JANIE A. CHUANG

Washington College of Law, 4300 Nebraska Avenue, NW, Washington DC 20016, jchuang@wcl.american.edu

PROFESSIONAL EXPERIENCE

AMERICAN UNIVERSITY, WASHINGTON COLLEGE OF LAW, Washington, DC Summer 2006 – present
Professor of Law (2015-present), Associate Professor of Law (2011-2015), Assistant Professor of Law (2007-2010), Visiting Assistant Professor of Law (2006-07)

Teaching courses in public international law, international trafficking in persons, international commercial arbitration, and gender, labor, and migration in the global economy.

OPEN SOCIETY FOUNDATIONS, Washington, DC; Jakarta, Indonesia Summer 2011-Fall 2012
Fellow

Researched the implications of efforts to reframe human trafficking as a labor migration problem through case studies of migrant domestic worker recruitment practices in Southeast Asia and East Asia, and of the U.S. au pair program.

AMERICAN UNIVERSITY, WASHINGTON COLLEGE OF LAW, Washington, DC Summer 2004 –Spring 2006
Practitioner-in-Residence, International Human Rights Law Clinic

Taught asylum and human rights law and supervised students representing clients before international and domestic tribunals. Taught seminar on gender, labor, and migration in the global economy.

UNIVERSITY OF TORONTO, FACULTY OF LAW, Toronto, Canada Spring 2004
Graham Fellow, Lecturer in Feminism and Law Seminar

Researched and drafted article assessing the United States counter-trafficking sanctions regime and its implications for international law and policy on human trafficking. Guest lectured in international human rights courses and presented paper at the annual Feminism and Law Seminar.

CLEARY, GOTTLIEB, STEEN & HAMILTON, Washington, D.C. 2000–2004
Associate, International Litigation and Arbitration

Represented foreign sovereign entities before international arbitral tribunals, and in litigation before U.S. and foreign courts. Conducted legal research in public and private international law, drafted briefs, and developed litigation strategy in cases involving expropriation claims and international investment disputes. Represented (*pro bono*) Guinean and Somali asylum seekers before the U.S. Immigration Court and the Board of Immigration Appeals, and a migrant domestic worker in litigation under the Fair Labor Standards Act. Consulted for the Office of the U.N. High Commissioner for Human Rights.

WHITE & CASE, L.L.P., Washington, D.C. Summer 1997, 1999–2000
Associate, International Litigation and Arbitration

Represented clients in international arbitration before the International Centre for Investment Disputes (ICSID). Consulted (*pro bono*) for the Office of the U.N. High Commissioner for Human Rights regarding trafficking policy.

UNITED NATIONS COMPENSATION COMMISSION, LEGAL DIVISION, Geneva, Switzerland Summer 1999
Legal Officer

Conducted factual and legal analysis of claims brought by Western European and South Asian manufacturing companies against Iraq for losses arising from its invasion and occupation of Kuwait.

U.N. OFFICE OF THE HIGH COMMISSIONER FOR HUMAN RIGHTS, Geneva, Colombo 1998–1999
Harvard Sheldon Fellow, Trafficking Consultant

Developed policy positions and served as spokeswoman for the U.N. Special Rapporteur on Violence Against Women on issues relating to trafficking in women. Prepared extensive human rights analysis of

the draft Trafficking Protocol to the U.N. International Convention Against Transnational Organised Crime for distribution to U.N. Member States as an official document of the drafting sessions. Prepared analysis of the draft South Asian Association for Regional Cooperation (SAARC) trafficking convention for distribution to SAARC heads of state. Drafted report on reproductive health and violence against women for the U.N. Commission on Human Rights.

EDUCATION

HARVARD LAW SCHOOL, J.D., June 1998, *cum laude*
Harvard Sheldon Fellowship
Harvard Human Rights Journal, Co-Editor-in-Chief
Harvard International Human Rights Project, Co-Founder

YALE UNIVERSITY, B.A. with distinction in Philosophy and International Studies, May 1995, *magna cum laude*
David Everett Chantler Prize
Yale Journal of Human Rights, Co-Founder and Editor-in-Chief

PUBLICATIONS

THE LAW, POLICY AND PRACTICE OF RESPONDING TO HUMAN TRAFFICKING (with Anne T. Gallagher and Dina Francesca Haynes) (forthcoming, Carolina Academic Press 2017)

Debt Bondage and 'Self-Exploitation,' in UNSETTLING PARADIGMS, REVISITING THE LAW OF HUMAN TRAFFICKING, FORCED LABOR AND MODERN SLAVERY FIFTEEN YEARS AFTER THE PALERMO PROTOCOL (Prabha Kotiswaran, ed.) (forthcoming, Cambridge University Press 2017)

Trafficking Prevention and Global Migration Law, AM. J. INT'L L. UNBOUND (forthcoming 2017)

Giving as Governance: Philanthrocapitalism and Modern-Day Slavery Abolitionism, 62 UCLA LAW REV. 1516 (2015)

The Challenges and Perils of Reframing Trafficking as 'Modern-Day Slavery,' ANTI-TRAFFICKING REVIEW (debate section), vol. 5 (2015) (peer-reviewed)

Exploitation Creep and the Unmaking of Human Trafficking Law 108 AMERICAN J. OF INT'L LAW 1 (2014) (peer-reviewed), featured in AJIL UNBOUND (June 2015), with responses from Clifford, Bob, Chantal Thomas, Karen Bravo, and Aziza Ahmed.

The U.S. Au Pair Program: Labor Exploitation and the Myth of Cultural Exchange, 36 HARV. J. L. & GENDER 269 (2013), cited in the WALL STREET JOURNAL and WASHINGTON POST

The Use of Indicators to Measure Government Responses to Human Trafficking, in INDICATORS AS A TECHNOLOGY OF GLOBAL GOVERNANCE (with Anne Gallagher) (Benedict Kingsbury, Kevin Davis & Sally Engle Merry, eds., 2012)

Article 6, in COMMENTARY ON THE CONVENTION ON THE ELIMINATION OF ALL FORMS OF DISCRIMINATION AGAINST WOMEN (Christine Chinkin, Marsha Freeman & Beate Rudolf, eds., 2011)

Rescuing Trafficking from Ideological Capture: Prostitution Reform and Anti-Trafficking Law and Policy, 158 U. PENN. L. REV. 1655 (2010)

Achieving Accountability for Migrant Domestic Worker Abuse, 88 N. CAROLINA L. REV. 1627 (2010)

Democracy, Gender, and Governance (panel remarks), PROCEEDINGS OF THE 101ST MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW (William J. Aceves, Charles A. Hunnicutt, & Chantal Thomas, eds., 2007)

Women and Migration, Third Report of the International Law Association Committee on Feminism and International Law, International Law Association, Toronto Conference (with Annette Lansink and Justice Sujata Manohar) (2006)

The United States as Global Sheriff: Unilateral Sanctions and Human Trafficking, 27 MICH. J. INT'L L. 437 (Winter 2006)

Beyond a Snapshot: Human Trafficking and the Politics of Labor Migration in a Globalized Economy, 13 IND. J. GLOB. LEG. STUD. 137 (Winter 2006)

Expert Report on the Promotion and Implementation of CEDAW with Particular Emphasis on Violence Against Women and Trafficking in Women, U.N. ECONOMIC AND SOCIAL COMMISSION FOR ASIA AND THE PACIFIC (with Anne Gallagher) (October 2005)

Human Trafficking (panel summary), PROCEEDINGS OF THE 99TH MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW (Lawrence Helfer & Rae Lindsay, eds., 2005)

PROCEEDINGS OF THE 98TH MEETING OF THE AMERICAN SOCIETY OF INTERNATIONAL LAW (Hannah Buxbaum & Janie Chuang, eds., 2004)

Reconceptualizing Trafficking in Women: Definitions, Paradigms, and Contexts, 11 HARV. HUM. RTS. J. 65 (1998)

SELECTED PRESENTATIONS AND CONFERENCES

Co-Convener, Presenter, and Discussant, *Human Rights and Trafficking in Persons Convening*, Open Society Foundations, Barcelona, Spain (April 25-26, 2016)

Presenter, *Conceptualizing International Migration Law*, Annual Meeting of the American Society of International Law, Washington DC (April 1, 2016)

Discussant, *Commentary on Documentary: A Path Appears,* Department of Homeland Security & American University College of Arts & Sciences (January 21, 2016)

Panelist, *Trafficking in Women: Inadequacies of the U.S. Response*, UN Working Group on the Issue of Discrimination against Women in Law and in Practice Expert Consultation, Leadership Conference on Civil and Human Rights, Washington, D.C. (December 1, 2015)

Speaker, *Giving as Governance: Philanthrocapitalism and Modern-Day Slavery*, U.S. Department of Labor, International Labor Affairs Bureau Speaker Series (June 3, 2015).

Presenter, *Giving as Governance: Philanthrocapitalism and Modern-Day* Slavery, Yale Law School Human Rights Workshop (March 5, 2015)

Presenter, *Giving as Governance: Philanthrocapitalism and Modern-Day* Slavery, Georgetown University Law Center Human Rights Colloquium (March 20, 2015)

Presenter, *Exploitation Creep*, NYU School of Law, Institute of International Law and Justice Colloquium (February 2014).

Presenter, *Exploitation Creep*, Roundtable on Movements for Sexual and Reproductive Health and Rights: Critical Reflections, Northeastern University School of Law & Harvard Law School (September 12-13, 2013).

Presenter (Trainer), *The U.S. Au Pair Program*, Global Workers Justice Alliance & Low Wage Workers Network (September 4, 2013).

Presenter, *Exploitation Creep*, Panel on Servants, Slaves, and Human Trafficking: Fighting for the Empowerment of Migrant Workers, Annual Meeting of the American Sociological Association, New York City, New York (August 13, 2013).

Presenter, *Exploitation Creep*, Labour Law Research Network (inaugural conference), Consolidated Research Group in Labour and Social Security Law at Pompeu Fabra University, Barcelona, Spain (June 14-15, 2013).

Presenter, *U.S. Au Pair Program and the Myth of Cultural Exchange*, Conference on Sex, Race, Sexuality and Social Justice, University of Maryland School of Law, Baltimore, MD (March 28-29, 2013).

Presenter, *Exploitation Creep*, Conference entitled From Prosecution to Empowerment, University of Southern California, Los Angeles (February 2, 2013).

Presenter, *Dimensions of Labor Trafficking in the U.S. and Abroad*, Harvard Law School, Cambridge MA (forthcoming, November 8, 2012).

Presenter, *Exploitation Creep and the Trafficking Threshold: a Case Study of Migrant Domestic Worker Recruitment*, Human Trafficking Revisited, Organization for Security and Cooperation in Europe & University College Cork, Cork, Ireland (forthcoming, October 19, 2012).

Presenter, *The Role of Labor Law in Preventing Human Trafficking*, Open Society Foundations – New York (June 16, 2012).

Co-Convener (with Martina Vandenberg) and Presenter, *Ending Human Trafficking, Or Something Else?* Open Society Foundations-New York (April 12, 2012), and Open Society Foundations-Washington DC (April 13, 2012).

Paper Presentation, *Exploitation Diplomacy: Au Pairs in America*, Feminist Legal Theory Workshop, Law & Society Feminist Legal Theory Collaborative Research Network, George Washington University School of Law (January 6, 2012).

Co-Convener (with Janet Halley and Denise Brennan), *Beyond Ideology: Interdisciplinary Research on Trafficking, Forced Labor, and Migration*, Radcliffe Institute of Advanced Study, Cambridge, MA (forthcoming, February 4-5, 2011).

Paper Presentation, *The Use of Indicators to Measure Government Responses to Human Trafficking*, Indicators as a Technology of Global Governance, NYU School of Law Institute for International Law and Justice, New York City, NY (September 14-15, 2010).

Paper Presentation, *Article 6, Commentary on the Convention on the Elimination of Discrimination Against Women (CEDAW)*, Rockefeller Foundation Bellagio Conference Center, Lake Como, Italy (July 5-9, 2010).

Paper Presentation, *Rescuing Trafficking from Ideological Capture*, Feminist Theory Workshop, Columbia Law School, New York City, NY. (December 8, 2009).

Paper Presentation, *Rescuing Trafficking from Ideological Capture*, Symposium: Trafficking in Sex and Labor - Domestic and International Responses, University of Pennsylvania Law Review, Philadelphia, PA. (November 13, 2009).

Paper Presentation, *Rescuing Trafficking from Ideological Capture*, Faculty Workshop, Washington & Lee School of Law, Lexington, VA. (November 9, 2009).

Paper Presentation, *Achieving Accountability for Migrant Domestic Workers' Rights*, Symposium: Globalization, Families, and the State, University of North Carolina Law Review, Chapel Hill, NC (October 9, 2009).

Presenter, *Gender, Cultural Difference, and Left Governance* (panel), LatCrit XIV, Washington, DC. (October 2, 2009).

Paper Presentation, *Article 6, Commentary on the Convention on the Elimination of Discrimination Against Women (CEDAW)*, Freie Universitat Berlin, Berlin, Germany (August 25-30, 2009).

Presenter, *Critical Reflections on Trafficking and Forced Labor* (panel), Conference on ILO's 2009 Global Report on Forced Labor: Policy Implications, International Labor Organization, Washington, DC. (May 18, 2009).

Paper Presentation, *Article 6, Commentary on the Convention on the Elimination of Discrimination Against Women (CEDAW)*, Leiden University, Hague, Netherlands (May 9-11, 2009).

Co-Convener and Presenter, *Exploring Inter-Disciplinary Approaches to Research on Trafficking in Persons*, Inter-disciplinary Roundtable on Trafficking in Persons, sponsored by Washington College of Law, Harvard Law School, and Brown University, Washington, DC. (February 20, 2009).

Paper Presentation, *Article 6, Commentary on the Convention on the Elimination of Discrimination Against Women (CEDAW)*, Freie Universitat Berlin, Berlin, Germany (September 4-7, 2008).

Presenter, *Policy and Praxis: Feminist Approaches to Human Trafficking*, UCLA Center for the Study of Women, Lecture Series on Trafficking, Gender, Human Rights, and Health (January 17, 2008).

Presenter, *Islam, Slavery, and Human Trafficking*, Association of American Law Schools Annual Meeting (January 5, 2008)

Co-Convener and Presenter, *Roundtable on Inter-disciplinary Approaches to Scholarship on Human Trafficking*, Brown University Watson Institute, Harvard Law School, and Washington College of Law (November 2-3, 2007)

Interviewee, *Modern Day Slavery*, Interview with Michel Martin, "Tell Me More" on National Public Radio (broadcast June 20, 2007), available at http://www.npr.org/templates/story/story.php?storyId=11209468

Paper Presentation, *Democracy, Gender, and International Law*, 101st Annual Meeting of the American Society of International Law, Washington D.C. (March 28-31, 2007)

Presenter, *U.S. Department of State Digital Video Conference on Protection of Trafficking Victims*, broadcast to Taipei and Kaohsiung, Taiwan (March 22, 2007)

Paper Presentation, *Women at the Margins: Counter-Trafficking Law and Policy*, University of Michigan Institute for Research on Women and Gender (March 8, 2007)

Presenter, *Implementation of the Inter-American Program for the Promotion and Protection of the Human Rights of Migrants, Including Migrant Workers and their Families*, Organization of American States (Feb. 13, 2007)

Presenter, *U.S. Funds and Human Trafficking*, Issue Forum on Slavery in the Modern Era, hosted by Congresswoman Carolyn Kilpatrick, for the U.S. House of Representatives Appropriations Committee (December 12, 2006)

Presenter, *Politics and Policy of Sex Trafficking*, American University, Women & Politics Institute (September 17, 2006)

The Role of International Law in Countering Human Trafficking (webinar), American Society of International Law (July 26, 2006), available at http://www.asil.org/events/calendar.cfm

Presenter, ILA Committee on Feminism and International Law, 72nd Biennial Conference of the International Law Association, Toronto, Canada (June 7, 2006)

Presenter, *Using CEDAW to Address Trafficking in Women*, Workshop on Women and Migration, University of Toronto Faculty of Law (June 3, 2005)

Panel Chair, *Trafficking in Human Beings: Fighting a Global Problem*, Yale Law School (April 3, 2006)

Roundtable Expert, *"Children in Slavery – the 21st Century" Summit*, Georgetown University (November 14, 2005)

Presenter, *U.S. Unilateral Sanctions and Human Trafficking*, District of Columbia Bar Association and Washington College of Law, Conference on State Responsibility and Human Trafficking (October 28, 2005)

Panel Chair, *Women and Migration*, American Branch of the International Law Association, International Law Weekend (October 22, 2005)

Roundtable Expert, *Conference on the Release of the ILO Forced Labour Report*, British Broadcasting Corporation & Massachusetts Institute of Technology, (May 14, 2005) (proceedings broadcasted on BBC World)

Panel Chair, *International Law and Trafficking in Persons*, 99th Annual Meeting of the American Society of International Law (April 1, 2005)

Presenter, *Human Trafficking and U.S. Foreign Policy*, Human Rights Symposium: Human Rights and U.S. Foreign Policy, George Washington University School of Law (March 18, 2005)

Paper Presentation, *Trafficking in Women and the Politics of Labor Migration*, Indiana Journal of Global Legal Studies Symposium on Globalization and the New Politics of Labor (February 11-12, 2005)

Commentator, *Roundtable on the NGO Response to the 2004 U.S. State Department Trafficking in Persons Report*, U.S. Department of State and Vital Voices Partnership (July 13, 2004)

Paper Presentation, *Trafficking in Women: The United States as Global Sheriff?*, University of Toronto, Faculty of Law, Annual Feminism and Law Seminar (speaker series) (March 30, 2004)

Presenter on behalf of the U.N. Special Rapporteur on Violence Against Women, Negotiations on *Protocol to Prevent, Suppress and Punish Trafficking in Persons, Especially Women and Children*, United Nations Ad Hoc Committee on the Elaboration of a Convention Against Transnational Organised Crime, Vienna, Austria (July 1999)

Presenter on behalf of the U.N. Special Rapporteur on Violence Against Women, NGO Conference on Trafficking in Persons, U.N. Commission on Human Rights, Geneva, Switzerland (April 1999)

APPOINTMENTS & HONORS

Member, Expert Working Group, Yale Gilder-Lehrman Center for the Study of Slavery, Resistance, and Abolition (2017-18)

Co-Chair, American Society of International Law Mid-year Meeting Planning Committee (2017)

Co-Chair, American Society of International Law 2015 Research Forum (2015)

Co-Founder and Moderator (with Janet Halley and Denise Brennan), the Interdisciplinary Project on Human Trafficking, http://traffickingroundtable.org (2011-2014)

Member, Committee on Interest Groups, American Society of International Law (2011-2014)

Pauline Ruyle Moore Scholar Award, American University Washington College of Law (2012)

Fellow, Open Society Foundations (2011-2012)

Co-Chair (2011-2012) and Member, Steering Committee, Women and International Law Interest Group of the American Society of International Law (2004-present)

Seminar Co-Convener (with Janet Halley and Denise Brennan), Radcliffe Institute of Advanced Study Exploratory Seminar Grant (February 2011)

Member, Executive Council, American Society of International Law (2008-2011)

Grantee, Rockefeller Foundation, Bellagio Conference Grant (2010)

U.S. Member, International Committee on Feminism and International Law, International Law Association (2005-2009)

Chair, Committee on Annual Awards, American Society of International Law (2008-2009)

Member, Program Committee, International Law Association's International Law Weekend (2007)

Expert Consultant, U.N. Division for the Advancement of Women/Department of Economic and Social Affairs, Office of the U.N. High Commissioner for Human Rights, and U.N. Office on Drugs and Crime (2006-2007)

Expert Consultant, U.N. Economic and Social Commission for Asia and the Pacific (2005)

Co-Chair, Program Committee, 98th Annual Meeting of the American Society of International Law (2004)

Member, Program Committee, 97th Annual Meeting of the American Society of International Law (2003)

Manuscript Referee, Hart Publishing (UK)

Manuscript Referee, Routledge Publishing

Manuscript Referee, Law and Society Review

Manuscript Referee, Sexuality Research & Social Policy

Manuscript Referee, Cambridge University Press

Manuscript Referee, Oxford University Press

Manuscript Referee, Signs

Grant Referee, U.S. National Science Foundation

MEDIA APPEARANCES

Knowledge@Wharton, University of Pennsylvania, (radio appearance) (November 16, 2016)

Reveal (from the Center for Investigative Reporting), *Host of problems* (radio documentary) (November 5, 2016)

Noy Thrupkaew, *Are au pairs cultural ambassadors or low-wage nannies? A lawsuit enters the fray*, Washington Post Magazine (November 3, 2016)

Emily Bazelon, *Should Prostitution Be a Crime?* The New York Times Magazine (May 5, 2016)

Jared S. Hopkins, *Adam LaRoche, international groups go undercover to stop human trafficking*, Chicago Tribune (April 22, 2016)

Jonathan Lehman, *Adam LaRoche went undercover with underage Asian sex slaves*, New York Post (April 13, 2016)

From debt bondage in Hong Kong to forced marriage: The battle and dire need to define modern slavery, South China Morning Post (November 28, 2015)

Astrid Zweynert, *Rebranded modern slavery fight struggles for definition*, Reuters (November 25, 2015)

Martin Morse Wooster, *Unreliable trafficking statistics leave fundamental questions unanswered,* Philanthropy Daily (November 25, 2015)

Glenn Kessler, *Loretta Lynch's false claim on sex trafficking arrests*, Washington Post (November 24, 2015)

Elizabeth Nolan Brown, *The War on Sex Trafficking Is the New War on Drugs*, Reason (Sept. 30, 2015)

Andrea Gagliarducci, *Vatican bails on questionable anti-human trafficking initiative*, Catholic News Agency (July 30, 2015)

Stephen Long, Ali Russell, Mario Christodoulou, *Iron Man*, Australian Broadcasting Corporation, Four Corners (July 26, 2015) (documentary)

Lucy Thackray, *United Nations consultant slams Aussie billionaire for trying to end slavery – claiming his understanding of the problem is 'so basic,'* Daily Mail Australia (July 27, 2015)

Thomas Stackpole, *The New Abolitionists*, Foreign Policy Magazine (July 22, 2015)

Alice M. Miller, *Gotcha! The 'bait and switch and bait again' of U.S. anti-trafficking policy*, openDemocracy (April 16, 2015)

David Isenberg, *Zero Tolerance Should Not Mean Zero Action*, Huffington Post (Sept 18, 2012)

Diplomats' Abused Workers Get Visa Breaks to Pursue Lawsuits, Fox News (July 3, 2011)

Brian Grow, *Strauss-Kahn case raises issue of diplomat abuse in U.S.*, Reuters (May 18, 2011)

Ashby Jones, *When Diplomatic Immunity Becomes Total Diplomatic Impunity*, Wall Street Journal (May 18, 2011)