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ELECTION OF THE MEMBERS OF THE INTERNATIONAL LAW COMMISSION

Statements of qualifications of candidates

Addendum

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McCAFFREY, Stephen C. (United States of America) <u>1/</u>	2

1/ By a note dated 31 August 1981 (A/36/494), the Government of the United States of America submitted the candidature of Mr. Stephen C. McCaffrey in substitution for that of Mr. George H. Aldrich.

McCaffrey, Stephen C.
(United States of America)

/Original: English/

Born 21 January 1945, San Máteo, California

Education

B.A., 1967, University of Colorado.

J.D., 1971, University of California, School of Law.

Dr. Jr. (magna cum laude), 1974, University of Cologne, Cologne, Federal Republic of Germany.

Fellowships

January-December 1972: Research Fellow,
Max Planck Association
Munich, Federal Republic of Germany

January 1973-July 1974: Research Fellow,
Alexander von Humboldt Foundation
Bad Godesberg, Federal Republic of Germany

Experience

Law Clerk, Office of the District Attorney of Alameda Country, California,
(Summer 1969).

Executive Intern (Legal Assistant and Special Projects Officer), United States
Department of Health, Education and Welfare, Office of the Secretary,
Washington D.C., (Summer 1970).

Law Clerk, Alameda County Legal Services, Oakland, California (1970-1971).

Research Fellow, Max Planck Institut für Ausländisches und Internationales
Privatrecht (Institute for Foreign Private Law and Private International Law),
Hamburg, Germany, (Assistant to Dr. Ulrich Drobnig) (1972).

Ad hoc consultative work for American lawyers involving German commercial law
(1973-1974).

Associate Professor of Law, Southwestern University of School of Law, Los Angeles,
California (1974-1977, on leave 1977-1978).

Visiting Associate Professor of Law, University of the Pacific, McGeorge School
of Law (1977-1978).

Associate Professor of Law, University of the Pacific, McGeorge School of Law (1978-1980).

Professor of Law, University of the Pacific, McGeorge School of Law (1980-present).

Non-teaching assignments at McGeorge School of Law

Committee assignments: Curriculum, Honors and Awards, International Studies (Vice-Chairman, 1979 to present): Minority Affairs, and Research (Chairman 1979 to present).

Other assignments: Faculty Advisor, International Moot Court Program.
Faculty Advisor, Pacific International Law Society.

Subjects taught:

Community Property, Comparative Law, Conflict of Laws, Environmental Law, International and Comparative Conflict of Laws, International Law, Legal Process (Introduction to Law), Private International Law Seminar, Property.

Professional activities:

Consultant to the Committee on Environmental Law of the International Union for the Conservation of Nature and Natural Resources (May 1976 to present).

Consultant to the Transfrontier Pollution Committee of the Environment Directorate, Organization for Economic Co-operation and Development (OECD), Paris (September 1975 to present).

Chairman: American Bar Association Committee on Private International Law, Section of International Law (1977 to present).

Chairman, Sub-Committee on the Convention on Choice of Law as to Agency, ABA Committee on Private International Law, Section of International Law (1976 to 1977).

Solely responsible for organizing and developing the programme of the Environmental Law Committee of the International Bar Association presented at the IBA Conference, Stockholm, 1976; Program Chairman and United States Rapporteur.

Speaker and panelist, Conference on International Environmental Law, sponsored by the British Institute of International and Comparative Law, London (August 1975).

United States Rapporteur, London Colloquium of the International Association of Legal Science (August 1975).

Speaker, panel on International Environmental Protection - Policy, Legal and Trade Aspects, Seventy-first Annual Meeting of the American Society of International Law, San Francisco (April 1977).

Moderator, panel on Faculty Development, 1976 Western Conference of the Association of American Law Schools, Newport Beach, California (April 1976).

Participant, Conference on Faculty Development, sponsored by the Lilly Endowment, Indianapolis (June 1976).

Participant, Shell-Faculty Forum, Houston, Texas (January 1976).

Languages

French and Spanish: Good reading capability (including experience in certain legal areas).

German: Very good reading, speaking and writing capability (including legal materials).

Organizational affiliations

California State Bar
American Bar Association
International Bar Association
American Society of International Law
International Council of Environmental Law
Gesellschaft für Rechtsvergleichung (Association for Comparative Law)
Alexander von Humboldt Foundation
Davis Art Center (Vice President of Board, 1978-1980; President, 1981 to present)
Sierra Club
Rotary International

Publications

"Standing on the Side of the Environment: A Statutory Prescription for Citizen Participation". 1 Ecology Law Quarterly, 561 (1971) (co-authored with Robert E. Lutz, II).

"Trans-Boundary Pollution Injuries: Jurisdictional Considerations in Private Litigation Between Canada and the United States". 3 California Western International Law Journal, 191 (1973).

"The Use of Law in Environmental Conservation: A Survey of Legal Responses to Selected Problems". in Organization and Administration of Environmental Programmes, United Nations document ST/ESA/16, (co-authored with Francoise Burhenne-Guilmin).

"Private Remedies for Transfrontier Environmental Disturbances, ICUN, Environmental Policy and Law Paper No. 8, International Union for the Conservation of Nature and Natural Resources, Morges, Switzerland (1975).

- Pollution Suits between Citizens of the Republic of Mexico and the United States: a Study in Private International Law (Ansprueche aus Immissionen ueber die Grenze Zwischen Mexico und den USA im Internationalen Privatrecht), published as Volume 14 Berkeley-Koelner Rechtsstudien (Berkeley-Cologne Legal Studies) (1976) (doctoral dissertation, University of Cologne, Cologne, Federal Republic of Germany (1974)).
- "The OECD Principles Concerning Transfrontier Pollution: A Commentary".
1 Environmental Policy and Law, 2 (Lausanne, Switzerland 1975).
- "Assessment of Environmental Impact - Some Reflections on the American Experience".
in British Institute of International and Comparative Law, Environmental Law, International and Comparative Aspects, A Symposium (J. Nowak, ed. 1976).
- "Private Remedies for Transfrontier Pollution Injuries". in British Institute of International and Comparative Law, Environmental Law, International and Comparative Aspects, A Symposium (J. Nowak, ed. 1976).
- Translation of Kegel, Obligation and Disposition: Should Disposition be Abstrakt or Kausal? (Verpflichtung und Verfuegung: Sollen Verfuguengen abstrakt oder kausal sein?), in 81 Beitraege zum Deutschcen und Israelischen Privatrecht 103 (1977).
- "Pollution of Shared Natural Resources: Legal and Trade Implications" (paper presented at the 1977 annual meeting of the American Society of International Law, April, 1977), in Proceedings of the American Society of International Law, 71st Annual Meeting, April, 1977, p. 56 (1977).
- Review of International Protection of the Environment (Ruester and Simma, eds. 1975, in Southwestern University Law Review, 265 (1977)).
- Environmental Pollution and Individual Rights: An International Symposium (co-edited with Robert Lutz) Kluwer: Deventer, Holland, 1978.
- "Legal Remedies for Existing or Threatened Pollution Damage in Canada and the United States", study prepared for the Environment Directorate, Organization for Economic Co-operation and Development (OECD), Paris, (1979).
- Book review of The German Commercial Code, translated with an introduction by Simon L. Goren and Ian S. Forrester (1979), 14 International Lawyer, 188, (1980).
- "The Swiss Draft Conflicts Law", 28 American Journal of Comparative Law, pp. 235-285 (1980).
- "Private Remedies for Transfrontier Pollution Damage in Canada and the United States: A Comparative Survey", forthcoming in University of Western Ontario Law Review. (submitted November 1980).
- Book review of Pollution, Politics and International Law, by R. Michael M'Gonigle and Mark W. Zacher, forthcoming in the Ecology Law Quarterly (manuscript submitted October 1980) (approx. 20 printed pages).

Unpublished teaching materials

Materials on Private International Law (1976).

Materials on Law and Economics (1976).

(prepared for Law and Economics element of Southwestern University Law School's Legal Process course).

Materials on Private International Law.

(prepared for the Fall, 1981 McGeorge European Internship Program Orientation course).

Materials on Comparative Law.

Work in progress

Article on the abandonment by Texas of the "dissimilarity doctrine" in choice of law - draft manuscript submitted to University of Texas Law Review.

Article with Marek Wierzbowski on "Introduction of Judicial Control over Administrative Authorities - A New Development in Eastern Europe", to be submitted to the American Journal of Comparative Law.

Translation of G. Kegel, "Von Wilden Tieren, Zerstreuten Leuten und Versunkenen Schiffen: Zum Verhaeltnis von Besitz und Eigentum Beweglicher Sachen".
