

**EVAN J. CRIDDLE**  
William & Mary Law School  
613 South Henry Street  
Williamsburg, Virginia, 23187-8795  
ejcriddle@wm.edu

## ACADEMIC APPOINTMENTS

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### **WILLIAM & MARY LAW SCHOOL**

Professor of Law (2013-present)  
Cabell Research Professor (2016-2017, 2018-2019)  
Tazewell Taylor Research Professor (2014-2015)

### **SYRACUSE UNIVERSITY COLLEGE OF LAW**

Associate Professor (2011-2013)  
Assistant Professor (2007-2011)

## BOOKS

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### **THE OXFORD HANDBOOK OF FIDUCIARY LAW**

(Oxford U.P. 2019) (co-editor with Paul B. Miller & Robert H. Sitkoff)

### **FIDUCIARY GOVERNMENT**

(Cambridge U.P. 2018) (co-editor with Evan Fox-Decent, Andrew S. Gold, Sung Hui Kim & Paul B. Miller)

### **FIDUCIARIES OF HUMANITY: HOW INTERNATIONAL LAW CONSTITUTES AUTHORITY**

(Oxford U.P. 2016) (with Evan Fox-Decent)

### **HUMAN RIGHTS IN EMERGENCIES**

(Cambridge U.P. 2016) (editor)

## ARTICLES

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### ***Mandatory Multilateralism***

113 AMERICAN JOURNAL OF INTERNATIONAL LAW (forthcoming 2019) (with Evan Fox-Decent)

### ***Liberty in Loyalty: A Republican Theory of Fiduciary Law***

95 TEXAS LAW REVIEW 993 (2017)

### ***Keeping the Promise of Public Fiduciary Theory: A Reply to Leib and Galoob***

126 YALE LAW JOURNAL FORUM 192 (2016) (with Evan Fox-Decent)

### ***The Constitution of Agency Statutory Interpretation***

69 VANDERBILT LAW REVIEW EN BANC 325 (2016) (solicited)

### ***Customary Constraints on the Use of Force: Article 51 with an American Accent***

29 LEIDEN JOURNAL OF INTERNATIONAL LAW 67 (2016) (with William Banks) (solicited)

### ***Standing for Human Rights Abroad***

100 CORNELL LAW REVIEW 269 (2015)

***Three Grotian Theories of Humanitarian Intervention***

16 THEORETICAL INQUIRIES IN LAW 473 (2015) (solicited)

***Protecting Human Rights During Emergencies: Delegation, Derogation, and Deference***

45 NETHERLANDS YEARBOOK OF INTERNATIONAL LAW 197 (2015) (solicited)

***Against Methodological Stare Decisis***

102 GEORGETOWN LAW JOURNAL 1573 (2014) (with Glen Staszewski)

***Humanitarian Financial Intervention***

24 EUROPEAN JOURNAL OF INTERNATIONAL LAW 583 (2013)  
(selected for the inaugural Junior Faculty Forum for International Law)

***Proportionality in Counterinsurgency: A Relational Theory***

87 NOTRE DAME LAW REVIEW 1073 (2012)

***Interest Balancing vs. Fiduciary Duty: Two Models for National Security Law***

13 GERMAN LAW JOURNAL 542 (2012) (with Evan Fox-Decent) (peer review) (solicited)

***Human Rights, Emergencies, and the Rule of Law***

34 HUMAN RIGHTS QUARTERLY 39 (2012) (with Evan Fox-Decent)

***When Delegation Begets Domination: Due Process of Administrative Lawmaking***

46 GEORGIA LAW REVIEW 117 (2011)

***Mending Holes in the Rule of (Administrative) Law***

104 NORTHWESTERN UNIVERSITY LAW REVIEW 1271 (2010)

***Fiduciary Administration: Rethinking Popular Representation in Agency Rulemaking***

88 TEXAS LAW REVIEW 441 (2010)

***The Fiduciary Constitution of Human Rights***

15 LEGAL THEORY 301 (2009) (with Evan Fox-Decent)

***Deriving Peremptory Norms from Sovereignty***

103 ASIL PROCEEDINGS 71 (2009) (with Evan Fox-Decent)

***A Fiduciary Theory of Jus Cogens***

34 YALE JOURNAL OF INTERNATIONAL LAW 331 (2009) (with Evan Fox-Decent)  
(Farsi translation published in the Iranian *International Law Review* (2012))

***Chevron's Consensus***

88 BOSTON UNIVERSITY LAW REVIEW 1271 (2008)

***Fiduciary Foundations of Administrative Law***

54 UCLA LAW REVIEW 117 (2006)

***The Vienna Convention on the Law of Treaties in U.S. Treaty Interpretation***

44 VIRGINIA JOURNAL OF INTERNATIONAL LAW 431 (2004)

***Chevron Deference and Treaty Interpretation***

112 YALE LAW JOURNAL 1927 (2003) (student comment)

***Review, Susan Marks, The Riddle of All Constitutions: International Law, Democracy, and the Critique of Ideology***

26 YALE JOURNAL OF INTERNATIONAL LAW 882 (2001) (student comment)

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**BOOK CHAPTERS**

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***Stakeholder Fiduciaries***

FIDUCIARIES AND TRUST: ETHICS, POLITICS, ECONOMICS, AND LAW (Matthew Harding & Paul B. Miller eds., Cambridge U.P. 2019)

***Fiduciary Principles in International Law***

THE OXFORD HANDBOOK OF FIDUCIARY LAW (Evan J. Criddle, Paul B. Miller & Robert H. Sitkoff eds., Oxford U.P. 2019)

***Introduction***

THE OXFORD HANDBOOK OF FIDUCIARY LAW (Evan J. Criddle, Paul B. Miller & Robert H. Sitkoff eds., Oxford U.P. 2019) (co-authored with co-editors)

***Guardians of Legal Order: The Dual Commissions of Public Fiduciaries***

FIDUCIARY GOVERNMENT (Evan J. Criddle et al. eds., Cambridge U.P. 2018) (with Evan Fox-Decent)

***Introduction – Fiduciary Government: Promise, Provenance, and Pitfalls***

FIDUCIARY GOVERNMENT (Evan J. Criddle et al. eds., Cambridge U.P. 2018) (co-authored with co-editors)

***Fiduciary Law's Mixed Messages***

RESEARCH HANDBOOK ON FIDUCIARY LAW (Andrew S. Gold & D. Gordon Smith eds., Edward Elgar Publ. 2018) (featured in the *Oxford Business Law Blog*)

***Protecting Human Rights During Emergencies: Delegation, Derogation, and Deference***

HUMAN RIGHTS IN EMERGENCIES (Evan J. Criddle ed., Cambridge U.P. 2016)

***Introduction – Testing Human Rights Theory During Emergencies***

HUMAN RIGHTS IN EMERGENCIES (Evan J. Criddle ed., Cambridge U.P. 2016)

***A Sacred Trust of Civilization: Fiduciary Foundations of International Law***

PHILOSOPHICAL FOUNDATIONS OF FIDUCIARY LAW (Andrew S. Gold & Paul B. Miller eds., Oxford U.P. 2014)

***Proportionality in Counterinsurgency: Reconciling Human Rights and Humanitarian Law***

COUNTERINSURGENCY LAW: NEW DIRECTIONS IN ASYMMETRIC WARFARE (William C. Banks ed., Oxford U.P. 2013)

## COURSES

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International Law	Administrative Law
Immigration Law	Refugee Law and Policy
Civil Procedure	Laws of War

## EDUCATION

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**YALE LAW SCHOOL, J.D.** (2003)  
Essays Editor, *Yale Law Journal*  
Articles Editor, *Yale Journal of International Law*  
Research Assistant to Professors Boris Bittker & Judith Resnik

**BRIGHAM YOUNG UNIVERSITY, B.A.** (2000)  
*Magna cum laude* with University Honors  
Trustees Scholarship (four years, full tuition); Writing Fellow; Outstanding Paper Award  
Teaching Assistant to Professors David Hart, Beth Hedengren, Liisa London & Thomas Rogers

## PROFESSIONAL EXPERIENCE

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**CLEARY GOTTlieb STEEN & HAMILTON LLP**  
Litigation Associate, New York, NY (2004-2007)  
Summer Associate, New York, NY & Moscow, Russia (Summer 2002)

**U.S. COURT OF APPEALS FOR THE NINTH CIRCUIT**  
Law Clerk to the Honorable J. Clifford Wallace, San Diego, CA (2003-2004)

**U.S. ATTORNEY'S OFFICE, EASTERN DISTRICT OF NEW YORK**  
Legal Intern to Andrew Weissmann, Chief of the Criminal Division, Brooklyn, NY (Summer 2001)

**U.S. DEPARTMENT OF JUSTICE, ANTITRUST DIVISION**  
Legal Intern, Civil Task Force, Washington, DC (Summer 2001)

## FELLOWSHIPS, GRANTS & AWARDS

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**COLLEGE OF WILLIAM & MARY**  
Plumeri Award for Faculty Excellence (2015-2017) (university-wide award)  
Cabell Research Professor (2016-2017, 2018-2019)  
Tazewell Taylor Research Professor (2014-2015)

**SOCIAL SCIENCE AND HUMANITIES RESEARCH COUNCIL**  
Insight Research Grant, "International Law and Cosmopolitan Justice," C\$189,411 (2017-2022) (with Evan Fox-Decent)  
Insight Research Grant, "The Fiduciary Constitution of International Law," C\$153,390 (2012-2016) (with Evan Fox-Decent)  
Standard Research Grant, "The Fiduciary Constitution of the Rule of Law," C\$95,000 (2009-2012) (with Evan Fox-Decent & Malcolm Thorburn)

**SYRACUSE UNIVERSITY**

Research Fellowship, Institute for the Study of the Judiciary, Politics & the Media (2008-2009)

**LEGAL AID SOCIETY OF NEW YORK**

*Pro Bono Publico* Award for Outstanding Service in Immigration Proceedings (2006)

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**SELECT CONFERENCES & WORKSHOPS ORGANIZED**

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***The Future of Fiduciary Law***

William & Mary Law Review Symposium, William & Mary Law School (Feb. 2020)

***International Law Workshop***

William & Mary Law School (2015-present) (annual co-convener with Jay Butler & Nancy Combs)

***New Perspectives on International Legal Theory Roundtable***

ASIL Annual Meeting, Washington, DC (Apr. 2018, Mar. 2019) (co-convener with Harlan Grant Cohen)

***Fiduciaries of Humanity and International Law***

McGill Law Journal Symposium, McGill University, Montreal, Canada (Jan. 2018) (co-convener with Evan Fox-Decent)

***Fiduciary Law: Charting the Field***

Harvard Law School (Nov. 2017) (co-convener with Paul Miller and Robert Sitkoff)

***Fiduciary Government***

UCLA Law School (June 2017) (co-convener with Evan Fox-Decent, Andrew Gold, Sung Hui Kim & Paul Miller)

***Authority in International Law: New and Traditional Approaches***

ASIL-ESIL-MPIL International Legal Theory Workshop, Vienna University of Economics and Business, Vienna, Austria (Sept. 8, 2014) (co-convener with Jörg Kammerhofer & Alexandra Kemmerer)

***Human Rights in Emergencies***

ASIL International Legal Theory Workshop, Washington, DC, (May 2014)

***Politics and Principle in International Legal Theory***

ASIL-ESIL-Rechtskulturen International Legal Theory Workshop, University of Michigan Law School (Nov. 15-16, 2013) (co-convener with Jörg Kammerhofer & Alexandra Kemmerer)

***Transatlantic Debates in International Legal Theory***

ASIL-ESIL-Rechtskulturen International Legal Theory Workshop, Lauterpacht Centre for International Law, University of Cambridge, UK (Sept. 20-21, 2012) (co-convener with Jörg Kammerhofer & Alexandra Kemmerer)

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**SELECT PRESENTATIONS**

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***Mandatory Multilateralism***

Workshop on "Sovereignty, Justice, and International Law," European Consortium for Political Research, Université catholique de Louvain, Mons, Belgium (Apr. 2019)

European Society of International Law Annual Meeting, University of Manchester, UK (Sept. 2018)

International Law Workshop, William & Mary Law School (May 2017, Sept. 2018)

Faculty Scholarship Slam, William & Mary Law School (Aug. 2018)

***Human Rights in Emergencies: Three Legal Models***

Case Western Reserve University (via skype) (Apr. 2017, Mar. 2019)

***Stakeholder Fiduciaries***

Second International Fiduciary Law Workshop, Hong Kong University (Dec. 2018)

Conference on “Fiduciaries and Trust,” University of Melbourne (Dec. 2018)

***Guardians of Legal Order: The Dual Commissions of Public Authorities***

American Political Science Association Annual Meeting, Boston, MA (Sept. 2018)

Workshop on “Fiduciary Government,” UCLA Law School (June 2017)

Workshop on “Ideas in Fiduciary Law,” Notre Dame Law School (April 2017)

***Fiduciary Principles in International Law***

Conference on “Fiduciary Law: Charting the Field,” Harvard Law School (Nov. 2017)

***The Moral and Legal Foundations of the Refugee Crisis***

Ethics Awareness Week, Utah Valley University (Sept. 2017)

***International Law in Southeast Asia: Current Problems***

Mason School of Business, College of William & Mary (June 2017)

***States and Other International Institutions as Fiduciaries of Humanity***

ASIL Symposium: “The Future of the State,” Washington, DC (Dec. 2016)

***Liberty in Loyalty: A Republican Theory of Fiduciary Law***

Transnational Law Workshop, Washington & Lee Law School (Oct. 2016)

Fiduciary Law Workshop, Duke Law School (June 2016)

Faculty Scholarship Slam, William & Mary Law School (Aug. 2015)

Law and Society Annual Meeting, Seattle, WA (May 2015)

***The International Right to Refuge***

St. George Tucker Lecture, William & Mary Law School (Sept. 2016)

***Humanizing International Sanctions and Countermeasures***

Canadian Council on International Law Annual Conference, Ottawa, Canada (Nov. 2015)

International Law Weekend, Fordham Law School (Nov. 2015)

***The Syrian Refugee Crisis***

Graduate Student Union Professors Roundtable, College of William & Mary (Apr. 2016)

Great Decisions Lecture Series, League of Women Voters, Deltaville and Williamsburg, VA (Mar. 2015)

***Cosmopolitan Citizenship: The Right to Refuge***

Southeastern Association of Law Schools Conference, Boca Raton, FL (July 2015)

***Fiduciary States in Armed Conflict***

International Law Workshop, William & Mary Law School (May 2015) (co-organizer)

***Reclaiming the Grotian Theory of Humanitarian Intervention***

Conference on “Sovereignty as Trusteeship for Humanity: Historical Antecedents and their Impact on International Law”

Tel Aviv University Faculty of Law, Israel (June 2014)

Fiduciary Law Workshop, Law and Society Annual Meeting, Minneapolis, MN (May 2014)

***Human Rights Derogation: Regulating Ex Ante and Ex Post***

ASIL International Legal Theory Symposium: “Human Rights in Emergencies,” Washington, DC (May 2014)

***Manuscript Workshop: “International Law and the Fiduciary Constitution of Sovereignty”***

McGill University Faculty of Law, Montreal, Canada (May 2014)

***Standing for Human Rights Abroad***

Fiduciary Law Workshop, McGill University Faculty of Law, Montreal, Canada (May 2014)

ASIL Annual Research Forum, NYU Law School (Nov. 2013)

***A Sacred Trust of Civilization: Fiduciary Foundations of International Law***

Philosophical Foundations of Fiduciary Law Conference, DePaul Law School (July 2013)

***Creating Fiduciary States***

Fiduciary Law Workshop, Notre Dame Law School (Mar. 2013)

International Legal Theory Roundtable, McGill University Faculty of Law (Jan. 2013)

Law and Society Annual Meeting, Honolulu, HI (June 2012)

***Humanitarian Financial Intervention***

Faculty Workshop, William & Mary Law School (Sept. 2012)

Southeast Association of Law Schools Annual Meeting, Amelia Island, FL (Aug. 2012)

Annual Junior Faculty Forum for International Law, NYU Law School (May 2012)

Faculty Colloquium and Global Justice Seminar, University of Utah (Mar. 2012)

Junior Faculty Workshop, Syracuse University College of Law (Feb. 2012)

Junior International Law Scholars Association Annual Meeting, University of Georgia (Feb. 2012)

J. Reuben Clark Law Society Faculty Conference, American University (Jan. 2012)

***Proportionality in Counterinsurgency***

Law and Society Annual Meeting, San Francisco, CA (June 2011)

International Law Colloquium, University of Georgia (Feb. 2011)

Workshop on Interdisciplinary Approaches to Transnational Law, Arizona State Univ. (Jan. 2011)

Syracuse University College of Law Faculty Workshop (Oct. 2010)

World Summit on Counterterrorism, Interdisciplinary Center Herzliya, Israel (Sept. 2010)

***When Delegation Begets Domination***

Northeast Regional Scholarship and Teaching Development Workshop, Albany Law School (Feb. 2011)

Syracuse University College of Law Junior Faculty Workshop (Aug. 2010)

Junior International Law Scholars Association Workshop, Brooklyn Law School (July 2010)

***Human Rights, Emergencies, and the Rule of Law***

International Legal Theory Workshop, European Society of International Law Biannual Meeting, University of Cambridge, UK (Sept. 2010)

Workshop on Fiduciary Aspects of Public Law, McGill University, Montreal, Canada (June 2010)

Workshop on Non-Ideal Political Theory, Canadian Political Science Association Annual Meeting, Concordia University, Montreal, Canada (June 2010)

Junior International Law Scholars Association Annual Meeting, U.C. Hastings (Feb. 2010)

Syracuse University College of Law Junior Faculty Workshop (Feb. 2010)

***A Fiduciary Theory of Jus Cogens***

*Opinio Juris* Blog online symposium (Oct. 2009)

American Society of International Law Annual Meeting, Washington, DC (Mar. 2009) (selected for presentation in a panel dedicated to “New Voices in International Law”)

***Fiduciary Administration***

Institute for the Study of the Judiciary, Politics and the Media, Syracuse University (Jan. 2009)

Queen's University Faculty of Law Colloquium, Kingston, Canada (Jan. 2009)  
J. Reuben Clark Law Society Faculty Conference, Thomas Jefferson School of Law (Jan. 2009)

**Chevron's Consensus**

Joint Annual Meetings of the Law and Society Association and the Canadian Law and Society Association, Montreal, Canada (May 2008)  
Syracuse University College of Law Junior Faculty Workshop (Nov. 2007)

**SELECT ASSOCIATIONS**

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**AMERICAN SOCIETY OF INTERNATIONAL LAW**

International Legal Theory Interest Group: Chair (2017-2020), Vice-Chair (2014-2017), Executive Committee (2010-2014)  
Member (2007-present)

**EUROPEAN SOCIETY OF INTERNATIONAL LAW**

Member (2010-present)

**AMERICAN BAR ASSOCIATION**

Justice Sonia Sotomayor's Nomination to the U.S. Supreme Court: Academic Reading Group Member (2009)

**SELECT PEER REVIEW**

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Cambridge University Press	New Zealand Law Review
Edward Elgar Press	Northwestern University Law Review (external board)
Ethics and International Affairs	Regulation and Governance
Harvard Law Review	Routledge Press
Journal of National Security Law and Policy	University of Toronto Law Journal
Law and Philosophy	Yale Law Journal
National Science Foundation	

**SELECT UNIVERSITY SERVICE**

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**WILLIAM & MARY LAW SCHOOL**

Faculty Status (Retention, Promotion & Tenure) Committee: Chair (2015-2016), Member (2018-2020)  
Faculty Enrichment Committee: Co-Chair (2013-2015)  
Dean's Advisory Committee: Chair (Fall 2014)  
Faculty Retreat Committee: Chair (2014)  
W&M Study Abroad in Madrid, Spain: Faculty Member (July 2014)

**SYRACUSE UNIVERSITY COLLEGE OF LAW**

Junior Faculty Workshop: Chair (2011-2012)  
Appointments Committee: Member (2009-2013)  
Academic Standards Committee: Member (2008-2012)  
University Senate: Delegate (2008-2012)

**BAR ADMISSIONS**

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New York State (inactive)



U.S. Court of Appeals for the Second Circuit  
U.S. District Court for the Southern District of New York  
U.S. District Court for the Eastern District of New York

**LANGUAGES**

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English (native)  
Russian (fluent reading, proficient speaking)  
Ancient Greek (intermediate reading)  
German (beginning reading)  
French (beginning reading)

*Last revised: February 2019*