Research Grant, 2003-2009  
 IES Center Freiburg, Germany, Faculty Development Seminar, June 2004

**PROFESSIONAL ACTIVITIES**

American Society of International Law (2003 - )

- Executive Council 2009-2012
- Executive Committee 2010-2011
- Editorial Board, (with Andrew Guzman and David Fiedler), *ASIL Insights* Series, 2007-2009

American Branch of the International Law Association (2007 - )

- Book Prize Committee (2021)
- Co-chair, International Law Weekend, New York, N.Y., October 25-27, 2007, 2019
- Member, Committee on Recognition, 2010-present

Association of the Bar of the City of New York , International Affairs Council (2016 - ); International Human Rights Committee (2018- )

New York State Bar Association, International Section, Executive Committee (2012 - )

American Association of Law Schools (2003 - )

American Bar Association International Law Section (2003 - )

Junior International Law Scholars Roundtable (2004 - 2010)

Co-founder and contributor, *Opinio Juris*, [www.opiniojuris.org](http://www.opiniojuris.org)

Aspen Institute Justice and Society Seminar, July 2006

**SELECTED PRESENTATIONS**

*Federalism and the Treaty Power*, American Branch of the International Law Association, International Law Weekend, New York, NY, Oct. 24, 2014

*Presidential Peace Powers*, ASIL Research Forum, Univ. of Georgia, Oct. 20, 2012

*Congressional Human Rights Mandates: An Empirical Examination of Normative Effects*, ASIL Research Forum, UCLA Law School, Oct. 29, 2011

*The Transformation and Internalization of Global Rights: The Consular Notification Cases*, Univ. of Cambridge Conference, Boundaries of Rights, Boundaries of States, Sept. 25, 2011

*Academic Blogging and the Classroom*, ASIL Teaching International Law Conference on Technology, Empiricism and History in the Classroom, Pace Law School, May 6, 2011

*United States as Hegemon and International Law*, Federalist Society National Convention, Washington, D.C., Nov. 18, 2010

*Do We Have to Follow Transnational Norms?* ABILA International Law Weekend, New York, Oct. 23, 2009

*Horizontality in International Human Rights: The Role of Human Rights Courts, Commissions, and Committees*, Annual Meeting of Law and Society Association, Denver, May 30, 2009

*Norm Portals and Convergence in International Human Rights*, George Washington University Law School International Law Colloquium, November 3, 2008

*The Question of Human Rights Compliance after Medellín*, Amer. Branch of the International Law Association, International Law Weekend, New York, N.Y., October 17, 2008

*The President, Congress and the Security Council: Counterterrorism through an Internationalist Lens*, Willamette Law School, Symposium: Presidential Power in the 21<sup>st</sup> Century, September 12, 2008

*The Universal Declaration of Human Rights and the Architecture of Peace*, Southeast Association of Law Schools Annual Meeting, July 29, 2008

*The Death Penalty and International Law: What is the Supreme Court saying in the Medellín decision?*, Johns Hopkins School of Advanced International Studies, April 14, 2008

*Progress and Paradox in International Security*, American Society of International Law Annual Meeting, April 12, 2008

*International Regulation of the Death Penalty*, Univ. of Missouri Law School, Feb. 19, 2008

*Introduction to Federalism and International Law*, Symposium: Return to *Missouri v. Holland*: Federalism and International Law, Univ. of Missouri Law School, Feb. 15-16, 2008

*Mapping Norm Portals*, Washington Univ. Law School, Workshop in Public International Law & Theory, Jan. 18-19, 2008

*Evaluating Academic Blogging: A View from the Inside*, Annual Meeting of the AALS, New York, N.Y., Jan. 8, 2008

*Mainstreaming Gender in UN Peace Processes*, International Law Weekend, New York, N.Y., Oct. 27, 2007

*Medellín II*, ACS Preview of 2007-2008 Supreme Court Term, Univ. of Missouri Law School, Oct. 4, 2007

*Bargaining in the Shadow(s) of International Human Rights Law*, Law & Society Meeting, Berlin, Germany, July 28, 2007

*Mapping Norm Portals*, AALS/ASIL Mid-Year Meeting in Vancouver, Canada, June 18, 2007

*Mapping Norm Portals*, Faculty Colloquium, University of Georgia Law School, April 19, 2007

*Think Locally, Act Globally: The Integration of International Human Rights at the Subnational Level*, University of Oregon School of Law, Conference on "Complexities of Scale: The Role of the Subnational in International Law," March 16, 2007

Commentator, International Law Roundtable of Junior Scholars, Yale Law School, March 2007

*Medellín, Norm Portals, and the Integration of International Human Rights in U.S. Courts*, Annual Meeting of Southeast Association of Law Schools, Palm Beach, Florida, July 16, 2006

*Medellín, Norm Portals, and the Integration of International Human Rights in U.S. Courts*, Annual Meeting of Law and Society Association, Baltimore, Maryland, July 8, 2006

*Norm Portals and the Integration of International Human Rights in U.S. Courts*, Faculty Colloquium, Washington University Law School, Saint Louis, April 4, 2006

*Women as Architects of Peace*, Conference on Gender and War, Michigan State University Law School, Feb. 24, 2006

*NSA Wiretapping Controversy*, Remarks to the ACS, ILS and Federalist Society forum, Univ. of Missouri Law School, Feb. 13, 2006

*Norm Portals and the Integration of International Human Rights in U.S. Courts*, Faculty Colloquium, Univ. of Missouri Law School, Jan. 20, 2006

*The Limits of International Human Rights Law: A Response to Goldsmith and Posner*, University of Georgia Symposium on THE LIMITS OF INTERNATIONAL LAW, Oct. 28, 2005

*Is International Law Important to U.S. Foreign Policy?* World Affairs Council of Greater Hampton Roads, Norfolk, Virginia, June 2, 2005.

*Multilateralism and War: A Taxonomy of Institutional Functions*, Faculty Workshop, University of Saint Louis Law School, April 2005.

*Civil Liberties and the War on Terror*, Amnesty International, University of Missouri, April 2005.

*The Internationalism of Justice Harry Blackmun*, Univ. of Missouri Law School Symposium, "Reflections on Judging: A Discussion Following the Release of the Blackmun Papers," Feb. 25, 2005

*Multilateralism and War*, Faculty Colloquium, Univ. of Missouri Law School, Feb. 2005.

*Discovery in International Litigation: Rules and Ethical Considerations*, CLE presentation, Univ. of Missouri Law School, September 2004.

*Guantanamo Detainee Decisions: Implications for International Law*, American Constitution Society, Univ. of Missouri Law School, October 2004.

*The United Nations and Dispute Resolution: Sacrificing Justice for Peace*, Symposium, "Post-Conflict Justice: From Malmady to Halajba," March 2004, University of Idaho School of Law (conference paper and presentation).

*Legal Norms and the Manipulation of Refugees*, Stanford Center for International Security and Cooperation, November 1999, Stanford University.

## **EDUCATION**

**Stanford Law School**, J.D., 1999, *with distinction*

- Articles Editor, *Stanford Law Review*
- Carl Mason Franklin Prize for Best Paper in International Law
- Goldsmith Award for Work in Dispute Resolution
- Hillmer Oehlman, Jr. Award for Excellence in First-year Research and Writing
- Teaching Assistant, *Justice Richard J. Goldstone*
- Graduate Fellow, Stanford Center on Conflict and Negotiation

**American University, School of International Service**, B.A., International Studies, 1987

- Minors: French, West European Area Studies

- Presidential Scholarship

**BAR ADMISSIONS:** State of New York (2000)  
U.S. District Court for the Southern District of New York (2000)

**LANGUAGES:** German and French