

MONICA EPPINGER

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PROFESSIONAL APPOINTMENT

Saint Louis University, St. Louis, MO

Assistant Professor, School of Law, 2010 – present
Assistant Professor, Program in Anthropology (Department of Sociology), 2011-present
Advisory Board Member, Russian and Eastern European Studies, 2011-present
Core Faculty, Intercultural Studies Center, 2011-present
Faculty Affiliate, Center for International and Comparative Law, 2010-present

EDUCATION

University of California Berkeley, Berkeley, CA, Ph.D., Anthropology, December 2010

Dissertation: *Reforming the Nation: Law and Land in Post-Soviet Ukraine*
(Director Laura Nader; Committee members Paul Rabinow, Alexei Yurchak, Robert Cooter)
Graduate GPA: 4.0
National Science Foundation Fellowship in Law and Social Science, 2006-2007
Fulbright-Hayes Doctoral Dissertation Fellowship, 2006-2007

Yale Law School, New Haven, CT, J.D., 2006

Yale Journal of Law and Humanities, Editor, special volume on property, 2006
Law Talk legal affairs radio program, Co-President and Anchor, 2002-2003
National Security and Civil Liberties Litigation Clinic, 2005-2006
Non-Profit Organizations Clinic, 2002
Olin Fellowship in Law and Social Science, 2002

Fletcher School of Law and Diplomacy, M.A. in International Law and Diplomacy, 1992

Praxis: A Journal of Development, Articles Editor, 1990-1992
Graduate Conference in Leadership in North Pacific History, Vladivostok, Russia, 1992
Award: Best paper in Negotiations in International Diplomacy

Yale University, B.A., Anthropology, *cum laude*, 1988

Senior Thesis: Social Change in the Soviet Union

PUBLICATIONS AND WORKS IN PROGRESS

Reforming the Nation: Law and Land in Post-Soviet Ukraine (Ph.D. dissertation, University of California Berkeley, December 2010).

Nation-building in the Penumbra: Notes from a Liminal State, 32 HASTINGS INT'L & COMP. L. REV. 2009.

Governing in the Vernacular, in LIVING LAW: RECONSIDERING EUGEN EHRlich 21 (Marc Hertogh, ed., 2008).

1996 Country Human Rights Report on Ukraine, in U.S. DEP'T ST., 1996 COUNTRY HUMAN RIGHTS REPORTS (1996).

Unravelling the Illiberal Commons: On Property, Personhood, and the New Objectivity (in progress).

Securing the Population: Contemporary Sovereignty, Scarcity, and the Politics of Provision (in progress).

Time in Conflicts (in progress).

Attorney Fee Recovery in the United States: Emergence of Heterogeneous Rules and Some Structural Implications (in progress).

Shadow Biology and the Ownership of Life: Regulation of Synthetic Biology in Comparative Perspective (in progress).

Operationalizing Empathy. (in progress)

TEACHING INTERESTS

Primary Interests: Property, National Security, Anthropology of Law, Language and Power

Secondary Interests: Comparative Law, Land Use, Conflicts of Laws

RELATED RESEARCH INTERESTS

Anthropology of Law, Subjectivity, Objectivity, Law and Power, Sovereignty, Secrecy, Spatial Organization and Anthropology of the Senses

SCHOLARLY PRESENTATIONS

National or International Scholarly Body

Central Slavic Conference (regional division of the Association for Slavic, Eastern European, and Eurasian Studies), November 11, 2011.

Invited keynote speaker: *Boomtown and Ghost Town in Ukraine: Market Democracy, the Illiberal Commons, and other post-Soviet Phantoms*

Childress Lectures, panel on Military Tribunals, St. Louis University School of Law, November 11, 2011.

Invited panelist: *Military Tribunals and the Myths of Detention*.

Danyliw Research Seminar in Contemporary Ukrainian Studies, University of Ottawa, Ottawa, Canada, October 2011

Invited discussant for papers in anthropology and political science.

Association of the Study of Law, Culture, and the Humanities, March 11, 2011.

Securing the Population: Contemporary Sovereignty, Scarcity, and the Politics of Provision.

panel organizer: Marking Space, Marking Time: Sovereignty and Orientalism

Association for Law, Property, and Society annual meeting, March 4, 2011.

Unravelling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

Danyliw Research Seminar in Contemporary Ukrainian Studies, University of Ottawa, Ottawa, Canada, October 2010.

Ukrainskyi Khlib [Ukrainian Bread]: Holodomor, Grain Confiscation, and the Contemporary Ukrainian State.

American Anthropological Association annual meetings, 2008.
Flat-Screen Venue, Mirage Mode, and Action-Forcing Event in the Country of Dreams.

American Society of Comparative Law annual meetings, 2008.
Rule of Law in the Shadow of Great Powers: Notes from a Liminal State.

American Anthropological Association annual meetings, 2006.
Orienteering in Zero Gravity: Problems, Privatization, and Parliament in Post-Soviet Ukraine.

Workshop on Living Law, Institute of Law and Society, Onati, Spain, May 2006.
Governing in the Vernacular.

Workshop or Seminar

Washington University School of Law Regional Junior Faculty Workshop, September 23, 2011.
Shadow Biology and the Ownership of Life: Regulation of Synthetic Biology in Comparative Perspective.

Faculty Works-in-Progress Workshop, Saint Louis University School of Law, September 14, 2011.
Shadow Biology and the Ownership of Life: Regulation of Synthetic Biology in Comparative Perspective.

Stanford-Yale Junior Faculty Forum, Stanford Law School, June 24, 2011.
Boomtown and Ghost Town in post-Soviet Ukraine: Property, Personhood, and the New Objectivity.

Anthropology /Sociology faculty lunchtime works-in-progress series, St. Louis University, April 17, 2011.
Boomtown and Ghost Town in post-Soviet Ukraine: Property, Personhood, and the New Objectivity.

Annual Workshop in Comparative Law, Yale Law School, February 11, 2011.
Unraveling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

Faculty Works-in-Progress Workshop, Saint Louis University School of Law, July 15, 2010,
Operationalizing Empathy.

Stanford University Department of Anthropology, April 5, 2010.
Social Bread, Surveillance, and Sovereignty in the Land of Cannibalized Combines.

Golden Gate University School of Law Faculty Workshop, October 2009.
Unravelling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

Wake Forest University School of Law Faculty Seminar Series, November 2009,
Unraveling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

University of Richmond School of Law Faculty Seminar, November 2009.
Unraveling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

Saint Louis University School of Law Faculty Seminar, November 2009.
Unraveling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

Southwest School of Law Faculty Seminar Series, December 2009.
Unraveling the Illiberal Commons: On Property, Personhood, and the New Objectivity.

University of California Berkeley Haas School of Business Research Seminar, 2009,
Principles of Property, and Abandonment.

University of California Berkeley Institute for Eastern Europe and Eurasia, March 2009.
Flight from Property.

University of California Berkeley Anthropology Methods Seminar, May 2008.
Constitutionalism and Rule of Law under Conditions of Rupture and Emergence.

Scholars of the Saint Sophia National Historical Museum annual conference, Kiev, Ukraine, October 25, 2007.
The Place of the Past in the Present: Law and Other Technologies of Remediation (delivered in Ukrainian).

Ostroh Academy Law School Bilateral Scholars Conference 2007, Ostroh, Ukraine.
Performance, Privatization, and Parliament.

Yale Law School Comparative Law Seminar, 2006.
Soviet Genetics, Capitalist GMOs, and post-Soviet Agriculture.

Yale Law School Empirical Legal Studies, 2005.
Comparative Property.

PRESENTATIONS FOR GENERAL AUDIENCE

International Law Students Association of St. Louis University School of Law, October 5, 2011, *Careers in International Law.*

The World Affairs Council of St. Louis, April 21, 2011, speaking to the Great Decisions Series, *Sanctions in International Law and International Affairs.*

Atlas Week (the international awareness week of St. Louis University), April 6, 2011, *Boomtown and Ghost Town in Ukraine: Property, Legal Reform, and Meeting Basic Human Needs after Communism.*

International Law Students Association of St. Louis University School of Law, March 3, 2011, *International Law and Policy in Caspian Pipeline Negotiations.*

International Law Students Association of St. Louis University School of Law, August 31, 2010, *Government Efforts in International Law.*

World Affairs Council, Hampton Roads, Virginia, 1999.
U.S. Pipeline Policy: the East-West Transportation Corridor for Caspian Energy Export.

LAW SCHOOL, UNIVERSITY, and PROFESSIONAL SERVICE

Member, Center for International and Comparative Law of St. Louis University School of Law, September 2010-present.

Childress Lecture panelist, St. Louis University School of Law, November 11, 2011.

Presenting on Military Tribunals at the Law School's signature scholarly event.

Danyliw Research Seminar in Contemporary Ukrainian Studies Invited Discussant, University of Ottawa, Ottawa, Canada, October 2011.

Faculty Workshop respondent, St. Louis University School of Law, September 1, 2011.

Respondent to Jessica Knouse of University of Toledo Law School, paper entitled "Deconstructing the Liberty/Equality Binary in the Debate over Non-Therapeutic Trait Selection."

Panel organizer, Association of the Study of Law, Culture, and the Humanities, March 11, 2011.

Marking Space, Marking Time: Sovereignty and Orientalism.

Participant, Dean's Panel on Interdisciplinary Scholarly Interests, Alumni and Parents' Weekend of St. Louis University School of Law, September 25, 2010, speaking on *Law and Anthropology*.

Founding Faculty, Intercultural Studies Center of St. Louis University, May 2011-present.

Advisory Board Member, Russian and Eastern European Studies of St. Louis University, September 2011-present.

Adviser, Village Self-Help Clinic project, Kassarro village, Mali (current).

Voting Rights Adviser, Obama Campaign for Change, St. Louis, Missouri (2008).

Advisory Coach, Kyiv Mohyla International Law Moot Court Team, Kyiv, Ukraine, 2006-2007 [Team won national championship competition to represent Ukraine in all-European Telders competition.]

GRANTS AND FELLOWSHIPS

Saint Louis University Summer Faculty Research Fellowship, 2010, 2011

Berkeley Post-Soviet Studies Summer Research Fellowship, 2009

U.C. Berkeley Teaching Fellow, Spring 2009

U.C. Berkeley Dean's Fellowship, Spring and Fall 2008

Yale European Studies Fellowship, 2006

Yale Agrarian Studies Fellowship, 2006

Foreign Language and Area Studies Fellowship, in French, 2003-04

Foreign Language and Area Studies Fellowship, in Russian, 1991-92

LANGUAGES

Russian, fluent; *Ukrainian*, proficient; *French*, research proficient; *Mandarin*, conversational; *Hausa*, conversational.

PROFESSIONAL EXPERIENCE

Private Law

Debevoise and Plimpton LLP, 2003 and 2004

Summer Associate, International litigation and tax practice groups. Conducted legal research on class arbitrations and project finance disputes. Wrote articles on conflicts doctrine for Klewer's volumes on international arbitration. Updated the intellectual property practice group's handbook of landmark cases and legal rules.

***Hogan and Hartson LLP*, 2003**

Summer Associate, Corporate practice group. Conducted legal research into state real property law, law of Native American land claims, intellectual property, and political advocacy law.

***Caplin and Drysdale LLP*, 2002.**

Summer Associate, Exempt organizations practice in tax firm. Drafted legal memoranda advising non-profit organizations on tax implications of organizational structure, activities, and advocacy.

International Law and Diplomacy

***Diplomat, U.S. Department of State*, 1992-2001**

Constitutionalism, Rule of Law, and Human Rights: In *U.S. Embassy Kiev, Ukraine*, as Embassy liaison with parliament, covered drafting and passage of Ukraine's post-Soviet constitution. Researched and drafted State Department's 1996 *Country Human Rights Report on Ukraine*.

Energy: Advised the Office of Vice President Gore on Caspian oil and gas development and pipeline strategy. Authored policy for Secretaries of State and Energy; regularly briefed Congress, press, and advocacy groups. In negotiations, represented the U.S. to ministerial level in Central Asia, the Caucasus, and Ukraine and to CEO level of multinational oil companies.

International Security and Humanitarian Protection: Designed U.S. response to attacks on Guinea, safeguarding some 500,000 refugees and pushing through U.N. sanctions against perpetrators. Represented U.S. to Presidential level in West Africa on matters related to the U.N. Security Council action on West African security.

Democracy and Development: In *U.S. Consulate General Kaduna, Nigeria*, headed elections monitors in June 1994 Nigerian Presidential elections in central Nigeria. Reported on political economy and environmental effects of World Bank-funded agricultural development projects, called by State Department's Office of West African Affairs action officer "best reporting from the field" in 15 years' experience.

Honors and Awards: Group Superior Honor Award, 1995; Tenured, 1996; Individual Superior Honor Award, 1999.

Teaching and Research

University Instructor, University of California Berkeley, 2009

Designed and taught seminar in Language and Power, instructing students both in theory and in the conduct of empirical research in social science.

Research Assistant, Professors Judith Resnik and Reva Siegel, 2008

Conducted legal history research on the health exception to the abortion prohibition.

Teaching Assistant, Professor Laura Nader, 2003 and 2004

Assisted with courses in anthropology of law and in sociocultural anthropology.

Research Assistant, Professors Abe Chayes and Antonia Handler Chayes, 1991-1992

Conducted a review of scholarly literature and case law for project on sovereignty under international law.

University Instructor, People's Republic of China, 1988-1990

As Yale-China Fellow, taught graduates and undergraduates at two universities in Manchuria.

ANNOTATED SUMMARY OF PUBLICATIONS AND WORKS IN PROGRESS

Reforming the Nation: Law and Land in Post-Soviet Ukraine (dissertation in anthropology). Based on ethnographic fieldwork, I outline shifts in practices of selfhood, citizenship, and sovereignty wrought by a revolution in property regime and territorial regulation. This work informs our understanding of interrelationships between democracy, oligarchy, and the creation of private property and adds empirical depth to study of the commons and consequences of allocating commons resources through market mechanisms.

Governing in the Vernacular, in *LIVING LAW: RECONSIDERING EUGEN EHRLICH* (Marc Hertogh, ed., 2008). In this paper, I demonstrate how jurist Eugen Ehrlich, an intellectual godfather of the Legal Realists, adapted contemporary ethnographic techniques to operationalize toleration in judicial decisions. I argue that Ehrlich forges the tools for a sociology of law and at the same time for an innovative mode of governing a pluralistic society.

Nation-building in the Penumbra: Notes from a Liminal State, 32 *HASTINGS INTL. & COMP. L. REV.* (forthcoming 2009). To analyze legal orders emerging on the margins of Europe, I deploy the anthropological concepts of deixis and liminality. This method engages local formulations and affords comparative law an alternative both to universalistic assumptions and to well-worn debates over hegemony and legal neocolonialism.

Country Human Rights Report on Ukraine. In this chapter of the State Department's Congressionally mandated annual Human Rights Report for 1996, I document protections of human rights and establishment of constitutional order, detailing progress and failure on a number of specified indices.

Attorney Fee Recovery in the United States: Emergence of Heterogeneous Rules and Some Structural Implications (manuscript in progress). In this review of state law on attorney fee-shifting, I trace the emergence of heterogeneous rules and use them to compare structural implications, in particular the fact-finding function and access to justice.

Time in Conflicts (manuscript in progress). This paper is an experiment, exploring linkages between conceptualizations of time and causality, taking U.S. conflicts of laws doctrine as a case study.

Shadow Biology and the Ownership of Life: Regulation and Use of Synthetic Biology in Comparative Perspective (manuscript in progress). The last decades of the twentieth century saw the co-emergence of genetic engineering and intellectual property in life forms. Herein, I preview some intended and unintended consequences and offer some suggestions for future regulatory regimes with particular regard to the use of synthetic biology in agriculture.

Military Tribunals: The Myth of Detention (manuscript in progress). Military tribunals, set up to process detainees in the war on terror, fail to address the variety of aims and functions of detention. In this paper, I identify two different kinds of detention which I characterize as "criminal detention" and "national security detention." I find that military tribunals serve functions germane to the former but not the latter, and propose new procedures for dealing with national security detentions.