

Dennis Michael Patterson

Professor of Law
Chair in Legal Theory and Legal Philosophy
European University Institute
Florence
Italy

Email: dennis.patterson@eui.eu

Curriculum Vitae

Personal

Born, New York City, 29 September 1955

Citizenship: United States; Republic of Ireland

Current Positions

2009 to present	Chair in Legal Theory and Legal Philosophy European University Institute Florence, Italy
2007 to present	Professor of Jurisprudence and International Trade Law Swansea University, School of Law Wales, UK
2008 to present	Board of Governors Professor Rutgers, The State University of New Jersey Law School New Jersey, USA
2003 to present	Associate Member Graduate Faculty, Rutgers University Department of Philosophy New Brunswick, New Jersey

Education

1980	J.D.	University at Buffalo Buffalo, New York Faculty of Law and Jurisprudence Honors: Full Fellowship in Law and Philosophy
1980	Ph.D.	Philosophy University at Buffalo Buffalo, New York Department of Philosophy Dissertation Title: The Political Philosophy of Roberto Mangabeira Unger: Law, Liberalism and Political Vision June, 1980; Dr. Berkeley B. Eddins, Director
1978	M.A.	Philosophy University at Buffalo Buffalo, New York Department of Philosophy
1976	B.A.	Philosophy and Social Thought (Magna Cum Laude) University at Buffalo Buffalo, New York

Employment History

1995 to 2008	Distinguished Professor Rutgers University, School of Law, Camden, New Jersey
1991 to 1995	Professor Rutgers University School of Law, Camden, New Jersey
1990 to 1991	Associate Professor Rutgers University School of Law Camden, New Jersey
1987 to 1990	Assistant Professor Western New England College, School of Law Springfield, Massachusetts
1985 to 1986	Lecturer University of Maine, School of Law Portland, Maine

1982 to 1987	Partner Loyd, Bungardner, Field & Patterson Attorneys at Law, Brunswick, Maine
1981 to 1982	Associate Preti, Flaherty & Beliveau Attorneys at Law Portland, Maine
1980 to 1981	Supreme Judicial Court of Maine Law Clerk Honorable Vincent L. McKusick, Chief Justice Honorable Sidney W. Wernick, Associate Justice Portland, Maine

Visiting Positions

April – June, 2017	Oxford University The Queen’s College Oxford, UK
August – October, 2015	Columbia University School of Law New York City
July – August, 2009	University of New South Wales Faculty of Law Sydney, Australia Julius Stone Visiting Research Fellow
October – November, 2006	University College London Faculty of Laws London LL.M. Program in Jurisprudence
June, 2006	Friedrich-Alexander-Universität Nürnberg-Erlangen Germany Course: American Contract Law
October – November, 2005	University of Trento Faculty of Law Trento, Italy Course: Methodology in Jurisprudence
May, 2005	Ruhr-Universität Bochum Faculty of Law

Bochum, Germany
Course: Anglo-American Contract Law

2002 – 2003

Princeton University
Visiting Fellow
Department of Politics, Madison Program
Princeton, New Jersey

April-May, 2004

Karl-Franzens-Universität
Institut für Rechtsphilosophie
Graz, Austria
Graduate Seminar Contemporary Anglo-American
Legal Theory

March, 2003

Karl-Franzens-Universität
Institut für Rechtsphilosophie
Graz, Austria
Course: Graduate Seminar in
Contemporary Anglo-American Legal Theory

Summer, 2002

Karl-Franzens-Universität
Institut für Rechtsphilosophie
Graz, Austria
Graduate Seminar Contemporary Anglo-American
Legal Theory

Winter Term, 1999

Humboldt Universität
Juristische Fakultät
Berlin, Germany
Blockseminar with Prof. Dr. Bernhard Schlink
Topic: Law, Truth, and Justification

Winter Term, 1995

University of Vienna
Law Department
Vienna, Austria
(Commercial Law, Philosophy of Language)

June, 1995

University of Vienna
Institute for Legal Philosophy and Legal Theory
Law Department
Vienna, Austria

1994-1995

Georgetown University Law Center
Washington, D.C.
Courses: Contracts; Legal Justice

Spring, 1993

University of Texas
School of Law
Austin, Texas
Courses: Secured Transactions; Jurisprudence

Summer, 1992

Karl-Franzens-Universität
Institut für Rechtsphilosophie
Graz, Austria
Graduate Seminar: Contemporary Anglo-American
Legal Theory

Areas of Teaching and Research Interest

Legal Theory and Philosophy of Law (General Jurisprudence, Normative Theory)

Law and Neuroscience

International Economic Law

Transnational Legal Theory

Contracts, Commercial Law (Secured Transactions, Sales, Commercial Paper, Bankruptcy)

Law of the European Union

Philosophy of Language

Academic Awards, Grants and Honours

- 2015 **Conference Funding Grant (The Future of Law and Neuroscience)**
European University Institute
Florence, Italy
Internal Award (Reviewed)
14,000 Euros
- 2014 **Research Grant (Law and Neuroscience III) (Mens Rea and Neuroscience)**
European University Institute
Florence, Italy
Externally Reviewed Competitive Process
46,000 Euros for one year
- 2014 **Dean's Award for Scholarly Excellence**
Rutgers University
School of Law
Camden, New Jersey

- 2013 **Research Grant (Law and Neuroscience II) (Revising the Insanity Standard)**
European University Institute
Florence, Italy
Externally Reviewed Competitive Process
49,000 Euros for one year
- 2012 **Research Grant (Law and Neuroscience I) (Mind, Brain and Action)**
European University Institute
Florence, Italy
Externally Reviewed Competitive Process
24,000 Euros for one year
- 2005 **Fulbright Distinguished Chair in Law**
University of Trento
Faculty of Law
Trento, Italy
- 2002 **Senior Fellowship**
Center for the Critical Study of Contemporary Culture
Rutgers University (New Brunswick)
Fellowship Theme: Objectivity, Ethics and the Disciplines
- 2001 **Professor of The Year, Rutgers Law School Class of 2001**
- 1999 **Rutgers University Leave Grant**
Teaching Excellence Center
Rutgers (Camden) Campus
- 1998 **Rutgers Research Council Grant
for Translation of *Law and Truth* into German**
- 1997 **Rutgers University Board of Trustees Award
for Excellence in Research**
- 1997 **American Council of Learned Societies, Senior Research Fellowship**
- 1997 **Fulbright Senior Research and Lecturing Grant, Germany**
- 1996-1997 **Alexander von Humboldt Stiftung, Senior Research Grant**
- 1992-1994 **Dean's Scholar (Research Grant), Rutgers University, School of
Law, Camden, New Jersey**
- 1990 **American Council of Learned Societies, Travel Grant to attend Second
Annual International Conference on Legal Methodology (Louvain-La-Neuve,
Belgium)**
- 1976 **High Honors, Philosophy, Department of Philosophy (State University of
New York at Buffalo, Buffalo, New York)**

1975 **Phi Beta Kappa**

Languages

German
Italian
French (Reading, conversation)
Spanish (Reading)

Publications

BOOKS – AUTHORED

Minds, Brains and Law: The Conceptual Foundations of Law and Neuroscience (with Michael Pardo), Oxford University Press (2013) (Paperback with New Preface, 2015)

The New Global Trading Order: The Evolving State and the Future of Trade (with Ari Afilalo), Cambridge University Press (2008); Paperback Edition with New Preface (2010)

Diritto e Verità (translation of *Law and Truth*), Giuffrè, Milano (2010)

Recht und Wahrheit (translation of *Law and Truth*), Nomos Verlag (1999)

Law and Truth, Oxford University Press (1996); Paperback Edition (1999)

Good Faith and Lender Liability, Butterworths (1990)

Maine Debtor/Creditor Law, Butterworths (1988)

EDITED BOOKS AND TEXTBOOKS

A Companion to European Union Law and International Law, Wiley-Blackwell (Co-Editor with Anna Södersten) (2016)

Philosophical Foundations of Law and Neuroscience, Oxford University Press (2016) (Co-Editor with Michael S. Pardo) (2016)

Legal Insanity and the Brain: Science, Law and European Courts, Hart Publishing (Co-Editor with Sofia Moratti) (2016)

Neurolaw and Responsibility for Action: Concepts, Courts and Crimes, Cambridge University Press (Co-Editor with Bebhinn Donnelly-Lazarov and Peter Raynor) (2016)

Blackwell Companion to Philosophy of Law and Legal Theory (Second Edition) Wiley-Blackwell (2010)

Mind, Meaning and Law (Collected Essays with Introduction), Ashgate Publishing (2008)

The Commercial Sales Transaction: An Introduction to the U.C.C. (Co-Editor with Richard Hyland), West Publishing (2d ed., 2006)

Wittgenstein and Law, Ashgate Publishing (2004)

Blackwell Anthology in Legal Theory, Blackwell (2003)

Introduction to the Philosophy of Law (with Jefferson White), Oxford University Press (1999)

An Introduction to Commercial Law (with Richard Hyland), West Publishing (1999)

Blackwell Companion to the Philosophy of Law and Legal Theory, Blackwell (General Editor, 1996) (Paperback edition, 1999).

Postmodernism and Law, Dartmouth and New York University Press (1994)

Wittgenstein and Legal Theory, Westview Press (1992)

Lender Liability: Critical Perspectives, Butterworths (1990)

ARTICLES, BOOK CHAPTERS, INTRODUCTIONS, PREFACES and REVIEW ESSAYS

Rethinking Duress, *Jurisprudence* (forthcoming) (Symposium on John Hyman, *Action, Knowledge & Will*) (2016)

Law and Disagreement, 16(1) *Diritto e Questioni Pubblici* 201 – 219 (2016)

Can We Stop Doing This?: And By the Way, Postema Was Right, in *Metaphilosophy of Law* (Tomasz Gizbert-Studnicki, ed.) 49 – 60 Hart Publishing (2016)

Criminal Law, Neuroscience and Voluntary Acts, *Journal of Law and The Biosciences* (2016) (peer reviewed, online, awaiting paper publication)

Transnational Law, in *Handbook on the Theory and Practice of International Lawmaking* 56-65 Edward Elgar (2016)

The Promise of Neuroscience for Law: ‘Overclaiming’ in Jurisprudence, Morality, and Economics, in *Philosophical Foundations of Law and Neuroscience*, Oxford University Press (with Michael S. Pardo) (2016)

The Nature of International Law, in *Wiley-Blackwell Companion to EU Law and International Law* (2016) (with Anna Södersten)

The Dark Future of Constitutionalism, Review Essay reviewing Alexander Somek, *The Cosmopolitan Constitution* (OUP, 2014), 30 *Constitutional Commentary* 667 (2015)

The Gathering and Use of Neuroscientific Evidence in Criminal Trials in the United States. Compatibility with the 4th and 5th Amendments and with Due Process, *Rivista di filosofia del diritto (Journal of Legal Philosophy)* 41-70 (2014) (Special Issue on Law and Neuroscience)

Philosophy, Neuroscience and Law: The Conceptual and Empirical, Rule-Following, in *Interpretation and Knowledge, in Problems of Normativity, Rules and Rule-Following* 177-188, M. Araszkiwicz, Pawel Banas, Tomasz Gizbert-Studnicki & Krzysztof Pleszka, eds., Springer (2014) (with Michael Pardo)

Adverse Psychological Effects to Deep Brain Stimulation: Overturning the Question. 5 *AJOB Neuroscience* 62 (2014) (with Sofia Moratti)

Morse, Mind, and Mental Causation, *Criminal Law and Philosophy* (published online July, 2014, Special Issue forthcoming) (with Michael Pardo)

Post Positivism and Transnational Law, *International Legal Positivism in a Post-Modern World*, Jean d'Aspremont and Jörg Kammerhoffer eds, Cambridge University Press 401-420 (2014)

Legal Dimensions to Neural Antecedents to Voluntary Action, 5 *Cognitive Neuroscience*, 216-17 (2014) (peer reviewed)

A Paradox About Meaning, *Reality and Culture, Festschrift for Bernard Harrison*, 181-184 Rodolphi (2014)

The Limits of Normative Legal Pluralism, Review Essay, reviewing Paul Schiff Berman, *Global Legal Pluralism: A Jurisprudence of Law Beyond Borders*, Cambridge University Press (2012), 11 *International Journal of Constitutional Law* 783-800 (2013) (with Alexis Galán)

Statecraft, the Market State and the Development of European Legal Culture, in *Towards a European Legal Culture*. ed. Geneviève Helleringer and Kai Purnhagen 277-302 München/Oxford/Baden-Baden: C.H. Beck/Hart/Nomos (2013) (with Ari Afilalo and Kai Purnhagen)

Neuroscientific Challenges to Retributivism, in *The Future of Punishment*, Thomas Nadelhoffer, ed., Oxford University Press 133-153 (2013) (with Michael Pardo)

From the Nation State to the Market: The Evolution of EU Private Law as Regulation of the Economy Beyond the Boundaries of the Union?, in *The EU's Role in Global Governance: The Legal Dimension*, Bart Van Vooren, Steven Blockmans, and Jan Wouters, eds., 59-78 Oxford University Press (2013) (with Hans W. Micklitz)

Statecraft and the Foundations of European Law, *Philosophical Foundations of EU Law*, J. Dickson & P. Eleftheriadis, eds., 275-303, Oxford University Press (2012) (with Ari Afilalo)

Kovesi and Legal Theory, in *The Philosophy of Julius Kovesi* (Alan Tapper and T. Brian Mahoney eds.) 139-142, Brill (2012)

Alexy on Necessity in Law and Morals, 25 *Ratio Juris* 47 (March 2012)

Methodology and Theoretical Disagreement, *Essays in European Legal Method* 227-241, Ulla Neergaard, Ruth Nielsen and Lynn Roseberry, eds., DJOEF Publishing (2011)

Transnational Law (Discussion of Calliess and Renner, "Between Law and Social Norms") Jotwell, <http://juris.jotwell.com/transnational-law/> (2011)

More on the Conceptual and the Empirical: Misunderstandings, Clarifications and Replies (with Michael Pardo), (Replies to Commentators), 4 *Neuroethics* 215-222 (2010)

Minds, Brains and Norms, 4 *Neuroethics* 179-90 (2010) (with Michael Pardo)

Rethinking "International Law", *Jotwell.Com* (April 26, 2010)

Philosophical Foundations of Law and Neuroscience (with Michael Pardo), 2010 *Illinois Law Review* 1211 (2010). Spanish translation "Fundamentos filosóficos del Derecho y la neurociencia", *Indret Penal*, http://www.indret.com/es/derecho_penal/8/ (2011)

Postmodernism, in *Blackwell Companion to the Philosophy of Law and Legal Theory*, 2d ed., Dennis Patterson ed., (2010)

Statecraft, Trade and Strategy: Toward a New Global Order (with Ari Afilalo), in *Theorising the Global Legal Order* 125 – 144 (Andrew Halpin and Volker Roeben, eds.), Hart Publishing (2009)

Disaccordo teorico e interpretazione, *Ars Interpretandi (Annuario di Ermeneutica Giuridica)* XIV, 65 - 78 (2009)

Statecraft, Trade and Strategy: Toward a New Global Order (with Ari Afilalo), 2 *Int. J of Private Law* 269 – 289 (2009), also in *The Dynamics of Trade* (Sylvia M. Kierkegaard ed.), Proceedings of the International Association of IT Lawyers, 82 – 96 (2008)

From Conceptual Analysis to a Practice Theory of Law, in *Concepts in Law*, Jaap Hage and Dietmar Von Der Pfordten, eds, Springer (2009); also published in *Philosophy in American Law*, J. Mootz ed., Cambridge University Press (2008)

On the Conceptual and the Empirical - A Critique of John Mikhail's Cognitivism, (Symposium on A Cross-Disciplinary Look at Scientific Truth), 73 *Brooklyn Law Rev.* 1053 (2007-2008)

Twining's Complaint, 15 *University of Miami International & Comparative Law Review* 61 – 67 (2007)

Moral Evaluation and Conceptual Analysis in Jurisprudential Methodology (with John Oberdiek), in *Legal Philosophy*, Ross Harrison ed., Oxford University Press (2007)

Law and Argument, 2 *Acta Methodologica* (Interpretazione Giuridica e Retorica Forense) 151 – 161, Maurizio Manzin & Paolo Sommaggio eds., Guiffré, Milano (2006)

Dworkin on the Semantics of Legal and Political Concepts, 26 *Oxford J. Legal Studies* 545-557 (2006)

Wittgenstein on Understanding and Interpretation (Comments on the work of Thomas Morawetz), 29 *Philosophical Investigations* 129-139 (2006)

Notes on the Methodology Debate in Contemporary Jurisprudence: Why Sociologists Might Be Interested, in *Law and Sociology* 254-258 Michael Freeman ed., Oxford University Press (2006)

Statecraft, Trade, and the Order of States (with Ari Afialo), 6 *University of Chicago Journal of International Law* 725-759 (Winter, 2006)

Wittgenstein and Jurisprudence: Prolegomenon To Any Future Legal Theory, *Law and Social Justice* 231-237, Joseph Keim Campbell, Michael O'Rourke, & David Shier, eds., MIT Press (2005)

Cognitivism, in *Encyclopedia of Law and Society: American and Global Perspectives*, Sage Publications (2005)

Determinism, in *Encyclopedia of Law and Society: American and Global Perspectives*, Sage Publications (2005) (with Justine Kasnicza)

Interpretation in Law, 42 *U. San Diego Law Review* 685 (2005) (Symposium Issue devoted to *Legal Interpretation*).

Also published in *Diritto e questioni pubbliche*, v. 4, 241-259 (2005):

http://www.dirittoequestionipubbliche.org/D_Q-4/index.htm

Spanish translation Colección de Estudios Jurídicos Mario Alario D'Filipo, No. XI (2010)

Portuguese translation: *Direito E Interpretacao* 193-210 Editora Saraaiva (2011)

Aspirations, 36 *Rutgers Law Journal* 163-164 (Inauguration of Rutgers (Camden) Institute for Law and Philosophy) (2004)

Fashionable Nonsense, 81 *Texas Law Review* 841 (2003) Review Essay reviewing: Vincent Descombes, *The Mind's Provisions: A Critique of Cognitivism*, Princeton University Press (Stephen A. Schwartz, trans., 2001); Anthony G. Amsterdam & Jerome E. Bruner, *Minding The Law*, Harvard University Press (2000); Steven L. Winter, *A Clearing In The Forest: Law, Life and Mind*, University of Chicago Press (2001))

From Postmodernism To Truth In Law, 26 *Harvard Journal of Law and Public Policy* 101 (2003)

American Jurisprudence: 1970-Present, in *Oxford Dictionary of American Law*, Oxford University Press, Kermit L. Hall ed., (2002)

Commercial Law, in *Oxford Dictionary of American Law*, Kermit L. Hall ed., Oxford University Press, (2002)

Statute of Frauds, in *Oxford Dictionary of American Law*, Kermit L. Hall ed., Oxford University Press, (2002)

What Is at Stake in Jurisprudence?, Endowed Lecture, 20 *Oklahoma City University Law Review* 173 (2003)

Normativity and Objectivity in Law, 43 *William and Mary Law Review* 325 (2001) (reprinted in *Wittgenstein and Law*, Dennis Patterson, ed., (2004)

Introduction to Symposium on Brian Tamanaha, Realistic Socio-Legal Theory, in 32 *Rutgers Law Journal* 225 (2000)

The Limits of Empiricism: What Facts Tell Us, 98 *Michigan Law Rev.* 2738 (2000) (Symposium on Empirical Research in Commercial Transactions)

On Law and Truth: A Reply to Neil Duxbury, 13 *Ratio Juris* 216 (2000)

Theory, Practice and Jurisprudence: Reflections on the Work of Frederick Schauer, in *The Jurisprudence of Frederick Schauer* 29 Hart Publishing Company (1999)

Karl Llewellyn, in *The Philosophy of Law: An Encyclopedia*, Christopher Gray, ed., Garland Publishing, New York & London (1999)

Ludwig Wittgenstein, in *The Philosophy of Law: An Encyclopedia*, Christopher Gray, ed., Garland Publishing, New York & London (1999)

Taking Commercial Law Seriously, 74 *Chi.-Kent Law Rev.* 625 (1999) (Symposium On Taking Legal Argument Seriously)

Explicating the Internal Point of View, 52 *S.M.U.L.Rev.* 67 (1999) (Symposium on the Jurisprudence of H.L.A. Hart)

Response to Critics: Symposium on Dennis Patterson, *Law and Truth*, 50 *S.M.U. Law Review* 1563 (1997)

Postmodernism, in *Blackwell Companion to the Philosophy of Law and Legal Theory*, Dennis Patterson ed., Wiley-Blackwell (1996)

Law as a Social Fact: A Reply to Professor Martinez, 29 *Loyola L.A. L. Review* 579 (1996)

Against A Theory of Meaning, 73 *Washington University Law Quarterly* 1153 (1995)

Langdell's Legacy, 90 *Northwestern University Law Review* 196 (1995) (Symposium Issue)

Wittgenstein and Constitutional Theory, 72 *Texas Law Review* 1837 (1994) (Symposium Issue)

Good Faith in Tort and Contract Law, 72 *Texas Law Review* 1291 (1994) (Symposium Issue)

Why Habermas' Theory of Law Must Fail, 19 *Indian Socio-Legal Journal* 1 (1993)

The Pseudo-Debate Over Default Rules in Contract Law, 3 *Southern California Interdisciplinary Law Journal* 235 (1993) (Symposium Issue)

"You Made Me Do It": My Reply to Stanley Fish, 72 *Texas Law Review* 67 (1993)

The Poverty of Interpretive Universalism: Toward the Reconstruction of Legal Theory, 72 *Texas Law Review* 1 (1993)

Foreword: The Challenge of Legal Formalism, 16 *Harvard Journal of Law and Public Policy* 579 (1993) (Symposium Issue)

Conscience and the Constitution, Review Essay reviewing Philip Bobbitt, *Constitutional Interpretation*, 93 *Columbia Law Review* 270 (1993)

The Value of A Promise, 11 *Law and Philosophy* 385 (1992)

The Metaphysics of Legal Formalism, 77 *Iowa Law Review* 741 (1992) (Symposium Issue)

The Role of Good Faith in Lender Liability- A Reply to Hirshman and Taft, 7 *Commercial Damages Reporter* 39 (1992)

Postmodernism/Feminism/Law, 77 *Cornell Law Review* 254 (1992)

The Philosophical Foundations of Modern Contract Law: An Open Letter to James Gordley, 1991 *Wisconsin Law Review* 1432 (1991) (reprinted in Peter Linzer, *A Contracts Anthology*, 2d ed. 1995)

Preface to *Wittgenstein and Legal Theory*, Dennis Patterson ed., Westview Press (1992)

Lender Liability, Good Faith, and the Concept of Agreement Under the Uniform Commercial Code, 6 *Commercial Damages Reporter* (Jan./Feb. 1991)

A Fable from the Seventh Circuit: Frank Easterbrook on Good Faith, 76 *Iowa Law Review* 503 (1991)

The Importance of Asking the Right Questions: A Reply to Steve Fuller, 5 *Social Epistemology* 75 (1991)

Law, Practice, Interpretation and Argument: Toward a Narrative Conception of Legal Discourse, 5 *Social Epistemology* 61 (1991), also printed in *Le Recours Aux Objectifs De La Loi Dans Son*

Application (Travaux préparatoires du Congrès des 10-12 Septembre 1990 à Louvain-la-Neuve, 1990)

Introduction to Special Issue on Legal Theory & Wittgensteinian Thought, 3 *Canadian Journal of Law and Jurisprudence* 3 (1990)

Law's Pragmatism: A Theory of Law as Practice and Narrative, 76 *Virginia Law Review* 937 (1990)

Law's Practice, Review Essay reviewing *Karl Llewellyn, The Case Law System in America*, University of Chicago Press (1989), 90 *Columbia Law Review* 575 (1990)

Good Faith, Lender Liability and Discretionary Acceleration: Of Llewellyn, Wittgenstein and the Uniform Commercial Code, 68 *Texas Law Review* 169 (1989) (reprinted in Peter Linzer, *A Contracts Anthology* 2d ed., 1995)

What Was Realism?, 2 *Canadian Journal of Law and Jurisprudence* 193 (1989), (reprinted in *The International Library of Essays in Law and Legal Theory*, T.D. Campbell ed., (1992)

A Reply to David Jones (Rejoinder to review of *Maine Debtor-Creditor Law*), 41 *Maine Law Review* 467 (1989)

Realist Semantics and Legal Theory, 2 *Canadian Journal of Law and Jurisprudence* 175 (1989), reprinted in *The International Library of Essays in Law and Legal Theory*, T.D. Campbell ed., (1992)

Hegel and Postmodernity, 10 *Cardozo Law Review* 1665 (1989)

Authorial Intent and Hermeneutics, 2 *Canadian Journal of Law and Jurisprudence* 79 (1989)

Wittgenstein and the Code: A Theory of Good Faith Performance and Enforcement Under Article Nine, 137 *University of Pennsylvania Law Review* 335 (1988)

An Introduction to Conventionalism (Review Essay), 10 *Western New England Law Review* 43 (1988)

The Waiver Problem in Maine Real Property Foreclosure Law: A Commercial Paper Perspective, 38 *Maine Law Review* 49 (1986)

Interpretation In Law: Toward A Reconstruction of the Current Debate, 29 *Villanova Law Review* 671 (1984), reprinted in 34 *Law Review Digest* 4 (1985)

The Decline of the Privity Rule in the Maine Law of Tort Products Liability: A Conceptual History, 35 *Maine Law Review* 1 (1983)

The Liability of Attorneys to Third Parties for Negligence: An Issue Ripe for Appellate Review, 17 *Maine Bar Bulletin* 205 (1983)

BOOK and ARTICLE REVIEWS

Neil Levy, *Consciousness and Moral Responsibility* (OUP, 2014), 2 *Journal of Law and the Biosciences* 771-774 (2016)

Jan Smits, "A Radical View of Legal Pluralism," *Jotwell* (<http://juris.jotwell.com>) (March 2012)

Keith Culver and Michael Giudice, *Legality's Borders*, 31 *Law and Philosophy* 593-599 (2012)

Andrei Marmor, *Philosophy of Law*, *Notre Dame Philosophical Reviews*
<http://ndpr.nd.edu/review.cfm?id=24311> (2011)

Law, Mind and Brain (Michael Freeman and Oliver R. Goodenough, eds.) (2009), 7 *Script*
(www.script-ed.org) (2010)

The Grammar of Politics: Wittgenstein and Political Philosophy (Cressida J. Heyes ed.), 30
Social Theory and Practice 287-293 (2004)

Philip Bobbitt, *The Shield of Achilles*, 101 *Michigan Law Review* 2501-2514 (2003) (Special
Issue "Books on Law")

M.R. Bennett, & P.M.S. Hacker, *Philosophical Foundations of Neuroscience*, *Notre Dame
Philosophical Reviews* (2003), *Notre Dame Philosophical Reviews*,
(http://ndpr.icaap.org/content/archives/2003/9/patterson_bennett_hacker.html)

Objectivity in Law and Morals, Brian Leiter ed., (<http://www.jurist.pitt.edu>) (2001)

Guyora Binder and Robert Weisberg, *Literary Criticisms of Law*, 49 *Buffalo Law Rev.* 477
(2001)

Georgia Warnke, *Legitimate Differences: Interpretation in the Abortion Controversy and
Other Public Debates*, 110 *Mind* 284 (2000)

E. Allan Farnsworth, *Changing Your Mind: The Law of Regretted Decisions*,
(<http://www.jurist.law.pitt.edu>) (1999)

Peter Morton, *An Institutional Theory of Law: Keeping Law in Its Place*
(<http://www.jurist.pitt.edu>) (1999)

Richard Markovits, *Matters of Principle* (<http://www.jurist.pitt.edu>) (1999)

David Dyzenhaus, *Legality and Legitimacy: Carl Schmitt, Hans Kelsen and Hermann Heller
in Weimar*, July, 1998 *Jurist* (<http://www.jurist.law.pitt.edu>) (1998)

Jorge J.E. Gracia, *A Theory of Textuality: The Logic and Epistemology*, 50 *Review of
Metaphysics* 894 (June, 1997)

Ernest Weinrib, *The Idea of Private Law*, 58 *Modern Law Review* 916 (1995)

Ora F. Harris and Alphonse M. Squillante, *Warranty Law in Tort and Contract Actions* (two
volumes), 46 *Business Lawyer* 365 (November, 1990)

A. London Fell, *Origins of Legislative Sovereignty and the Legislative State*, Vols. 1, 2, & 3,
76 *Arch. F. Phil of Law & Soc. Phil.* 127 (1990)

Elizabeth H. Wolgast, *The Grammar of Justice*, 2 *Can. J. Law & Juris.* 85 (1989)

Neil MacCormick & Peter Birks eds., *The Legal Mind: Essays for Tony Honoré*, 75 *Arch. F. Phil. of Law & Soc. Phil.* 540 (1989)

Tony Honoré, *Making Law Bind*, 75 *Arch. F. Phil. of Law & Soc. Phil.* 540 (1989)

A. Barry Cappello & F. Komoroske, *Lender Liability*, 43 *Business Lawyer* 1595 (1988)

Lincoln Allison, *Right Principles: A Conservative Philosophy of Politics*, 73 *Arch. F. Phil. of Law & Soc. Phil.* 157 (1987)

Bob Fine, *Democracy and the Rule of Law: Liberal Ideals and Marxist Critiques*, 80 *Am. Pol. Sci. Rev.* 298 (1986)

Hugh Collins, *Marxism and Law*, 9 *Leg. Stud. F.* 343 (1985)

Larry G. Gerber, *The Limits of Liberalism*, 78 *Am. Pol. Sci. Rev.* 1185 (1984)

London Fell, *Origins of Legislative Sovereignty and the Legislative State*, Vols. 1 & 2, 78 *Am. Pol. Sci. Rev.* 580 (1984)

Allen E. Buchanan, *Marx and Justice*, 8 *Con. Cri.* 194 (1984)

Thomas Morawetz, *The Philosophy of Law*, 7 *Vermont L. Rev.* 273 (1982)

Theodore M. Benditt, *Law as Rule and Principle*, 28 *Buffalo L. Rev.* 195 (1979)

Legislative Work

Author, Revised Section 1-205, Uniform Commercial Code

Author, Permanent Editorial Board Commentary on Section 1-203 of the Uniform Commercial Code, Draft approved by Permanent Editorial Board, Uniform Commercial Code, November 20, 1993 (co-author, David Frisch)

Invited Lectures and Presentations

Current Issues in Law and Neuroscience, Maastricht University, Maastricht, Netherlands, December 9, 2016

The Neuroscientific Challenge to Law, University of Lisbon, Lisbon, Portugal, November 17, 2016

The Future of Global Trade and the World Economy, University of Vienna, Business School, Vienna, Austria, May 31, 2016

Realism and Anti-Realism in Jurisprudence, University of Trento, Trento, Italy, May 19, 2016

The Nature of Law: A Posteriori Arguments for the Nature of Law, (Symposium on Michael Giudice, *Understanding the Nature of Law*) (2015), Queen Mary Law School, London, England, March 30, 2016

Is There a Global Economic Constitution?, Global Constitutionalism Without Global Democracy, European University Institute/University of Oslo, Oslo, Norway. January 14, 2016

Global Economic Constitutionalism, Conference on Globalization and Law, Swansea University, Swansea, Wales, December 28, 2015

Law and Neuroscience: Fundamental Issues, University of Palermo, Palermo, Italy, December 2, 2015

The Neuroscientific Challenge to Law, Bocconi University, Law Department, Milan, Italy, November 11, 2015

Why Neuroscience Will Never Solve the Problem of Free Will, Conference on Consciousness (Voluntary Action and The Brain), University of Vienna, Vienna, Austria, November 8, 2015

American Political Science Association, Author Meets Critics Panel on *Minds, Brains, and Law*. San Francisco, USA, September, 2015

Can We Please Stop Doing This?: By The Way, Postema was Right, Conference on "The Philosophy of Legal Philosophy," Jagiellonian University, Krakow, Poland, May 23, 2015

Statecraft, Legitimacy, and the Evolving State, University of Amsterdam, Amsterdam, Netherlands, April 16, 2015

Keynote Address, European Association of Neuroscience and Law, Pavia, Italy, February, 2015

Neuroscience and Law, Cambridge University, Peterhouse College, Cambridge, UK, October 15, 2014

Neuroscience in the Courtroom, World Congress for Freedom of Scientific Research, Rome, Italy, April 6, 2014

Philosophical and Conceptual Issues in Law and Neuroscience, European Association of Neuroscience and Law, University of Pavia, Pavia, Italy, January 23, 2014

Philosophical Naturalism versus Conceptual Analysis, American Philosophical Association, Eastern Division, Baltimore, MD, USA, December 30, 2013

Law and Neuroscience from a Wittgensteinian Perspective, Conference on Wittgenstein, Language and Law, Aarhus University, Aarhus, Denmark, November 28, 2013

Cosmopolitanism and Human Rights, Conference on Global Law, Swansea University, Swansea, Wales, UK, June 6, 2013

Inaugural Lecture, European Association for Neuroscience and Law, Winter School, Pavia, Italy, January 7, 2013

Law and Neuroscience: Current Challenges, University of Lucerne, Lucerne, Switzerland, November 6, 2012

Book Presentation: *The New Global Trading Order*, NCCR, Bern, Switzerland, November 7, 2012

Kenny on Intention and the Criminal Law, Milan University, Dipartimento Cesare Beccaria, Milan, Italy, October 10, 2012

Law and Neuroscience, Freiberg University, Law Department, Freiberg, Germany, May 2012

Oxford University, Theme: Towards a European Legal Culture, Presentation "The Market State and EU Law" (with Kai Purnhagen), Oxford, UK, December 16, 2011

Theory of Transnational Legal Orders, International Conference on the Theory of International Law, University of Amsterdam, Amsterdam, Netherlands, November, 2011

International Conference on "Law and Truth." University of Mexico, Mexico, Mexico, October, 2011

EU Law and the Market State, University of Copenhagen, Copenhagen, Denmark, October 2011

Understanding and Interpretation in Law, IVR Congress Lecture, Frankfurt, Germany, August 2011

Law and Neuroscience, University of Girona, Girona, Spain, March 2011

Law and Natural Kinds, Humboldt University, Berlin, December, 2010

Methodology and Theoretical Disagreement, University of Copenhagen, Copenhagen, Denmark, November, 2010

University of Bologna, Alexy on Necessity in Law and Morals, Ratio Juris Sponsored Conference on the work of Robert Alexy, University of Bologna, Bologna, Italy, November, 2010

"The Idea of a 'Legal System' in the Age of Transnational Legal Orders, Conference "How to Build a Legal System." Bocconi University, Law Faculty, Milan, Italy, June 3, 2010.

Theoretical Disagreement in Law , Birmingham Law School, Birmingham, UK, October 29, 2009,

Law and Society, Annual Meeting, Author Meets Reader, Discussion of Afilalo and Patterson, *The New Global Trading Order* (CUP, 2008), Montreal, Canada, June 2008

Global Legal Order, International Conference, Swansea University, Faculty of Law, Swansea, Wales, May 21 – 22, 2008

Jurisprudence and Conceptual Analysis, IVR Conference, Krakow, Poland, August, 2007

Cognitivism and Legal Theory (Comments on the work of John Mikhail), IVR Conference, Krakow, Poland, August, 2007

Critical Notice of Brian Z. Tamanaha, *Law as a Means to an End* (Cambridge University Press, 2006), Law and Society Meeting, Berlin, Germany, July 2007

Statecraft, Trade and the Order of States, Columbia University, School of Law, New York, USA, April 17, 2007

Legal Methodology and Law as a Normative Practice (2 Lectures), University of Palermo, Palermo, Sicily, Italy, March 7, 2007

On the Conceptual and the Empirical: Matters of Sense and Matters of Truth, Brooklyn Law School, A Cross-Disciplinary Look at Scientific Truth: What's the Law to Do?, Center for the Study of Law, Language and Cognition, New York, USA, March 2, 2007

The Methodology Debate in Legal Theory: What is At Stake and Why It Is Important, University College London, Faculty of Law, London, UK, October 25, 2006

Raz on Authority, Oxford/UCL Colloquium in Legal Theory, University College, London, UK, October 16, 2006

Raz on Authority, Princeton University, Department of Politics, Celebrating the Twentieth Anniversary of Joseph Raz, *The Morality of Freedom*, Princeton, New York, USA October, 2006

States and Trade in the 21st Century, Universität Erlangen, Erlangen, Germany, June 1, 2006

The Future of the Methodology Debate in Analytic Jurisprudence, Institut Universitaire de France, Paris, March 17, 2006

Statecraft, Trade, and the Order of States (with Ari Afilalo), Boston University School of Law, Boston, USA, September 2005

Anglo-American Jurisprudence: Current Controversies, Universities of Padova and Verona, Padova, ril and May 2005

Statecraft, Trade, and the Order of States (with Ari Afilalo), Brooklyn Law School, New York, USA, February 2005

Dennis M. Patterson
Page 20

Chair and Speaker, Association of American Law School, Panel on Law and Foreign Affairs, with Philip Bobbitt, Samuel Issacheroff, Sanford Levinson and Akhil Amar, San Francisco, California, USA, January 2005

Morawetz, Methodology and Legal Theory, Panel Discussion with Thomas Morawetz, Author of Law's Premises and Law's Promise: Jurisprudence after Wittgenstein American Philosophical Association, Eastern Division Meetings, Boston, Massachusetts, USA, December 2004

Trade in the Post-Modern Age (with Ari Afilalo), Conference on the WTO at the Crossroads, Bar-Ilan University, Tel Aviv, Israel, December 2004

Dworkin on the Semantics of Legal and Political Concepts, Legal Theory Workshop, University of Pennsylvania, Philadelphia, USA, October 2004

Methodology in Legal Theory, Conference on Law and Sociology, University College London, London, UK, September 2004

Anglo-American Jurisprudence: Our Current Disagreements and Rechtspositivismus, Ruhr Universität Bochum, Bochum, Germany, April 2004

Interpretation in Law, The Law Faculties at Palermo and Rome (Luiss Guido Carli University), Italy, January 2004

Postmodernism and Law, The Law Faculties at Genoa, Bologna, and Palermo, Italy, January 2004

Legal Interpretation, University of Southampton Law Faculty, Southampton, UK, December 2003

Legal Interpretation, Oxford University, Oxford University Legal Theory Discussion Group, Trinity College, Oxford, UK, December 2003

Law and Objectivity, Invited Speaker on discussion of Objectivity in Law, Law and Society, Annual Meeting, Pittsburgh, Pennsylvania, USA, June 2003

Law and Argument, Luiss Guido Carli University, Rome, Italy, March 2003 (Invited Lecture)

Fashionable Nonsense, Princeton University, James Madison Program, Princeton, New Jersey, USA, October 7, 2002 (Invited Lecture)

What Is Interpretation In Law?, Mind and Society Conference, University of Manchester, Manchester, England, June 2002 (Invited Lecture)

Wittgenstein and Jurisprudence: Prolegomenon To Any Future Legal Theory, Inland Northwest Philosophy Conference, Law and Social Justice, University of Idaho, Moscow, Idaho, USA, April 2002 (Invited Lecture and Panel Discussion)

From Post-Modernism To Truth And Law, 21st Annual National Student Symposium on Law and Public Policy, Federalist Society, Yale Law School, New Haven, Connecticut, USA, March 2002 (Invited Lecture and Panel Discussion)

Normativity and Objectivity in Law, Boston Colloquium for the Philosophy of Science, Boston, USA, March 2002 (Invited Lecture).

What Is at Stake in Jurisprudence?, Oklahoma City School of Law, Oklahoma City, Oklahoma, USA, February 2002 (Quinlan Lecture),

The Limits of Legal Interpretation, American Society of Aesthetics, Minneapolis, Minnesota USA, October 2001, (Invited Panel Presentation),

The Future of Legal Theory, Annual Meeting, Law and Society Association, Budapest, Hungary, July 2001 (Invited Panel Presentation)

Commercial Law Pedagogy, University of Cincinnati, School of Law, Cincinnati, USA, October 2000

The Rule of Law (Invited Panel Presentation), Law and Society Conference, Miami Florida, USA, May 2000

The Normativity of Law, Florida State University, School of Law, USA, April 2000

Law and Postmodernism, Universität Heidelberg, Heidelberg, Germany, December 1999

The Normative Basis of Law, The American Academy, Berlin, German, December 1999

Normativity, Law and Objectivity, Department of Philosophy, University of Buffalo, Buffalo, USA, October 1999

On Richard Markovits, Matters of Principle: Legitimate Legal Argument and Constitutional Interpretation, (New York University Press, 1998), University of Texas at Austin, School of Law, Austin, Texas, United States, April 1999 (Invited Faculty Workshop)

Good Faith and the Uniform Commercial Code: The Hidden Jurisprudential Dimension, Northwestern University, School of Law, Chicago, USA, February 1998

Theory, Practice, and Jurisprudence: Reflections on the Work of Frederick Schauer, Quinnipiac University School of Law, New Haven, USA, October 1997

Recht und Richtigkeit, Göttingen Juristisches Gesellschaft, Göttingen, Germany, June 1997

Contemporary Anglo-American Jurisprudence, Lecture delivered at the following German Universities from November 1996 through March, 1997: Heidelberg, Erlangen, Hannover, Frankfurt, Chemnitz, Leipzig and Munich,

Law and Objectivity, University of Manchester, Manchester, England, May 1996

Law and Truth, Columbia Legal Theory Workshop, Columbia University, School of Law, New York, USA, January 1996

Postmodernism, Law and Truth, International Conference on "Practices and The Social Order," Universität Bielefeld, Bielefeld, Germany, January 1996

Indeterminacy, Postmodernity, and Law, International Conference on "Indeterminacy and Social Integration," Internationales Forschungszentrum Kulturwissenschaften, Vienna, Austria, December 1995

Agreement and Good Faith Under the Uniform Commercial Code, Harvard Law School, Cambridge, Massachusetts, USA, October 1994

The Pseudo-Debate Over Default Rules in Contract Law, Conference on Default Rules in Contract Law, University of Southern California, Law Center, Los Angeles, California, USA, March 1993

Interpreting the Uniform Commercial Code: The Case of Good Faith, Southern Methodist University, School of Law, Dallas, Texas, USA, March 1993

Contract Law and Justification, 22nd Annual Canadian Consumer and Commercial Law Workshop, McGill University School of Law, Montreal, Quebec, Canada, October 1992

Understanding, Interpretation, and the Possibility of Legal Knowledge, Clason Lecture, Western New England College, School of Law, Springfield, Massachusetts, USA, March 1992

Scanlon on Promises and Practices: A Tale of Incommensurables, American Philosophical Association, Eastern Division Meeting, New York, New York, USA, December 1991

The Legal Case Against Realism, Society for Realism and Antirealism, American Philosophical Association, Eastern Division Meeting, New York, New York, USA, December 1991

Hermeneutics and the Theory of Praxis, Second Annual Symposium on Knowledge Development and Nursing Practice, The University of Rhode Island, College of Nursing, Kingston, Rhode Island, USA, September 1991

Why Habermas's Theory of Law Must Fail, 15th Annual World Congress on Philosophy of Law and Social Philosophy, University of Göttingen, Göttingen, Germany, August 1991

Postmodernism/Feminism/Law, International Association for Philosophy and Literature, University of Montreal, Canada, May 1991

A Promise is a Promise is a Promise: Scanlon on Promises and Practices, American Philosophical Association, Central Division Meeting, Chicago, Illinois, USA, April 1991

Good Faith and Lender Liability, American Bar Association (Section of Business Law), Spring Meeting, Williamsburg, Virginia, USA, April 1991.

A Promise is a Promise is a Promise: Scanlon on Promises and Practices, North American Society for Social Philosophy, American Philosophical Association, Pacific Division Meeting, San Francisco, California, USA, March 1991

The Metaphysics of Legal Formalism, Iowa College of Law, Symposium on Corrective Justice, USA, March 1991

Lex Narratio, McGill Legal Theory Workshop, McGill University, School of Law, Montreal, Québec, Canada, November 1990

A Promise is a Promise is a Promise: Scanlon on Promises and Practices, Department of Philosophy, University of Western Ontario, London, Ontario, Canada, October 1990

Wittgenstein As Liberator, Faculty of Law, University of Western Ontario, London, Ontario, Canada, October 1990

Law, Practice, Interpretation and Argument: Toward a Narrative Conception of Legal Discourse, Second International Congress on Legal Methodology, Louvain-La-Neuve, Belgium, September 1990

Law As A Narrative Discourse, University of Maine, Department of Philosophy, Orono, Maine, USA, April 1990

Relativism, Legal Discourse, and the Ethical, Conference on Critical Pluralism, University of Nebraska, Lincoln, Nebraska, USA, April 1990

Law, Practice, Interpretation and Argument, American Philosophical Association, Central Division Meeting, April 1990

Law's Pragmatism: Law as Practice & Narrative, Legal Theory Workshop, University of Toronto School of Law, Toronto, Ontario, Canada, November 1988

The Jurisprudence of Michael Oakeshott, Maine Philosophical Institute, University of Southern Maine, USA, April 1984

Unger on Universals and Particulars in Political Theory, Critical Legal Studies Conference, State University of New York at Buffalo, Faculty of Law and Jurisprudence, USA, May 1981

Editorial Position, Board Memberships and Professional Associations

EDITORIAL POSITION

General Editor
Series: Oxford Introductions to US Law
Oxford University Press
New York and Oxford

EDITORIAL BOARD MEMBERSHIPS

Board of Editors, Journal of Law and the Biosciences

Contributing Editor, Jotwell
Board of Editors, Legal Theory
Board of Editors, The Canadian Journal of Law and Jurisprudence
Board of Editors, Ratio Juris
Board of Directors, Research Center for Legal Methodology (CERMEG) (Trento, Italy)
Board of Editors, European Economic Law and Regulation, Springer Publishers

PROFESSIONAL ASSOCIATIONS

European Association for Neuroscience and Law
American Bar Association
American Bar Association Committee for the Revision of the Uniform Commercial Code
American Bar Association, Uniform Commercial Code, Article One Study Group
Member, Planning Committee, AALS Mini-Workshop on Jurisprudence, 1995
Chair, AALS Section on Scholarship, 2006
Chair, AALS Section on Jurisprudence (1993-94)
Chair and Co-Founder, AALS Section on Law and Interpretation (1989-92)
American Philosophical Association (Lifetime Member)
Amintaphil
Phi Beta Kappa
Society of Legal Scholars (UK)
British Wittgenstein Society

Bar Admissions

1996 **New Jersey**
1984 **Supreme Court of the United States**
1982 **U.S.D.C., Maine**
1981 **Maine**
1981 **New York**

Committee Assignments

Rutgers

Foreign Programs Committee, 2013-2014

University Committee for Selection of Honorary Degrees, 2004 - 2009

Faculty Appointments, 1998-1999 (Chair); 1999-2000 (Chair);
2000-2001 (Member); 2003-2004 (Chair), 2004-2005 (Member)

Faculty Academic Merit Service Award Committee, 1996 - 2009

Other Service

Rutgers

Co-Founder and Co-Director
Rutgers University School of Law
Institute for Law and Philosophy at Camden
2003 – Present

UK Service

Research Excellence Framework
Law Sub-Panel (Full Member)
2011-2014

EUI Service

Director, First-Year Program, Law Department
2011-2014

Coordinator, US Exchange Program, Law Department
2010-Present

Director, LLM Program
2011- 2014

Committees (EUI)

Computing (2009 – 2011)

Library and Web (2009 – 2011)

Restaurant Committee (2011 – 2013)

Public Service (Florence)

Council of Advisors
Richmond University in Florence
2012 - present

Thesis Supervisions (Supervisor)

Javier Habib
The Methodology of Private Law
PhD Awarded: 28 May 2016

Javier Alexis Galàn Avila
International Law and Legitimacy: A Critical Assessment
PhD Awarded: 2 February 2016

Jacobien Elisabeth van Dorp
On The Nature of Legal Understanding and The Quality of Transnational Communication In Law
PhD Awarded: 14 December 2015

Bosko Tripkovic
The Metaethics of Constitutional Adjudication
PhD Awarded: 26 May 2015
Thesis awarded the Mauro Cappalletti Prize by the EUI Law Department for the Best Thesis in Comparative Law (2016)
Thesis to be published by Oxford University Press (2017)

Tiago Andreotti e Silva
Dispute Resolution in Transnational Securities Transactions
PhD Awarded: December, 2014
Thesis to be published by Hart Publishing, Oxford.

Daniela Jaros
Tracing the Law of Sovereign Debt Within and Beyond the State
EUI Law Department
PhD Awarded: January, 2014

Julien Topal
Conceptualizing Corporate Responsibilities: Agency, Reciprocity and the Constitutive Role of Law
EUI Department of Political and Social Sciences
PhD Awarded: January 2014

Marina Lostal Becerril
Thesis: International Cultural Heritage Law in Armed Conflict
EUI Law Department
PhD Awarded: June, 2013
Thesis to be published by Cambridge University Press.

Julia Hermann
Thesis: Wittgenstein and Moral Philosophy
EUI Department of Political and Social Sciences
PhD Awarded: June, 2011
Thesis published as *On Moral Certainty, Justification and Practice* (Palgrave, 2015)

