

JAMES ANDREW GOLDSTON

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EDUCATION

Harvard Law School, Cambridge, Massachusetts.
J.D. cum laude 1987. Executive Editor, Harvard Civil Rights - Civil Liberties Law Review. Ferguson Human Rights Fellow.

Columbia College, New York, New York.
B.A. magna cum laude 1983. Phi Beta Kappa.
Chanler Prize in American History.

EXPERIENCE

- 2003 – present: **Executive Director, Open Society Justice Initiative, New York, New York.** Direct staff of 40 engaged worldwide in litigation, documentation, advocacy, and technical assistance to foster criminal justice reform, accountability for mass crimes, racial equality, access to information, free expression, and legal remedies for corruption arising from the exploitation of natural resources.
- 2007 – 2008 **Coordinator of Prosecutions and Senior Trial Attorney, Office of the Prosecutor, International Criminal Court**, The Hague, Netherlands. Principal officer responsible for overseeing work of the trial and appeals sections in the Prosecution Division in all aspects of litigation, in cases involving genocide, crimes against humanity and/or war crimes in Central Africa Republic; Darfur, Sudan; Democratic Republic of the Congo; and Uganda.
- 2006 – present: **Lecturer in Law, Columbia Law School, New York, New York.** Teach seminar in comparative and international anti-discrimination law and human rights litigation.
- 2000 – 2002: **Deputy Director, Open Society Institute, Budapest, Hungary, and New York, New York.** Helped guide programming by international network of foundations in law reform and human rights. Oversaw start-up and development of EUMAP monitoring program focused on minority protection, judicial capacity and corruption issues in European Union candidate and member states.
- 1997 - 1999: **Legal Director, European Roma Rights Centre, Budapest, Hungary.** Managed international public interest litigation and legal advocacy program for large NGO operating throughout Europe. Supervised multi-national staff of lawyers and fact-finders. Litigated path-breaking cases

in European Court of Human Rights and United Nations treaty bodies, as well as in domestic courts of several countries.

- 1997 – 2003: **Visiting Professor of Human Rights, Central European University, Budapest, Hungary.** Taught post-graduate courses in international human rights law and public interest litigation.
- 1996: **Director General, Human Rights, OSCE Mission to Bosnia-Herzegovina, Sarajevo.** Assisted in design and implementation of Mission human rights programs and policies. Oversaw reporting and intervention activities of more than 40 human rights officers in 26 field offices nationwide.
- 1991-1996: **Assistant United States Attorney, Southern District of New York.** Supervised criminal investigations by FBI, DEA, and ATF involving use of wiretap, search, undercover and confidential informant evidence. Conducted trials of up to three months' duration – and defended convictions on appeal -- involving organized crime and international narcotics trafficking. Tried nationally-recognized case involving application of racketeering laws to series of 14 murders and several kidnappings by 25-member street gang. **1995 Department of Justice Director's Award for Superior Performance as an Assistant United States Attorney.**
- Conducted human rights documentation missions to Bangladesh (1993) and India (1993, 1996) for **Human Rights Watch** and to Peru (1994) for the **Association of the Bar of the City of New York.**
- Fall 1995: **Department of Justice Resident Liaison to Romanian Prosecutor General's Office, Bucharest, Romania.** Prepared and offered classes for prosecutors and judges on organized crime, investigative techniques, criminal procedure, and applicable international legal standards.
- 1989-1991: **Attorney, Human Rights Watch, New York, New York.** On-site human rights monitoring and reporting in El Salvador, Guatemala, Honduras, India, and Myanmar (Burma).
- 1988-89: **Judicial Law Clerk** to Hon. R. Lanier Anderson III, Circuit Judge, **United States Court of Appeals, Macon, Georgia.** Wrote and edited judicial opinions.
- MEMBERSHIPS**
Executive Council, American Society for International Law
Board of Directors, European Roma Rights Centre
Association of the Bar of the City of New York
American Bar Association
- LANGUAGES**
Fluent Spanish, some French.

SELECTIVE LIST OF PUBLICATIONS

Periodicals

Articles in *The New York Times*, *The Washington Post*, *The International Herald Tribune*, *The Wall Street Journal*, *The Christian Science Monitor*, and other widely read newspapers, including, most recently:

“The Struggle for Roma Rights: Arguments that Work,” *Human Rights Quarterly* (forthcoming 2010)

“Achievements and Challenges – Insights from the Strasbourg Experience for Other International Courts,” *European Human Rights Law Review* (Issue 5, 2009)

“Commission Must Be Tough on Italy,” *European Voice*, July 30, 2009

“Barack Obama’s Visit to Africa and the ICC Prosecution of Omar Al Bashir of Sudan,” *Maxims News Network*, July 7, 2009

“World Justice on Trial,” *The Guardian* (UK), January 21, 2009

“Justice, Interrupted: Cambodia’s Khmer Rouge Tribunal Risks Becoming a Sham,” *The Wall Street Journal*, December 14, 2008.

“A Glaring Omission from the Czech Agenda; Roma,” *European Voice*, December 11, 2008.

“Discrimination in Schools,” *International Herald Tribune*, December 7, 2008.

“Statelessness,” *International Herald Tribune*, July 25, 2007.

“Grant Citizenship to All Native-Born,” *Miami Herald*, October 24, 2006 (co-author).

“Ethnic Profiling Fails Europe,” *International Herald Tribune*, June 29, 2006.

“Some Quiet Victories for Human Rights,” *International Herald Tribune*, December 2005

“Multiculturalism Is Not the Culprit,” *International Herald Tribune*, August 2005

“A Khmer Rouge Tribunal: Now or Never,” *International Herald Tribune*, April 2005

“European Court to Address Racism in Landmark Cases,” *Süddeutsche Zeitung* (Germany), March 2005

“Justice in Cambodia,” *International Herald Tribune*, August 2004

“A Crucial Case for the International Criminal Court,” *International Herald Tribune*, February 2004

“A Beacon of Freedom Grows Dim,” *International Herald Tribune*, September 2003

Journals

“Reflections on Twenty Years in Human Rights: The Rule of Law Movement in the Age of Terror,” 20 *Harvard Human Rights Journal* 15 (2007)

“Holes in the Rights Framework: Racial Discrimination, Citizenship and the Rights of Non-Citizens,” *Ethics and International Affairs* (Annual Journal of the Carnegie Council on Ethics and International Affairs), Vol. 20, No. 3 (2006)

“Public Interest Litigation in Central and Eastern Europe: Roots, Prospects, and Challenges,” *Human Rights Quarterly*, Vol. 28, No. 2 (May 2006)

“The [Cambodian] Extraordinary Chambers: An Extraordinary Experiment in Transitional Justice,” *Justice Initiatives* (April 2006)

“Toward a Europe without Ethnic Profiling,” *Justice Initiatives* (May 2005)

“Roma Rights/Roma Wrongs,” *Foreign Affairs* (March/April 2002).

“European Law: New Possibilities in the Fight Against Discrimination,” *Interights Bulletin*, Vol. 13, No. 3 (2001), reprinted in *Diritto Immigrazione e Cittadinanza*, No. 2 (2001)

“Race Discrimination Litigation in Europe: Problems and Prospects,” *European Human Rights Law Review* (1999).

“The OSCE Mission to Bosnia-Herzegovina: Lessons From the First Year,” *Helsinki Monitor*, Volume 8/3 (1997).

“An American Prosecutor's View of Romanian Criminal Justice,” *Touro Law Review* (1997).

“Race Discrimination Impact Litigation in Eastern Europe,” *Fundamentum* (1997).

Comment, “A Nation Less Secure: Diminished Public Access to Information -- United States v. Morison,” 21 *Harvard Civil Rights - Civil Liberties Law Review* 209 (1986).

Books/Reports/Chapters

“Race and Ethnic Data: A Missing Resource in the Fight Against Discrimination”, in *Ethnic Monitoring and Data Protection: The European Context*, CPS Books (2001).

Monitoring the European Union Accession Process: Minority Protection, Open Society Institute (2001) (co-editor)

Racism in Central and Eastern Europe and Beyond: Origins, Responses, Strategies, Open Society Institute (2000) (editor).

“Human Rights Lawyers: Are They Crazy?”, in *Legal Defence of the Roma*, European Roma Rights Center (1999).

"The European Convention for the Prevention of Torture and the Protection of Minorities in Central Europe", Conference Proceedings: Association for the Prevention of Torture/Constitutional and Legal Policy Institute (1999).

"Does Hungary Need an Anti-Discrimination Law?" in *From Anti-Discrimination to Positive Discrimination* (Human Rights Information and Documentation Centre, Budapest, 1998).

"The Human Rights Situation of Roma in Europe," Testimony before the United States Commission on Security and Cooperation in Europe, United States Congress, Washington, D.C., July 21, 1998.

"Civil Rights in a New Europe," OSCE Newsletter of the Contact Point for Roma and Sinti Issues, Office for Democratic Institutions and Human Rights (1997)

El Salvador's Decade of Terror: Human Rights Since the Assassination of Archbishop Romero, Yale University/Human Rights Watch (1991) (contributor).

Kashmir Under Siege, Asia Watch (1991) (co-author).

"Human Rights," *Grolier's Encyclopedia* (1991).

Points of Light: An Evaluation of Human Rights Organizations in Guatemala and the Possibilities for Assistance, Americas Watch, (1990).

Human Rights in Myanmar, Asia Watch (1990).

A Year of Reckoning: El Salvador Since the Assassination of Archbishop Romero, Americas Watch (1990).

Shattered Hope: Guatemalan Workers and the Promise of Democracy, Westview Press (1989).

Public and Media Presentations

Numerous interviews and presentations on human rights, international justice, non-discrimination and public interest law with BBC, NPR and other media, and before Council of Europe, European Parliament, Organization for Security and Cooperation in Europe, Organization of American States, United Nations High Commissioner for

Refugees, United Nations Committee on the Elimination of Racial Discrimination,
and other inter-governmental and non-governmental organizations