

# *Curriculum Vitae*

**Dr. SUNGJOON CHO**

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Blog: <http://worldtradelaw.typepad.com/ielpblog/>

## **Recent Appointments**

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Korean National Diplomatic Academy

Visiting Professor (Summer 2015; Summer 2014)

Northwestern University School of Law

Visiting Professor of Law (Spring 2013; Spring 2012)

Fordham University School of Law

Visiting Professor of Law (Fall 2011)

IIT Chicago-Kent College of Law

Professor of Law (May 2011 – Present);

Associate Professor of Law (tenured) (May 2008 – May 2011);

Assistant Professor of Law (August 2003 – May 2008)

## **Other Affiliations**

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American Society of International Law

Co-Chair, International Economic Law Interest Group (IEcLIG) (March 2011-March 2013)

The Korea – European Union Free Trade Agreement

Member of the Dispute Resolution Arbitration Panel (January 2012 - Present)

Ministry of Trade, Industry, and Energy, the Government of the Republic of Korea

Consultant (June 2013 – Present)

The Financial Services Commission, the Government of the Republic of Korea

Legal Advisor (March 2015 – Present)

Ministry of Strategy and Finance, the Government of the Republic of Korea

Legal Counsel (June 2012 – June 2013);

International Economic Advisor (June 2008 – January 2009, July 2009 – June 2011)

Ministry of Knowledge Economy, the Government of the Republic of Korea

Advisor on International Affairs and Global Industrial Cooperation (July 2011 – February 2013)

Ministry of Foreign Affairs and Trade, the Government of the Republic of Korea

Consultant (June 2011 – December 2012)

## Education

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Harvard Law School

Doctor of Juridical Science (SJD) (2002)

University of Michigan

Master of Law (LLM) (1997)

Seoul National University

Master of Public Administration (MPA) (1994);

Bachelor of Law (LLB) (1989)

## Selected Honors and Recognitions

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Norman and Edna Freehling Scholar

IIT Chicago-Kent College of Law (July 2009 – August 2012)

Stanford/Yale Junior Faculty Forum

“Constitutional Adjudication in the World Trade Organization” (June 2008)

Stanford/Yale Junior Faculty Forum

“Remedying Trade Remedies” (May 2007)

Joint AALS/ASIL Conference on International Law

“Of the World Trade Court’s Burden” (May 2007)

The 101<sup>st</sup> Annual Conference of the American Society of International Law (*New Voice Panel*)

“Toward an Identity-Oriented Approach of International Law” (October 2006)

Clark Byse Fellowship

Harvard Law School (2000-01)

Overseas Training Scholarship

The Government of the Republic of Korea (1996-98)

Top Prize, the Inaugural Policy Research Paper Contest, Korean Ministry of Finance

“An Analysis of the Current Account Deficits Stemming from the Import-Driven Structure of Aggregate Demand”) (December 1991)

## Teaching/ Research Areas

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International Economic Law (International Trade Law, International Business Transactions, International Financial Institutions);  
Public International Law; International Organizations;  
Comparative Law (East Asian Legal System); European Union Law;  
International Relations; Jurisprudence (Law and Philosophy)

## Selected Publications

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### Books and Book Chapters:

9. [THE SOCIAL FOUNDATIONS OF WORLD TRADE: NORMS, COMMUNITY, AND CONSTITUTION](#) (Cambridge University Press, 2015).

- [Reviews and Endorsements](#)
- [Book Lecture at Duke Law School](#) (March 17, 2015)
- [Book Symposium at Northwestern Law School](#) (November 5, 2015)

8. [THE LAW OF THE WORLD TRADE ORGANIZATION THROUGH CASES](#) (2012) (with Joseph H.H. Weiler, Isabel Feichtner & Ari Afilalo) (online course material).

7. *Development by Moving People: Unearthing the Development Potential of a GATS Visa*, in *DEVELOPING COUNTRIES IN THE WTO LEGAL SYSTEM* 457 (Joel P. Trachtman & Chantal Thomas eds. 2009).

6. *Toward a Multilateralized Regionalism in East Asia*, in *INSTITUTIONAL APPROACH TO THE REGIONALISM* 61 (Kazuya Hirobe ed. 2008) (in Japanese).

5. *Is an FTA a Royal Road to Prosperity? Demystifying Trade Regionalism*, in *STATIC AND DYNAMIC CONSEQUENCES OF A KORUS FTA* 89 (2007).

4. [THE LAW OF REGIONAL ECONOMIC INTEGRATION IN THE AMERICAN HEMISPHERE](#) (2006) (with Joseph H.H. Weiler) (online course material).

3. *A New Agenda for Peace: International Trade Law as a Practical Discourse*, in *TRADE AS THE GUARANTOR OF PEACE, LIBERTY AND SECURITY?: CRITICAL, HISTORICAL AND EMPIRICAL PERSPECTIVES* 63 (Padideh Ala'i et al eds. 2006).

2. *Rethinking APEC: A New Experiment for a Post-Modern Institutional Arrangement*, in *WTO AND EAST ASIA* 381 (Mitsuo Matushita & Dukgeun Ahn eds. 2004).

1. *FREE MARKETS AND SOCIAL REGULATION: A REFORM AGENDA OF THE GLOBAL TRADING SYSTEM* (2003) (reviewed by Grietje Baars at 11 INT'L TRADE L. & REG. 68 (2005)).

## Articles, Essays and Comments:

### 2015 and forthcoming

[\*Double Remedies in Double Courts\*](#), 26 EUR. J. INT'L L. 519 (2015) (with Thomas H. Lee).

### 2014

[\*An International Organization's Identity Crisis\*](#), 34 NW. J. INT'L L. & BUS. 359 (2014).

[\*How the World Trade Community Operates: Norms and Discourse\*](#), 13 WORLD TRADE REV. 685 (2014).

[\*International Economic Cooperation as a Social Phenomenon: A Reply to Posner & Sykes\*](#), 87 S. CAL. L. REV. POSTSCRIPT 30 (2014).

### 2013

[\*Injunctive and Reverse Settlements in Competition-Blocking Litigation\*](#), 36 EUR. J. L. & ECON. 243 (2013) (with Keith N. Hylton).

[\*Are World Trading Rules Passé?\*](#), 53 VA. J. INT'L L. 623 (2013) (with Claire R. Kelly).

[\*Reinventing the Development Wheel of the World Trading System\*](#) (reviewing SONIA E. ROLLAND, *DEVELOPMENT AT THE WORLD TRADE ORGANIZATION* (2012)), 16 J. INT'L ECON. L. 481 (2013).

### 2012

[\*Promises and Perils of New Global Governance: A Case of the G20\*](#), 12 CHI. J. INT'L L. 491 (2012) (with Claire R. Kelly).

[\*Beyond Rationality: Toward a Sociological Construction of the World Trade Organization\*](#), 52 VA. J. INT'L L. 321 (2012). (See [Opinion Juris Blog Discussion](#))

## 2011

[\*From Control to Communication: Science, Philosophy and World Trade Law\*](#), 44 CORNELL INT'L L. J. 249 (2011).

## 2010

[\*The Demise of Development in the Doha Round Negotiations\*](#), 45 TX. INT'L L. J. 573 (2010).

[\*The Economics of Injunctive and Reverse Settlements\*](#), 12 AM. L. & ECON. REV. 181 (2010) (with Keith N. Hylton).

[\*Global Constitutional Lawmaking\*](#), 31 U. PA. J. INT'L L. 621 (2010).

## 2009

[\*Of the World Trade Court's Burden\*](#), 20 EUR. J. INT'L L. 675 (2009).

[\*United States – Continued Suspension of Obligations in the EC – Hormones\*](#), 103 AM. J. INT'L L. 299 (2009).

[\*Anticompetitive Trade Remedies: How Antidumping Measures Obstruct Market Competition\*](#), 87 N. C. L. REV. 357 (2009).

## 2008

*Toward an Identity-Oriented Theory of International Organizations*, 102 AM. SOC'Y INT'L L. PROC. 157 (2008).

[\*Global Integration and the Complete Public Goods\*](#), 8 CHI. J. INT'L L. 553 (2008)

## 2007

[\*Doha's Development\*](#), 25 BERKELEY J. INT'L L. 165 (2007).

[\*Beyond Doha's Promises: Administrative Barriers as an Obstruction to Development\*](#), 25 BERKELEY J. INT'L L. 395 (2007).

[\*Toward a New Economic Constitution: Judicial Disciplines on Trade Politics\*](#), 42 WAKE FOREST L. REV. 167 (2007).

## 2006

[\*Defragmenting World Trade\*](#), 27 NW. J. INT'L L. & BUS. 39 (2006).

[\*WTO's Identity Crisis\*](#), 5 WORLD TRADE REV. 298 (2006).

## 2005

[\*A Quest for WTO's Legitimacy\*](#), 4 WORLD TRADE REV. 391 (2005).

[\*A Dual Catastrophe of Protectionism\*](#), 25 NW. J. INT'L L. & BUS 315 (2005).

[\*Linkage of Free Trade and Social Regulation: Moving Beyond the Entropic Dilemma\*](#), 6 CHI. J. INT'L L. 625 (2005).

## 2004

[\*The WTO's Gemeinschaft\*](#), 56 ALA. L. REV. 483 (2004).

[\*The Nature of Remedies in International Trade Law\*](#), 65 U. PITT. L. REV. 763 (2004)

[\*A Bridge Too Far: The Fall of the Fifth WTO Ministerial Conference in Cancún and the Future of Trade Constitution\*](#), 7 J. INT'L ECON. L. 219 (2004).

## 1998-2003

[\*Breaking the Barrier between Regionalism and Multilateralism: A New Perspective on Trade Regionalism\*](#), 42 HARV. INT'L L. J. 419 (2001).

[\*Non-Violation Issues in the WTO Dispute Settlement Framework: Are They the Achilles' Heel of the WTO Dispute Settlement Process?\*](#), 39 HARV. INT'L L. J. 311 (1998).

[\*An Analysis of the First WTO Appellate Body Report: Gasoline Case\*](#), 9 EUR. J. INT'L L. (1998).

## **Book Reviews and Op-Eds (Shorter Contributions):**

## 2014

[\*US Should Not Neglect Its Global Leadership Role\*](#), Fin. Times, May 8, 2014.

## 2013

[\*Here Come the Sun Wars: Trade Fights over Solar Panels\*](#), 7/25/2013 NAT'L L. J. (2013).

[\*Trade Is Now about Participation, Not Competition\*](#), FIN. TIMES, Apr. 2, 2013.

[\*The WTO and Copyright Piracy\*](#), THE HUFFINGTON POST, Feb. 12, 2013 (with Simon Lester).

## 2012

[\*Bring "Development" Back to the Development Round\*](#), 1 BRIDGES AFRICA REV. (no. 6), Dec. 20, 2012.

[\*A New Trade Pact for the 21<sup>st</sup> Century\*](#), 8/13/2012 NAT'L L. J. (2012)

[\*Trade Is Not about Winners and Losers\*](#), FIN. TIMES, Mar. 23, 2012.

[\*No More Zeroing?: The United States Changes its Antidumping Policy to Comply with the WTO\*](#), ASIL INSIGHTS (Mar. 9, 2012).

[\*Free Trade Can Bring Change to North Korea\*](#), THE HILL, Jan. 5, 2012.

## 2011

BOOK REVIEW, 22 EUR. J. INT'L L. 1209 (2011) (reviewing WTO: TRADE IN GOODS (Rüdiger Wolfrum et al. eds. 2011)) (also available at *Global Law Books*, <http://www.globallawbooks.org/reviews/detail.asp?id=693>).

*The Role of the G20 in WTO Governance* (Session Report), in [WTO PUBLIC FORUM 2010: THE FORCES SHAPING WORLD TRADE](#) 29-33 (2011) (with Charlotte Sieber-Gasser).

[\*Reasons to Reach Doha Round Deal\*](#), FIN. TIMES, Feb. 4, 2011.

## 2010

BOOK REVIEW, 104 AM. J. INT'L L. 324 (2010) (reviewing MARK A. POLLACK & GREGORY C. SHAFFER, WHEN COOPERATION FAILS: THE INTERNATIONAL LAW AND POLITICS OF GENETICALLY MODIFIED FOODS).

2009

[\*Green Protectionism Is No Less Harmful than Any Other Type\*](#), FIN. TIMES, Dec. 8, 2009.

[\*A Pirate's Life for Me\*](#), THE KOREA TIMES, May 6, 2009.

[\*Geithner Gets It Wrong on Yuan\*](#), ASIA TIMES, Jan. 28, 2009.

*China and U.S. Can Cross-Fertilize*, FIN. TIMES, Jan. 20, 2009.

2008

*Introductory Note to the WTO Arbitration Report: United States – Measures Affecting Cross-Border Supply of Gambling and Betting Services, Recourse to Arbitration by the United States under Article 22.6 of the DSU*, 47 I.L.M. 372 (2008).

[\*The Appellate Body Has Reversed the Panel's Departure from the Zeroing Jurisprudence\*](#), ASIL INSIGHTS (UPDATE) (June 6, 2008).

[\*The Farm Bill and Free Trade\*](#), WALL ST. J., May 7, 2008, at A 19 (with Bernard K. Gordon).

[\*A WTO Panel Openly Rejects the Appellate Body's "Zeroing" Case Law\*](#), ASIL INSIGHTS (March 11, 2008).

2007

[\*Clinton's Tough Stance on Trade Will Not Serve U.S. Interests as She Intends\*](#), FIN. TIMES, Dec. 7, 2007.

*Comment, in WTO LAW AND PROCESS: THE PROCEEDINGS OF THE 2005 AND 2006 ANNUAL WTO CONFERENCES 42-45, 364-66* (Federico Ortino & Sergey Ripinsky eds. 2007).

[\*The Bush Administration and Democrats Reach a Bipartisan Deal on Trade Policy\*](#), ASIL INSIGHTS (May 31, 2007).

[\*Change Distorted Rules\*](#), 5/7/2007 NAT'L L. J. 27 (2007).

2006



[\*The WTO Panel on the EC-Biotech Dispute Releases Its Final Report\*](#), ASIL INSIGHTS (Oct. 26, 2006).

[\*The WTO Doha Round Negotiation: Suspended Indefinitely\*](#), ASIL INSIGHTS (Sep. 5, 2006).

[BOOK REVIEW, GLOBAL LAW BOOKS \(Sep. 1, 2006\)](#) (reviewing PETROS C. MAVROIDIS & ALAN O. SYKES, *THE WTO AND INTERNATIONAL TRADE LAW: DISPUTE SETTLEMENT* (2005)).

[‘Plan B’ Is Always Inferior to ‘Plan A,’](#) FIN. TIMES, Aug. 22, 2006.

[\*The WTO Appellate Body Strikes Down the U.S. Zeroing Methodology Used in Antidumping Investigations\*](#), ASIL INSIGHTS (May 4, 2006).

[Lumber Deal Caters for Special Interests](#), FIN. TIMES, May 2, 2006.

## 2005

[\*Half Full or Half Empty?: The Hong Kong WTO Ministerial Conference Has Delivered an Interim Deal for the Doha Round Negotiation\*](#), ASIL INSIGHTS (Dec. 29, 2005).

[\*The Troubled Status of WTO Doha Round Negotiations\*](#), ASIL INSIGHTS (Aug. 25, 2005).

[\*The U.S. Opens Salvo at the WTO in the Airbus-Boeing Dispute\*](#), ASIL INSIGHTS (Jun. 7, 2005).

[Conventional Wisdom No Longer Applies at WTO](#), FIN. TIMES, May 7, 2005.

[The Future of the WTO: Report by the Consultative Board](#), ASIL INSIGHTS (Jan. 2005).

## Before 2005

BOOK REVIEW, 5 EUR. L. J. 208 (1999) (reviewing IMPLEMENTING THE URUGUAY ROUND (John H. Jackson & Alan O. Sykes eds.1997)).

## **Amicus Curiae Briefs:**

[Brief for Sungjoon Cho as Amicus Curiae Supporting Complainant \(China\), United States – Definitive Anti-Dumping and Countervailing Duties on Certain Products from China, WT/DS 379/R \(Appellate Body, Dec. 14, 2010\).](#)

[Brief for Sungjoon Cho as Amicus Curiae Supporting Defendant \(China\)](#), *China – Measures Affecting Imports of Automobile Parts*, WT/DS339/R, WT/DS340, WT/DS/342 (Appellate Body, Oct. 10, 2008).

## **Selected Presentations:**

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### 2015

“Precedent as a Social Structure,” Workshop on Sociological Inquiries into Int’l Law, **Univ. of Toronto**, October 9-10, 2015.

“Communitizing Regulatory Problems,” [SASE Conference](#), **London School of Economics**, July 3, 2015 (with Cecilia Suh & Jacob Radecki).

“The Social Foundations of World Trade,” [Book Lecture](#), **Duke Law School**, March 17, 2015.

“Converging Divergences: A Common Law of International Trade and Investment,” Presented to the *Law and Globalization Seminar*, **Yale Law School**, February 24, 2015.

“The WTO Doha Round: Recent Developments and Perspectives for Practitioners,” Presented to the **Chicago Bar Association**, February 19, 2015.

### 2014

“The Social Structure of WTO Jurisprudence,” Presented to the *Workshop on International Law as Behavior*, **Tillar House** (American Society of International Law), November 13, 2014.

“How the World Trade Community Operates: Norms and Discourse,” Presented to the *Global Legal Studies Colloquium*, **University of Wisconsin Law School**, September 22, 2014.

“How the World Trade Community Operates: Norms and Discourse,” Presented to the *Sociological Inquiries into Int’l Law Workshop*, **London School of Economics**, May 16, 2014.

“The Social Foundations of World Trade,” Presented to the *Int’l Law/Int’l Relations Colloquium*, **Cornell Law School**, April 14, 2014.

“Between Scylla and Charybdis: Recent Challenges in Korean Corporate Governance,” Presented to the *Corporate Law in Asia Symposium*, **University of**

**Michigan Law School**, February 21, 2014.

## 2013

“Toward the World Trade Community: The Evolution of the World Trading System,” Presented to the *International Law Workshop*, **Harvard Law School**, November 6, 2013.

“International Trade Implications of the Intra-Korean Economic Cooperation,” Presented to the **Korean Ministry of Trade, Industry, and Energy**, July 8, 2013.

“Transnationalizing the Judicial Sphere,” Presented to the **Wharton School** (University of Pennsylvania), April 25, 2013.

## 2012

“Network Governance: A Framework,” Presented to the [\*Enforceable Codes of Conduct Workshop\*](#), the **Federal Trade Commission**, November 29, 2012.

“Network Governance: A Framework,” Presented to the *Future of Liberal Internationalism Workshop*, **Princeton University**, May 4, 2012.

“Double Remedies in Double Courts,” The **Northwestern University School of Law** Faculty Workshop, April 5, 2012.

“Innovations in the North and South,” The *Global Legal Education Forum*, **Harvard Law School** (Panelist), March 24, 2012.

## 2011

“Breaking the Frame between Public International Trade and Private International Business,” Presented to the *2011 ASIL Research Forum*, **UCLA Law School**, November 5, 2011 (with Claire Kelly).

“Redefining an International Organization: A Paradigm Shift,” Presented to the 2<sup>nd</sup> Colloquium on *Globalization of Law, International Organizations, and International Law*, **University of Chicago Law School**, May 6-7, 2011.

“Discriminatory Taxation in International Trade: Toward the Law of Trading Nations,” Presented to the *Jean Monnet Seminar*, **New York University School of Law**, April 18, 2011 (with Joseph Weiler).

"Promises and Perils of New Global Governance," Presented to the *International and Comparative Law Colloquium*, **George Washington University Law School**, March 7, 2011.

## 2010

"How the U.S. Constitution Treats International Law," Presented to the **Korean Constitutional Court**, December 27, 2010.

"Promises and Perils of New Global Governance," Presented to the *ASIL-IECLIG Biennial Conference* ("International Economic Law in a Time of Change") held at **University of Minnesota**, November 18-20, 2010 (with Claire Kelly).

"From Control to Communication: Science, Philosophy and World Trade Law," Presented to the **ASIL 104<sup>th</sup> Annual Conference** (The "Risk, Science, and Law in the WTO" Panel), held in Washington DC, March 25<sup>th</sup>, 2010.

## 2009

"Science, Hermeneutics and International Law: Rethinking the *Hormones* Dispute," Presented to the *ESIL-ASIL Research Forum* (Changing Futures?: Science and International Law) held at **University of Helsinki**, Finland, October 2-3, 2009.

"An Identity Crisis of International Organizations," Presented to the Regional Colloquium on *Globalization of Law, International Organizations, and International Law*, **Northwestern University**, September 25-26, 2009.

"The Emergence of Constitutional Norms in the WTO," Presented to the *Third Trade Law Forum*, **Korean Ministry of Foreign Affairs and Trade**, June 18, 2009.

"Science, Hermeneutics and International Economic Law: Rethinking the 'Hormones' Dispute," Presented to the *WTO Scholars' Forum*, **University College London** (UCL), Law Faculty, May 21, 2009.

"Is the WTO Passé?: Exploring the Meaning of the Doha Debacle," Presented to the *Institute of International Economic Law* (IIEL), **Georgetown Law Center**, April 6, 2009.

"An Identity Crisis of International Organizations," Presented to the **Harvard Law School** Graduate Forum, February 26, 2009.

\* Presentations prior to 2009 are available on request.

## **Selected Working Papers and Works-in-Progress**

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[“A Common Law of International Trade and Investment”](#) (with Jürgen Kurtz)

“The Social Structure of WTO Jurisprudence”

[“Value Conflicts and Judicial Reason-Exclusion”](#) (with Richard Warner)

[“A Trans-Judicial Dialogue and the Globalizing of Administrative Law”](#)

“Discriminatory Taxation in International Trade: Toward the Law of Trading Nations” (with Joseph H.H. Weiler)

## **Pre-Academic Career**

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### **Legal**

Seoul District Prosecutors’ Office, Ministry of Justice, Seoul, Korea  
Deputy Prosecutor (November 1992 - March 1993)

Kim & Chang, Seoul, Korea  
Legal Researcher (January - April 1990)

### **Financial Regulation**

Ministry of Finance and Economy, Kwachon, Korea  
Deputy Director, Financial Cooperation Division (May 1994 - June 1996);  
Deputy Director, Special Insurance Division (February - May 1994);  
Deputy Director, International Organization Division, Ministry of Finance,  
Kwachon, Korea, May 1991 - February 1992

## **Professional Qualifications**

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New York Bar (Admitted in 2001);  
Korean Bar (Licensed in 1994);  
Korean Higher Civil Service Exam (Passed in 1989)

## **Languages**

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English (fluent);  
Korean (native)

## **Interests**

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Movie; Music; Running