

Professor Anita Ramasastry
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Areas of expertise: international commercial law, responsible business conduct, business and human rights, anti-corruption, law and economic development, banking and payment systems.

CURRENT EMPLOYMENT

UNIVERSITY OF WASHINGTON SCHOOL OF LAW.

Henry M. Jackson Professor of Law

Director of Graduate Program on Sustainable International Development (2012—*present*).

Responsible for management, budgeting and curricular development of vibrant LL.M program with 25-year track record; Student body from 20+ countries; Also launched track on Indigenous Rights.

Director, Transnational, Comparative and International Law Programs (2015 – *present*).

Co-Director, Global Business Law Institute (December 2016-December 2017) Assistant Professor 1996-2001; Associate Professor 2002-2008. Current courses include Transnational law (required first year JD Course), Law and Economic Development, Combatting Corruption, Rule of Law in a Global Context; Contracts, Banking and Payment Systems. Courses taught to J.D. students as well as foreign graduate students in graduate LL.M. program; Supervise students in doctoral program.

Current University Service: Member of University Advisory Committee on Trademarks and Licensing (2015-*present*) appointed by President to service on committee that monitors labor conditions in global supply chains for university apparel; Advisory Board, University of Washington Center for Human Rights. Chair, Graduate Studies Committee

Prior Service: Member of Law School Executive Council (*elected for two-year term in fall of 2017*); Chair of review committee for Jackson Graduate School of International Studies in fall of 2018; Board of Trustee, University of Washington Club (2013-2018)

Global Business and Human Rights Scholars Association. *Co-Founder and President* (2014-*present*). Co Convener of multidisciplinary research network focused on scholarship in broad area of business and human rights. Board members from universities worldwide. Launched annual research symposium for scholars. New York University Wil host the fourth annual conference in 2018.

UNITED NATIONS WORKING GROUP ON BUSINESS AND HUMAN RIGHTS, Vice Chair and Member August 2016- *present*. Independent expert appointed by United Nations Human Rights Council to promote the effective and comprehensive dissemination and implementation of the Guiding Principles on Business and Human Rights: Implementing the United Nations “Protect, Respect and Remedy” Framework. Lead on anti-corruption, development finance, business and conflict and human rights defenders work. Authored key United Nations Reports focused on cross border cooperation in corporate criminal prosecutions and use of trade and investment promotion incentives to promote stronger corporate respect for human rights. Extensive work with governments, the private sector and civil society organizations around this topic, including convening of 2000-person annual forum on business and human rights at the United Nations in Geneva.

PREVIOUS EMPLOYMENT

INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE

Senior Advisor, Market Access and Compliance, *September 2009 – December 2011*. Served as senior advisor to senior officials in Obama Administration including Under Secretary for International Trade on issues relating to US trade policy and export promotion; Managed development of new trade strategies with new emerging markets including Colombia, Vietnam, Turkey, South Africa Saudi Arabia and Indonesia. Served as lead for new corruption and trade initiatives with G20, APEC, OSCE and other governments. Developed new business and human rights curriculum for U.S trade personnel worldwide.

WORLD BANK GROUP, Stolen Asset Recovery Initiative (StAR)

Advisor, *September 2008 – December 2008*. Seconded to World Bank as part of joint initiative of World Bank and U.N. Office of Drugs and Crime. StAR is a special initiative to help developing countries recover assets stolen by former leaders from major financial centers. Developing StAR's advocacy and policy strategy.

IRISH CENTRE FOR HUMAN RIGHTS, NATIONAL UNIVERSITY OF IRELAND

Visiting Professor and Fulbright Scholar, *January to July 2008. Recurrent visit professor 2008 – present*. Taught a course on Business and Human Rights and engaged in research focused on accountability of business entities in conflict zones under international humanitarian law. Continue to teach and advise students at the Centre with focus on business and human rights.

CENTRE FOR COMMERCIAL LAW STUDIES, UNIVERSITY OF LONDON & U.K. FINANCIAL SERVICES AUTHORITY (London, England)

Atlantic Fellow in Public Policy & Visiting Scholar, *January to June 1999*.

Selected as one of seven public policy fellows by the British Government to engage in comparative U.S.-U.K. public policy project. Fellowship is the American equivalent of British Harkness fellowship. Research involved six-month project at the University of London and the British Financial Services Authority (the lead regulator of financial institutions in the United Kingdom). Appointed Visiting Senior Fellow of the Centre for Commercial Law Studies (1999-2002)

CLAIMS RESOLUTION TRIBUNAL FOR DORMANT ACCOUNTS IN SWITZERLAND

(Zurich). Senior Attorney and Advisor, *April 1998 to January 1999*.

Helped to establish a new tribunal for the resolution of claims to Holocaust-era bank accounts. Supervised assistants a team of seven attorneys and two paralegals involved in handling bank claims submitted by international claimants. Prepared claims for arbitration and worked closely with group of international arbitrators. Also served as member of the Tribunal's Policy Committee and developed new policies and procedures for mass claims arbitration.

FEDERAL RESERVE BANK OF NEW YORK

Staff Attorney, *Fall 1994 to Fall 1996 (and Summer 1991)*.

Reviewed regulatory applications submitted by major U.S. and foreign banks. Brought civil enforcement actions for violations of banking laws and criminal financial statutes. Assisted general counsel with anti-money laundering projects. Provided technical assistance to foreign central banks.

CENTRAL EUROPEAN UNIVERSITY, Budapest, Hungary, and Prague, Czech Republic

Assistant Professor, Legal Studies Department (Budapest), *Fall 1993 to Fall 1994* and **Recurrent Visiting Professor**, *Summers 1995-97, 2001 to 2016*.

Most recently taught Corporations and Human Rights. Previously taught Accounting for Lawyers; Advise doctoral students. Responsible for teaching courses to graduate students from East-Central Europe and North America in Legal Studies Program at university founded by financier George Soros. Previous

courses taught included Comparative Federalism, Securities Regulation, seminar on International Human Rights Law, and Introduction to the Common Law. Supervised winter term thesis program.

Visiting Professor, European Studies Program (Prague), Summer 1994.

Taught course Introduction to Law in an International Context to incoming masters' students in international relations program.

CONSTITUTIONAL AND LEGISLATIVE POLICY INSTITUTE, Budapest, Hungary.

Staff Attorney and Research Associate, Fall 1993 to Fall 1994.

Served as staff attorney for the research branch of the Legal Studies Program. Responsibilities included assistance with constitutional and legislative drafting, judicial training and technical support for government and nongovernmental organizations engaged in law reform in East-Central Europe.

WHITE & CASE, Budapest, Hungary

Associate/Consultant, Fall 1993 to Fall 1994.

Assisted with various types of corporate legal work including privatization, project finance and general corporate work for foreign companies with subsidiaries in Hungary including General Motors, Coca Cola and Microsoft, and European Bank for Reconstruction and Development (EBRD). Participated in Hungarian Telecom privatization.

CHAMBERS OF JUSTICE ALAN B. HANDLER, NEW JERSEY SUPREME COURT Judicial Clerk, Fall 1992 to Fall 1993.

Drafted majority opinions. Prepared bench memoranda. Analyzed petitions for certification.

Summer Associate Summers 1990 to 1992.

Positions included: Sullivan & Cromwell (NY), Debevoise & Plimpton (DC), LeBoeuf, Lamb, Greene & MacCrae (NY), and Mallesons Stephen Jacques (Australia). Received permanent offers of employment from each summer employer.

RESEARCH AND PROFESSIONAL ACTIVITIES

UNIFORM LAW COMMISSION,

Immediate Past President – 2019 – present; President 2017- 2019; Chair of Executive Committee (2015-2017).

President of 50-state law reform commission, which drafts uniform commercial laws and other statutes for the 50 states, especially in areas of private law. Oversaw staff and multi-million dollar budget for the organization. Responsible for overall management and leadership of this 100+ year organization. Prior leadership positions include Chair of Committee on Scope and Program (Leadership Committee) and Secretary of the Commission. Liaise with other key organizations including the American Bar Association, the American Law Institute, the Canadian Law Reform Commission and the U.S. State Department. Recently Served as Co-Chair of Committee to Draft new uniform law on prevention of human trafficking.

LICHTENSTEIN INITIATIVE Financial Sector Initiative to Combat Modern Slavery and Human Trafficking, Commissioner 2018-2019. Served as commissioner for initiative focused on how the financial sector can serve as a lever to address challenges of modern slavery and human trafficking sponsored by governments of Lichtenstein, the Netherlands, and Australia.

EXPORT DEVELOPMENT CANADA, Member, CSR Advisory Committee, Member 2018 – present. Serve as member of advisory committee that guides Export Development Canada as it

implements its responsible business and human right related policies with respect to its various business activities.

INDEPENDENT COMMISSION OF EXPERTS, COMMERCE CRIME AND HUMAN RIGHTS PROJECT.

Co-Chair of Independent Commission, 2014-present. Served as Co-chair with Justice Ian Binnie of Canada, of an independent commission of expert jurists, prosecutors and scholars that developed the Corporate *Crimes Principles: Advancing Investigations and Prosecutions in Human Rights Cases* for Amnesty International.

BUSINESS FOR SOCIAL RESPONSIBILITY. Senior Advisor, 2016 – present. Work with companies who are members of the human rights working group on development of good practice in implementation of the UN Guiding Principles on Business and Human Rights. Advise on multistakeholder initiatives focuses on human trafficking.

INSTITUTE FOR HUMAN RIGHTS AND BUSINESS.

Senior Fellow, 2013 – 2017, Member of Advisory Council, 2017 – present. Expert on project focused on corporate involvement in trade and human rights impacts of restrictions on Internet freedom and free flow of information. Currently advise on projects relating to technology and human rights.

WORLD ECONOMIC FORUM, Geneva Switzerland.

Member, Global Future Council on Anti-Corruption and Transparency, 2019- present. Part of invitation-only expert council focused on how to address corruption prevention and transparency.

Member, Global Agenda Council on Human Rights. 2012 – 2016. Engaged in project focused on corporate approaches to human rights impacts in supply chains and transparency mechanisms.

INTERNATIONAL COMMISSION OF JURISTS, Geneva Switzerland.

Special Advisor to Expert Legal Panel on Corporate Complicity May 2006 to September 2008. Served as an expert advisor to formulate research strategy for eminent panel of jurists that developed a legal and public policy meaning of corporate complicity in the worst violations of international human rights and humanitarian law.

COMMERCIAL LAW DEVELOPMENT PROGRAM, UNITED STATES DEPARTMENT OF COMMERCE, Washington DC.

Legal Advisor, March 2005 to 2015t. Advise US Department of Commerce with its commercial legal reform efforts in countries in the Arabian Gulf. Assisting with drafting of new commercial laws and revision of existing laws in Bahrain, Qatar, Oman, and Yemen.

FAFO INSTITUTE OF APPLIED INTERNATIONAL STUDIES, Oslo, Norway and

INTERNATIONAL PEACE ACADEMY, New York.

Research Associate and Legal Expert, November 2002 to 2008.

Directed two major comparative law research project funded by Norwegian and Canadian governments relating to corporate complicity with respect to international crimes. Phase I: *Business and International Crimes* completed in 2004; Phase II, *Commerce, Crime and Conflict* completed in September 2006.

EUROPEAN COMMISSION

Commercial Law Consultant, 2002 to 2004.

Worked with the Institute for Reform of the Informal Sector at the University of Maryland to prepare assessment of commercial laws in the Southern Mediterranean (Morocco, Tunisia, Egypt, Jordan and Lebanon) for the European Commission.

EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT (EBRD), London, England. **Legal Reform Consultant**, *June 1997 to 2003*.

Developed annual surveys on commercial and financial services law reform that are used to assess the extensiveness and effectiveness of law reform efforts in 26 countries in East-Central Europe and the former Soviet Union. Also drafted specialized surveys on telecommunications law and concessions law. Responsible for evaluating results annually and preparing General Counsel's contribution to EBRD Transition Report. Authored articles with additional sector specific analysis for the Bank's publication, *Law in Transition* in conjunction with research economist.

EDUCATION

HARVARD LAW SCHOOL, *J.D. cum laude*, 1992.

Thesis: "Baron Bramwell and Freedom of Contract". Research funded by Mark Devolve Howe Fund of Harvard Law School. Extensive coursework in Public and Private International Law, and Comparative Law. Winner, Williston Prize.

Activities: Symposium Editor, *Harvard International Law Journal*. Vice President, Harvard International Law Society. Member, Jessup International Moot Court Team.

Teaching Experience: Legal Writing Instructor; Exam Tutor and LL.M./Graduate Program Instructor; Teaching Fellow in Government and History, Harvard College. Consistently received the highest rating among all of the teaching fellows; Resident Tutor and Advisor for undergraduates.

UNIVERSITY OF SYDNEY (Australia), *M.A. in History*, 1990.

Thesis: "Literary Depictions of English Women's Migration to Australia". Rotary Foundation Scholar.

HARVARD COLLEGE, *A.B. magna cum laude in History and Literature*, 1988.

Thesis: "Alternative Construction: An Analysis of Victorian Housing Reform". Research funded by Ford Foundation grant.

UNIVERSITY OF LONDON, Queen Mary College, Spring 1987. Thesis and archival work. Earned "firsts" on all exams

PUBLICATIONS

Founding Co-Editor in Chief, *Business and Human Rights Journal*, Cambridge University Press (2014-present). Launched new successful multi-disciplinary peer review journal.

Books or Treatises

An Introduction to Business and Human Rights, (Co-authored textbook under contract with Cambridge University Press – text due in December 2018)

Mark B. Taylor, Robert C. Thompson & Anita Ramasastry, *Overcoming Obstacles to Justice: Improving Access to Judicial Remedies for Business Involvement in Grave Human Rights Abuses* (Amnesty International and Fafo 2009). 34 pages.

Anita Ramasastry & Robert C. Thompson, *Commerce, Crime and Conflict: Legal Remedies for Private Sector Liability for Grave Breaches of International Law* (FAFO Institute of Applied International Studies 2006). 50 pages. (Cited by United States Supreme Court as well as parties and those submitting amicus briefs in *Kiobel versus Royal Dutch Shell* and *Jesner v. Arab Bank*, two major cases on status of corporations under international law).

Rights of Access to the Media (András Sajó, Monroe E. Price & Anita Ramasastry eds., Kluwer Law International 1996). 303 pages.

Peer Reviewed Journals & Law Reviews

Anita Ramasastry and Doug Cassel, White Paper: Options for a Treaty on Business and Human Rights, 6 *Notre Dame Journal of International & Comparative Law*, Vol. 6, 1-50 (2016)

Anita Ramasastry, Is There a Right to Be Free from Corruption? 49 *U.C. Davis L. Rev.* 703-39 (2015).

Anita Ramasastry, Corporate Social Responsibility Versus Business and Human Rights: Bridging the Gap Between Responsibility and Accountability, 14 *J. Hum. Rts.* 237-59 (2015).

Robert C. Thompson, Anita Ramasastry & Mark B. Taylor, Translating Unocal: The Expanding Web of Liability for Business Entities Implicated in International Crimes, 40 *Geo. Wash. Int'l L. Rev.* 841-902 (2009).

Anita Ramasastry, Confusion and Convergence in Consumer Payments: Is Coherence in Error Resolution Appropriate, 83 *Chi.-Kent L. Rev.* 813-53 (2008).

Anita Ramasastry, Odious Debt or Odious Payments? Using Anti-Corruption Measures to Prevent Odious Debt, 32 *N.C. J. Int'l. L. & Com. Reg.* 819-39 (2007).

Anita Ramasastry, Lost in Translation? Data Mining, National Security and the Adverse Inference Problem, 22 *Santa Clara Computer & High Tech. L.J.* 757-96 (2006).

Anita Ramasastry, Government-to-Citizen Online Dispute Resolution: A Preliminary Inquiry, 79 *Wash. L. Rev.* 159-74 (2004).

Anita Ramasastry, What Local Lawyers Think: A Retrospective on the EBRD's Legal Indicator Surveys, *Law in Transition*, Autumn 2002, at 14-30.

Anita Ramasastry, Corporate Complicity: From Nuremberg to Rangoon: An Examination of Forced Labor Cases and Their impact on the Liability of Multinational Corporation, 20 *Berkeley J. Int'l L.* 91-159 (2002).

Anita Ramasastry, State Escheat Statutes and Possible Treatment of Stored Value, Electronic Currency, and Other New Payment Mechanisms, 57 *Bus. Law.* 475- 95 (2001).

Walid Labadi, Anila Gramshi & Anita Ramasastry, A Favourable Concessions Regime: A Lender's Perspective and Perceptions from Transition Countries, *Law in Transition*, Spring 2001, at 20-29.

Anita Ramasastry & Stefka Slavova, How Local Perceptions of Pledge Law Compare with the Findings of the Regional Survey, *Law in Transition*, Autumn 2000, at 36.

Anita Ramasastry, Stefka Slavova & Lieve Vandenhoeck, EBRD Legal Indicator Survey: Assessing Insolvency Laws after Ten Years of Transition, *Law in Transition*, Autumn 2000, at 34-43.

Anita Ramasastry, Stefka Slavova & David Bernstein, Market Perceptions of Corporate Governance--EBRD Survey Results, *Law in Transition*, Autumn 1999, at 33-39.

Anita Ramasastry & Stefka Slavova, Market Perceptions of Financial Law in the Region EBRD Survey Results, *Law in Transition*, Spring 1999, at 24-34.

Anita Ramasastry, Secrets and Lies? Swiss Banks and International Human Rights, *31 Vand. J. Transnat'l L.* 325-456 (1998).

Thomas C. Baxter, Jr. & Anita Ramasastry, The Importance of Being Honest--Lessons from an Era of Large-Scale Financial Fraud, *41 St. Louis U.L.J.* 93-106 (1996).

Anita Ramasastry, The Parameters, Progressions, and Paradoxes of Baron Bramwell, *38 Am. J. Legal Hist.* 322-73 (1994).

Anita Ramasastry, Recent Developments, Cinematic Sex and Censorship in Indian Film, *33 Harv. Int'l L.J.* 205-22 (1992).

Sharon Bowden & Anita Ramasastry, Recent Developments, Arms Control--Superpower Relations in the New Europe, *31 Harv. Int'l L.J.* 611-24 (1990).

Book Chapters

Anita Ramasastry, Closing the Governance Gap in the Business and Human Rights Arena: Lessons from the Anti-Corruption Movement, in Human Rights Obligations of Business 162-90 (Surya Deva & David Bilchitz eds., Cambridge University Press 2013).

Anita Ramasastry, Odious Debt or Odious Payments? Using Anti-Corruption Measures to Prevent Odious Debt, in Rule of Law Promotion: Global Perspectives, Local Applications 359-77 (Per Berling, Jenny Ederlöf & Veronica L. Taylor eds., Iustus Förlag, 2009).

Anita Ramasastry, From Consumer to Person: Developing a Regulatory Framework for Non-bank E-Payments, in Consumer Protection in the age of the "Information Economy" 313-37 (Jane K. Winn ed., Ashgate 2006).

Anita Ramasastry, Nonbank Issuers of Electronic Money: Prudential Regulation in Comparative Perspective, in 4 Current Developments in Monetary and Financial Law 663-707 (International Monetary Fund 2005).

Anita Ramasastry, EBRD Legal Indicator Survey: Assessing Insolvency Laws after Ten Years of Transition, in The European Restructuring and Insolvency Guide 2002/2003, at 311-28 (White Page London 2002).

David Bernstein & Anita Ramasastry, Annex 2.1: Legal Transition Indicators, in Transition Report 2001: Energy in Transition 32-39 (European Bank for Reconstruction and Development 2001).

David Bernstein & Anita Ramasastry, Annex 2.2: Legal Transition Indicators, in Transition Report 2000: Employment, Skills and Transition 33-40 (European Bank for Reconstruction and Development 2000).

Arner, Ramasastry and Sanders, Legal Foundations for Sound Finance, Chapter Six of Transition Report 1998: Financial Sector in Transition 105-16 (European Bank for Reconstruction and Development 1998).

Professional Publications

Anita Ramasastry, Reporter and Author, prefatory note and commentary, Uniform Money Services Act, (National Conference of Commissioners on Uniform State Laws, May 2000 and 2004 Revisions).

Anita Ramasastry, E-Money Regulation in the United States, Eur. Payment Sys. Observatory Newsl., Dec. 2001, at 55-57.

Reports

Robert Stumberg, Anita Ramasastry and Meg Rogensack, Turning a Blind Eye? Respecting Human Rights in Government Purchasing (International Corporate Accountability Roundtable, 2014) available at <http://icar.ngo/analysis/procurementreport/>

Anita Ramasastry, Olivier de Schutter, Mark Taylor and Robert Thompson, Human Rights Due Diligence: The Role of States (International Corporate Accountability RoundTable, 2014) available at <http://icar.ngo/wp-content/uploads/2012/12/Human-Rights-Due-Diligence-The-Role-of-States.pdf>

Business and International Crimes: Assessing the Liability of Business Entities for Grave Violations of International Law (Anita Ramasastry, Fafo & International Peace Academy 2004). 41 pages

Paula Selis, Anita Ramasastry, Susan Kim & Cameron Smith, Consumer Privacy and Data Protection: Protecting Personal Information Through Commercial Best Practices (Feb. 2002, issued by the University of Washington School of Law's Shidler Center for Law, Commerce and Technology and the Washington Attorney General's High Technology Unit). 36 pages & appendices.

Anita Ramasastry, Reporter and primary drafter, Addressing Disputes in Electronic Commerce: Recommendations and Report of The American Bar Association's Task Force on Electronic Commerce and Alternative Dispute Resolution (May 2001).

Paula Selis, Anita Ramasastry & Charles S. Wright, Bidder Beware: Toward a Fraud-Free Marketplace-- Best Practices for the Online Auction Industry (April 2001, issued by the University of Washington School of Law's Shidler Center for Law, Commerce and Technology and the Washington Attorney General's High Technology Unit). 58 pages.

Anita Ramasastry & Stefka Slavova, Legal Transition Indicators, in Transition Report 1999: Ten Years of Transition 43-50 (European Bank for Reconstruction and Development 1999).

David Bernstein, Anita Ramasastry & Stefka Slavova, Annex 2.1: Legal Transition Indicators, in Transition Report 1998: Financial Sector in Transition 39-44 (European Bank for Reconstruction and Development 1998).

McArdle, Pigott & Anita Ramasastry, Legal Indicators, in Transition Report 1997: Enterprise Performance and Growth 17-19 (European Bank for Reconstruction and Development 1997).