

# Haley S. Anderson

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APPOINTMENTS	<p>Columbia Law School <i>Academic Fellow and Lecturer in Law, 2024–</i></p> <p>New York University School of Law <i>Research Scholar, 2020</i></p>
EDUCATION	<p>University of California, Berkeley <i>Ph.D., Jurisprudence and Social Policy, 202x</i> <i>Committee:</i> David Singh Grewal (chair), Kinch Hoekstra, Daniel Lee, Ryan Goodman (external) <i>Dissertation Project:</i> “Sovereignty’s Constitutive Obligations” <i>Fields:</i> Sovereign Obligation in International Law; Law &amp; Philosophy</p> <p>New York University School of Law <i>J.D., 2014</i> John Bruce Moore Award for Excellence in Law &amp; Philosophy Managing Editor, <i>N.Y.U. Law Review</i> Institute of International Law &amp; Justice Scholar <i>Substantial Writing:</i> “A Positivist Defense of International Law”</p> <p>University of Virginia <i>B.A., Russian and East European Studies &amp; Interdisciplinary Studies, 2011</i> Graduated with highest distinction Ravens Society Russian-language article published in undergraduate research journal</p>
TEACHING & RESEARCH INTERESTS	<p><i>Primary:</i> Civil Procedure; International Law; Conflict of Laws</p> <p><i>Secondary:</i> International Litigation and Arbitration; International Business Transactions; History and Theory of International Law; Philosophy of Law</p>
ACADEMIC PUBLICATIONS	<p><i>Procedural Sovereign Distinction</i>, 57 VAND. J. TRANSNAT’L L. 469 (2024). Civil procedure sets different rules for foreign sovereign and foreign private defendants in U.S. courts. Ostensibly, the reason for distinguishing between these defendants is grounded in the nature of sovereignty. However, many procedural rules have lost track of the concept of sovereignty, creating a mismatch between the justification for the distinction and the way it’s applied. In this Article, I argue we should at least acknowledge this mismatch exists, and we should consider revising our procedural rules to promote the value of coherence and justification in law.</p>

*Culpability in Atrocity and the Role of Complicit Observer*, 37 TEMP. INT'L & COMP. L.J. (forthcoming 2024).

Atrocity crimes are often associated with an aesthetic of horrific spectacle, the criminal nature of which is deemed intuitively recognizable. This invited symposium contribution on Randle DeFalco's *Invisible Atrocities* (CUP 2022) argues culpability as imagined by the observer is an important and overlooked dimension of the so-called "atrocity aesthetic." It is the sense of our complicity being intolerable that distinguishes the atrocity aesthetic—and atrocities from "mere" tragedies—rather than the spectacular.

SHORT-FORM  
PUBLICATIONS  
(SELECTED)

*Russia Continues Pressing Sovereignty Claims in the Yukos Award Saga*, TRANSNAT'L LITIG. BLOG (Jan. 25, 2024).

*Missouri's COVID Suit Against China Revived*, TRANSNAT'L LITIG. BLOG (Jan. 17, 2024).

*North Sea Continental Shelf Cases*, in GLOBAL ENCYCLOPEDIA OF TERRITORIAL RIGHTS (Michael Kocsis, Kevin W. Gray, Costas Laoutides, Laura Lo Coco, Lavonna L. Lovern, Nick C. Sagos & Katrinka Somdahl-Sands eds., 2022).

*Why Them? On the U.S. Sanctions Against International Criminal Court Officials*, JUST SECURITY (Sept. 2, 2020).

*The Significance of the Supreme Court's Opati Decision for States and Companies Sued for Terrorism in U.S. Courts*, JUST SECURITY (May 19, 2020).

WORKS IN  
PROGRESS  
(SELECTED)

*Abandoning Sovereignty Talk in Personal Jurisdiction*

A familiar concept from political theory can help end the longstanding debate over the source of limitations on state courts' personal jurisdiction. Combining current doctrine's emphasis on defendants' consent with theory's differentiation between external and internal sovereignty reveals that sovereignty is central—but only internal sovereignty. Moreover, internal sovereignty is effectively coterminous with individuals' liberty. Focusing on liberty, rather than sovereignty, would accordingly allow us to retain the relevant set of considerations while doing away with a debate that's been the source of seemingly endless frustration.

*Sovereignty as Illegality*

U.S. foreign sovereign immunity law paints a troubling image of what conduct is "peculiarly sovereign," with the resulting image of sovereignty entailing a litany of horrors. This Article investigates the close relationship between sovereignty and illegal conduct in current foreign sovereign immunity doctrine, and it argues for urgent reform. To start, portraying sovereignty as intertwined with illegality rightly invites criticism of sovereignty. It also contributes to the notion that sovereignty entails only rights, when it should always have been understood as constituted by duties. Furthermore, construing sovereignty in this way prevents human rights victims from having their cases fully heard in court.

PROFESSIONAL EXPERIENCE	<p>Chief of Staff, Oxford University Press (New York), 2018–2019</p> <p>Assistant Editor, Oxford University Press (New York), 2017–2018</p> <p>Associate, Freshfields Bruckhaus Deringer US LLP (New York), 2015–2016</p> <p>Legal Assistant to the Ambassador, Permanent Mission of Mozambique to the United Nations (Geneva), 2015</p>
PAST TEACHING EXPERIENCE	<p><i>University of California Berkeley, Legal Studies Department</i></p> <p>Instructor, Writing-Intensive Section in Philosophy of Law (with Prof. Christopher Kutz), Spring 2024</p> <p>Graduate Student Instructor, International Relations &amp; International Law (Prof. Sarah Graham)</p> <p>Graduate Student Instructor, Foundations of Legal Studies (Prof. Mark Leinauer)</p> <p>Graduate Student Instructor, Human Rights Research &amp; Practice (Profs. Rohini Haar, Alexa Koenig &amp; Eric Stover)</p> <p>Graduate Student Instructor, Theories of Law &amp; Society (Prof. Mark Leinauer)</p> <p><i>University of California Berkeley, Political Science Department</i></p> <p>Graduate Student Instructor, History of Political Theory: Renaissance &amp; Early Modern (Prof. Kinch Hoekstra)</p> <p><i>New York University School of Law</i></p> <p>Teaching Assistant, Advanced International Law (Prof. Benedict Kingsbury)</p> <p>Teaching Assistant, Art Law (Prof. Amy Adler)</p>
PRESENTATIONS (SELECTED)	<p><b>Presenter/Panelist</b></p> <p><i>Abandoning Sovereignty Talk in Personal Jurisdiction</i></p> <p>Civil Procedure Workshop, UC Law San Francisco, May 2024</p> <p><i>Peculiar Sovereignty in Foreign Sovereign Immunity</i></p> <p>American Society of International Law’s International Law in Domestic Courts Workshop, University of Chicago Law School, May 2024</p> <p>Junior International Law Scholars Association Annual Meeting, Cornell Law School, Jan. 2024</p> <p><i>Procedural Sovereign Distinction</i></p> <p>Civil Procedure Workshop, Northwestern Pritzker School of Law, May 2023</p> <p>Junior International Law Scholars Association Annual Meeting, Boston University School of Law, Jan. 2023</p> <p>American Society of International Law Midyear Meeting, Nov. 2021</p> <p><i>The Atrocity Aesthetic in the Xinjiang Uyghur Autonomous Region</i></p> <p>American Society of International Law Midyear Meeting, University of Miami School of Law, Nov. 2022</p>

*Citizens in Chains: State Violence and the Right of Resistance in Hobbes's Political Philosophy*

UCLA Graduate Conference in Political Theory, Apr. 2021

*An Introduction to United States Sanctions*

Freshfields Bruckhaus Deringer US LLP, New York, NY, Jan. 2016

### **Invited Speaker**

*Procedural Sovereign Distinction*

International Litigation Course, Prof. Zachary Clopton, Northwestern Pritzker School of Law, Oct. 2023

*Economic Responses to the Ukraine War*

"The Law and Ethics of Putin's War on Ukraine," coordinated by Prof. Christopher Kutz, University of California Berkeley

*Art, Cultural Property, and Atrocity Crimes*

Human Rights and Atrocity Prevention Clinic, Profs. Jocelyn Getgen Kestenbaum & Diana Kearney, Cardozo Law School

### **Invited Discussant/Commentator**

*Thomas Hobbes on Sex Difference and Gender Equality* by Susanne Sreedhar

Kadish Workshop in Law, Philosophy, and Political Theory, University of California Berkeley School of Law, Oct. 2023

*Invisible Atrocities* by Randle DeFalco

Book Panel and Workshop for *Invisible Atrocities*, University of Miami School of Law, Nov. 2022

*The Long Arc of Legality: Hobbes, Kelsen, Hart* by David Dyzenhaus

Book Launch for *The Long Arc of Legality*, N.Y.U. School of Law, Nov. 2022

*When Does Abuse of Power Justify Impeachment?* by Keith Whittington

Kadish Workshop in Law, Philosophy, and Political Theory, University of California Berkeley School of Law, Feb. 2022

*From Ending War to Endless War: Louis Henkin and the Interpretive Modification of the Jus Ad Bellum* by Aaron Gavin

Institute of International Law & Justice Scholarship Conference, N.Y.U. School of Law, Apr. 2017

### **FELLOWSHIPS, AWARDS & HONORS (SELECTED)**

Outstanding Graduate Student Instructor Award, University of California Berkeley, Mar. 2024

Daniel E. Koshland Jr. Fellowship in the Art of Teaching Writing, University of California Berkeley, May 2023

Postgraduate Fellow, *Just Security*, 2020–

Selznick Graduate Fellowship, University of California Berkeley, 2020–2024

John Bruce Moore Award for Excellence in Law & Philosophy, N.Y.U. School of Law, May 2014

Dean's Award, N.Y.U. School of Law, 2011–2014

Walter Herzfeld Memorial Scholarship, N.Y.U. School of Law 2011–2014

SERVICE &  
PROFESSIONAL  
ACTIVITIES  
(SELECTED)

Coordinator, *Just Security* print series with Oxford University Press, 2020–

Co-Organizer, JSP “Hidden Curriculum Series,” 2022–2023

Organizer & Moderator, JSP Workshop, 2022

Co-Organizer, Berkeley Law & Society Graduate Association Gateway Conference, 2021–2022

Co-Organizer, Berkeley Graduate Reading Group in Legal Theory, 2021

Organizer & Moderator, Berkeley Law & Society Graduate Association Law Teaching Market Series, 2020–2021

Co-President, Oxford University Press USA Diversity & Inclusion Committee, 2018–2019

Co-President, N.Y.U. School of Law International Law Society, 2012–2013