

## LUCAS LIXINSKI

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### EDUCATION

**New York University**, New York, United States of America.

Visiting Doctoral Researcher, August – December 2009.

**European University Institute**, Florence, Italy.

Ph.D. Researcher., 2007-*current*.

*Activities:*

- Editor, European Journal of Legal Studies (2007-2009)
  - Editor-in-Chief, European Journal of Legal Studies (2008).
- Assistant to Professor Francesco Francioni.

**Columbia University**, New York, United States of America.

Visiting Researcher, January – March 2007.

**Central European University**, Budapest, Hungary.

Human Rights LL.M., Class of 2007 (*Summa Cum Laude*).

Full CEU Fellow.

Merit scholarship to be a Research Fellow at Columbia University (USA), Jan.-Mar. 2007.

*Activities:*

- Further Specialization in Advanced European and Global Legal Practice (European Union / World Trade Organization Law): Total Law Diploma
- Member of the Student Council.

**The University of Texas School of Law**, Austin, United States of America.

Exchange Student, Spring 2005.

Research grant from the Brazilian Federal Government / CAPES Foundation – FIPSE/CAPES Joint Consortium on Environmental Responsibility

*Activities:*

- Research Assistant to Professor Karen Engle.

**Federal University of Rio Grande do Sul School of Law**, Porto Alegre, Brazil.

LL.B. December 2005.

*Activities:*

- Teaching Assistant in the Public International Law, Legal History, Roman Law and General Part of Private Law Courses.
- Research Assistant to Professor Claudia Lima Marques.
- Participation in Model United Nations Organization.
- Student Representative (Law School and University levels).
- Intern, United Nations Depository Library.
- Legal clinics in consumer and family law litigation.

### LEGAL EXPERIENCE

**Federal University of Rio Grande do Sul**, Porto Alegre, Brazil.

*Visiting Professor*, August 2009.

Professor of International Cultural Heritage Law at Postgraduate Course on Environmental Law.

**Federal University of Rio Grande do Sul**, Porto Alegre, Brazil.

*Visiting Professor*, July – August 2008.

Professor of Public International Law and Human Rights at Postgraduate Course on International Law.

**Inter-American Court of Human Rights**, San José, Costa Rica.

*Clerk*, July – November 2005.

Clerkship at the Legal Office of the Secretariat of the Court, performing research and direct work on cases before the Court under the supervision of the legal staff.

**Brazilian Ministry of Justice**, Brasília, Brazil.

*Intern*, March – April 2003.

Internship at the Consumer Protection Department of the Ministry of Justice, conducting research on consumer protection bills.

**Research Group CNPq Mercosur and Consumer Protection Law**, Porto Alegre, Brazil.

*Research assistant*, April 2002 – December 2005.

Research assistant in the Federal University of Rio Grande do Sul School of Law, with funding from the Brazilian federal government from October 2003 to December 2004.

## **SELECTED AWARDS**

2007 Academic Pro-Rector's Excellence Award, Central European University.

2006 5<sup>th</sup> Place at the Dillard Competition (Competition among all Best Memorials of all National/Regional Rounds of the Philip C. Jessup International Law Moot Court Competition), International Law Students Association.

2006 Best Memorial at the Brazilian Round of the 2004 Philip C. Jessup International Law Moot Court Competition, International Law Students Association.

2004 “*Destaque*” Award for research presented at the *XVI Salão de Iniciação Científica* (Student Conference) of Federal University of Rio Grande do Sul.

2004 Brazilian Round Winner Team at the 2004 Philip C. Jessup International Law Moot Court Competition, International Law Students Association.

2004 Best Memorial at the Brazilian Round of the 2004 Philip C. Jessup International Law Moot Court Competition, International Law Students Association.

2003 “*Destaque*” Award for research presented at the *II Salão de Iniciação Científica* (Student Conference) *do CAAR*, UFRGS Law School.

## **LANGUAGES**

Native Speaker: Portuguese

Fluency: English and Spanish

Working Knowledge: French and Italian

Basic Knowledge: German and Hungarian

## **PUBLICATIONS**

### **1 Book Editor**

- 1 THE LAW OF MERCOSUR (Hart Publishing, *forthcoming* 2010) (with Marcílio Toscano Franca Filho and María Belén Olmos Giupponi).

- 2 COLETÂNEA DE DIREITO DOS NEGÓCIOS INTERNACIONAIS [*MATERIALS ON INTERNATIONAL BUSINESS LAW*] (Revista dos Tribunais Publishing, *forthcoming*) (with Claudia Lima Marques).
- 3 UFRGSMUN 2003 - STUDY GUIDES BOOK (Nova Prova Publishing 2003) (with Luciana Goulart Quinto and Ana Gerdau de Borja).

## 2 Book Chapters

- 1 *Limiting Freedom of Assembly Based on Harm to Third Parties: The Balancing of Economic Freedoms and Fundamental Rights in the European Union and MERCOSUR*. In: FREE TO PROTEST: CONSTITUENT POWER AND STREET DEMONSTRATION 127 (András Sajó ed.) (Eleven Publishing 2008).
- 2 *Artigo 12 [Article 12]*. In: COMENTÁRIO À CARTA DAS NAÇÕES UNIDAS [*COMMENTARY TO THE CHARTER OF THE UNITED NATIONS*] 257 (Leonardo Caldeira Nemer Brant ed.) (CEDIN Publishing 2008) (with Claudia Lima Marques).
- 3 *Human Rights Law in MERCOSUR*. In: THE LAW OF MERCOSUR (Marcílio Toscano Franca Filho, Lucas Lixinski and María Belén Olmos Giupponi eds.) (Hart Publishing, *forthcoming* 2010).
- 4 *Brazilian Family and Succession Law*. In: BRAZILIAN LAW (Welber Barral ed.) (Kluwer Law International, *forthcoming*) (with Claudia Lima Marques).

## 3 Articles in Law Periodicals

- 1 *Choice of Forum in International Human Rights Adjudication and the Unity / Fragmentation Debate: Is Plurality the Way Ahead?* 18 ITALIAN YEARBOOK OF INTERNATIONAL LAW 183 (2008).
- 2 *Treaty Enforcement by Brazilian Courts: Reconciling Ambivalences and Myths?* 4 BRAZILIAN YEARBOOK OF INTERNATIONAL LAW 138 (vol. 1, 2009) (with Claudia Lima Marques).
- 3 *Limitando la libertad de asamblea con base en daños a terceros: El balance de libertades económicas y derechos fundamentales en la Unión Europea y en el Mercosur*. [Limiting Freedom of Assembly Based on Harm to Third Parties: The Balancing of Economic Freedoms and Fundamental Rights in the European Union and MERCOSUR]. 2008(3) REVISTA DE DERECHO PRIVADO Y COMUNITARIO 811 (2008).
- 4 *Considerações acerca da inserção dos direitos de personalidade no ordenamento jurídico brasileiro*. [Thoughts on the insertion of personality rights in the Brazilian legal order]. REVISTA DE DIREITO PRIVADO 201 (2006).
- 5 *O direito moral de autor como direito de personalidade e a universalidade de sua proteção*. [Author's Moral Rights as Personality Rights and the Universality of

their Protection]. REVISTA TRIMESTRAL DE DIREITO CIVIL 49 (2006).

#### 4 Full Papers in Conference Proceedings

- 1 *The Rights/Security Debate in the Inter-American System. In: Law and Security – Facing the Dilemmas* (Martin Scheinin et al.), EUI WORKING PAPER LAW 2009/11.
- 2 *Expanding the Boundaries of International Human Rights Adjudication: Extending the Reach of International Human Rights Instruments through “Open Clauses”*. In: UK IVR Conference – Edinburgh Festival of Legal Theory (2008), available at <http://www.law.ed.ac.uk/festivaloflegaltheory/ukivrconference.aspx>.
- 3 *Responsabilidade do Estado por Violações de Direitos Humanos Cometidas por Atores Não-Estatais em Sistemas Regionais e Universais* [State Responsibility for Human Rights Violations Perpetrated by Non-State Actors in Regional and Universal Systems]. In: 5º. CONGRESSO BRASILEIRO DE DIREITO INTERNACIONAL, 2007 [5TH BRAZILIAN SYMPOSIUM OF INTERNATIONAL LAW] 510 (Juruá Publishing 2007).
- 4 *Current Sources of International Law: Towards a Revision of Article 38 of the International Court of Justice Statute*. In: STUDY GUIDES – UFRGSMUN 2005 205 (Fernando Lusa Bordin, Filipe Scherer Oliveira and Henrique Brusius Renck eds.) (Porto Alegre 2005) (with Viviane Pereira Grosser and Alexandra Pretto).
- 5 *Human Rights and Biotechnology – the impacts and Risks of Medical Research Involving Human Beings*. In: STUDY GUIDE - UFRGSMUN 2004 118 (Maitê de Souza Schmitz, Luciana Goulart Quinto and Laura Maria de Loss Schwarz eds.) (Porto Alegre 2004) (with Julia Barros Schirmer).
- 6 *Human Rights of the Indigenous Peoples at the Culmination of the International Decade for Indigenous Peoples: Evaluation and Prospective Plans of Action*. In: STUDY GUIDE - UFRGSMUN 2004 136 (Maitê de Souza Schmitz, Luciana Goulart Quinto and Laura Maria de Loss Schwarz eds.) (Porto Alegre 2004) (with Ezequiel Gerd Chamorro Petersen).

#### 5 Editorial

- 1 *Editorial: In Normative Space*, 2 EUROPEAN JOURNAL OF LEGAL STUDIES 1 (2008).

#### 6 Book Reviews

- 1 *World Heritage and the Heritage of the World – Review of: The 1972 World Heritage Convention: A Commentary* (Francesco Francioni and Federico Lenzerini eds.) (Oxford, Oxford University Press 2008). Hardcover. Pp. xxiv, 576. ISBN 978-0-19-929169-4. 2 EUROPEAN JOURNAL OF LEGAL STUDIES 371 (2008).
- 2 *The Quest for a Founding Norm: Constitutionalization of International Law*

*Revisited – A Review of Nicholas Tsagourias, ed., Transnational Constitutionalism: International and European Models*, 9 GERMAN LAW JOURNAL 2263 (2008).

## 7 Conference Reports

- 1 *Rights of Indigenous Peoples – Working Session*. In: INTERNATIONAL LAW ASSOCIATION. REPORT OF THE 73<sup>RD</sup> CONFERENCE – RIO DE JANEIRO 977 (2008) (with Kate Parlett).
- 2 *Cultural Heritage Law – Working Session*. In: INTERNATIONAL LAW ASSOCIATION. REPORT OF THE 73<sup>RD</sup> CONFERENCE – RIO DE JANEIRO 396 (2008) (with Jonathan Cardenas).

## 8 Abstracts in Conference Books

- 1 *Proteção Internacional da Expressão Folclórica* [International Protection of the Expression of Folklore]. In: XVI SALÃO DE INICIAÇÃO CIENTÍFICA DA UFRGS (UFRGS Publishing 2004).
- 2 *A Poluição Transfronteiriça em Blocos Econômicos: NAFTA e MERCOSUL frente aos Resíduos Perigosos* [Transboundary pollution in economic blocs: NAFTA and MERCOSUR concerning hazardous wastes]. In: XV SALÃO DE INICIAÇÃO CIENTÍFICA DA UFRGS (UFRGS Publishing 2003).
- 3 *Do Direito Moral do Autor Conforme o Artigo 6bis da Convenção de Berna para a Proteção de Obras Literárias e Artísticas – Análise à Luz do Direito Brasileiro* [Author’s moral rights in accordance with article 6bis of the Berne Convention for the Protection of Literary and Artistic Works – Analysis under Brazilian Law] In: XIV SALÃO DE INICIAÇÃO CIENTÍFICA (UFRGS Publishing 2002).

## CONFERENCE PRESENTATIONS (in reverse chronological order)

- 1 2009: **Direitos Humanos e Novas Tecnologias [Human Rights and New Technologies]** (Rio de Janeiro, Brazil).  
Presentation Title: “*Bytes that Bite: Legal Aspects of the Privatization of Cyber Warfare*”.
- 2 2009: **International Legal Studies Colloquium Series** (New York, United States of America).  
Presentation Title: “*The International Legal Frameworks for Protecting Intangible Cultural Heritage and Traditional Culture*”.
- 3 2009: **European Journal of Legal Studies Symposium “The Interpretation of Treaties – A Re-Examination”** (Florence, Italy).  
Presentation Title: “*Expansionism and Activism in Treaty Interpretation by the Inter-American Court of Human Rights*”.
- 4 2009: **Interrogating the Intersection between Race, Ethnicity and Nationhood**

- (Florence, Italy).  
Presentation Title: *“Constitutionalism and the Other: Multiculturalism and Indigeneity in Selected Latin American Constitutions”*.
- 5 **2009: Legal Aspects of the Protection of Cultural Heritage in International Law** (Florence, Italy).  
Presentation Title: *“The International Legal Frameworks for Protecting Intangible Cultural Heritage”*.
  - 6 **2009: Ph.D. Workshop on Competition, Regulation and Intellectual Property: Recent Developments** (Florence, Italy).  
Presentation Title: *“Commentary to Friederike Busch’s ‘Protection of Cultural Heritage in Latin America’”*.
  - 7 **2009: A Unique European Institution: The European Court of Human Rights after 50 Years** (Copenhagen, Denmark).  
Presentation Title: *“European Human Rights for All? An analysis of the influence of the European Court of Human Rights’ activity on the Inter-American Court of Human Rights”*.
  - 8 **2009: What, if Anything, do We Know about Constitutional Design?** (Austin, TX, United States of America).  
Presentation Title: *“Constitutionalism and the Other: Multiculturalism and Indigeneity in Selected Latin American Constitutions”*.
  - 9 **2009: Law and Security: Facing the Dilemmas** (Florence, Italy).  
Presentation Title: *“Law and Security in the Inter-American System for the Protection of Human Rights”*.
  - 10 **2008: Legal Processes Beyond the State** (Dublin, Ireland).  
Presentation Title: *“Choice of Forum in International Human Rights Adjudication and the Unity / Fragmentation Debate: Is Plurality the Way Ahead?”*.
  - 11 **2008: The Next 50 Years: The Future of European Law and Policy** (Birmingham, England).  
Presentation Title: *“The Future of EU Cultural Policy in the Protection of Intangible Cultural Heritage”*.
  - 12 **2008: UK IVR Conference – Edinburgh Festival of Legal Theory** (Edinburgh, Scotland).  
Presentation Title: *“Expanding the Boundaries of International Human Rights Adjudication: Extending the Reach of International Human Rights Instruments through general clauses”*.
  - 13 **2008: Dead/Lines: Contemporary Issues in Legal and Political Theory** (Edinburgh, Scotland).  
Presentation Title: *“From the Common Man to Great States: A Response to Irene Garcia’s ‘An Urgent Concept of Toleration’”*.

- 14 2008: **Landscapes and Beyond: Bringing Together Nature and Culture** (Florence, Italy).  
Presentation Title: “*Linking Tangible and Intangible Heritage in the Protection of Cultural Landscapes*”.
- 15 2008: **9th Cambridge Heritage Seminar – “Packaging the Past: The Commodification of Heritage”** (Cambridge, England).  
Presentation Title: “*Resisting or Embracing Commodification: Perspectives on the Legal Protection of Intangible Heritage*”.
- 16 2007: **50. Congresso Brasileiro de Direito Internacional [5<sup>th</sup> Brazilian International Law Symposium]** (Curitiba, Brazil).  
Presentation Title: “*Responsabilidade do Estado por Violações de Direitos Humanos Cometidas por Atores Não-Estatais em Sistemas Regionais e Universais*” [State Responsibility for Human Rights Violations Perpetrated by Non-State Actors in Regional and Universal Systems].
- 17 2006: **Human Rights Student Initiative's Country Presentation Series** (Budapest, Hungary).  
Presentation Title: “*Human Rights in Brazil: Two Sides of the Same Story*”.
- 18 2005: **XXVI ILASSA Conference** (Austin, TX, United States of America).  
Presentation Title: “*International Protection of the Folklore Expression: A Latin American and Brazilian Perspective*”.
- 19 2004: **III Salão de Iniciação Científica do Centro Acadêmico André da Rocha** (Porto Alegre, Brazil).  
Presentation Title: “*Proteção Internacional da Expressão Folclórica*” [International Protection of the Folklore Expression].
- 20 2004: **XVI Salão de Iniciação Científica da UFRGS** (Porto Alegre, Brazil).  
Presentation Title: “*Proteção Internacional da Expressão Folclórica*” [International Protection of the Folklore Expression].
- 21 2003: **II Salão de Iniciação Científica do Centro Acadêmico André da Rocha** (Porto Alegre, Brazil).  
Presentation Title: “*A Poluição Transfronteiriça em Blocos Econômicos: NAFTA e MERCOSUL frente aos Resíduos Perigosos*” [Transboundary Pollution in Economic Blocs: NAFTA and MERCOSUR and Hazardous Wastes].
- 22 2003: **XV Salão de Iniciação Científica da UFRGS** (Porto Alegre, Brazil).  
Presentation Title: “*A Poluição Transfronteiriça em Blocos Econômicos: NAFTA e MERCOSUL frente aos Resíduos Perigosos*” [Transboundary Pollution in Economic Blocs: NAFTA and MERCOSUR and Hazardous Wastes].
- 23 2003: **I Salão de Iniciação Científica do Centro Acadêmico André da Rocha** (Porto Alegre, Brazil).  
Presentation Title: “*A Proteção Internacional do Direito Moral do Autor: A Convenção de Berna de 1886 à Luz do Direito Brasileiro*” [International

Protection of Author's Moral Rights: The 1886 Berne Convention in Light of Brazilian Law].

- 24 2002: **XIV Salão de Iniciação Científica da UFRGS** (Porto Alegre, Brazil).  
Presentation Title: “*Do Direito Moral do Autor conforme o Artigo 6bis da Convenção de Berna para a Proteção de Obras Literárias e Artísticas – Análise à Luz do Direito Brasileiro*” [On Author's Moral Rights according to Article 6b of the Berne Convention on the Protection of Literary and Artistic Works – Analysis in Light of Brazilian Law].