

David Pimentel

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EXPERIENCE

- Sep 2010-
May 2011 **University of Sarajevo** –Faculty of Law, Sarajevo, Bosnia & Herzegovina
Fulbright Scholar – lecturing and research on post-war judicial reform and transitional justice
- Aug 2007-
present **Florida Coastal School of Law** – Jacksonville, Florida
Assistant/Associate Professor of Law – scholarship in the areas of international rule of law, legal pluralism, court structure and governance, and judicial independence and accountability; courses taught include Remedies, Torts, Criminal Law, Law and Economics, Comparative Law, Int'l Rule of Law, and Post-conflict Justice; chair of Academic Standards Committee (2009-10)
- May 2006-
Jan. 2007 **United Nations Mission in Sudan (UNMIS)** – Juba, Sudan
Senior Judicial Affairs Officer and Head of Rule of Law for Southern Sudan (P5) – oversaw UNMIS's efforts to foster rule of law in South Sudan, working with the judiciary of the newly-formed Government of Southern Sudan, executive agencies, NGOs, and other donors
- Feb. 2003-
May 2006,
Jan 2007- **United Nations, International Criminal Tribunal for the former Yugoslavia** –
The Hague, Netherlands
Chief of Court Management (P5) – facilitated courtroom proceedings, oversaw court documents
and archives; implemented electronic case files system and developed electronic court system (permitting “paperless” trials); overhauled and administered the legal aid system; liaised with diplomatic authorities regarding the international transfer of accused persons in custody
- Oct.2002-
Jan. 2003 **ABA / Central European and Eurasian Law Initiative (CEELI)**, Bucharest, Romania
Legal Specialist – led CEELI's Romania office; pursued projects on court administration reform, judicial education, and ethics in the Romanian judiciary
- Jan. 2002-
Oct. 2002 **Independent Judicial Commission**, Sarajevo, Bosnia & Herzegovina
Court Reform Consultant
– led a project to map a restructuring of the BiH court system, including a remapping of both territorial jurisdiction and subject matter jurisdiction, on a direct contract with USAID; the restructuring plan was imposed by the High Representative as a matter of law in late 2002
– served as the “court administration expert” on a Norwegian-funded court reform project
- Aug. 1998-
Jan. 2002 **United States Courts for the Fifth Circuit**, Office of the Circuit Executive, New Orleans
Deputy Circuit Executive – served as the Circuit Executive's chief deputy, overseeing staff work for the Judicial Council of the Fifth Circuit and the Chief Circuit Judge
- Aug. 1997-
July 1998 **United States Supreme Court Fellows Commission**, Washington, D.C.
Supreme Court Fellow – special research projects for the Rules Committees of the U.S. Judicial Conference, the Administrative Office of the U.S. Courts and the U.S. Sentencing Commission
- Oct. 1991-
Aug. 1997 **United States Courts for the Ninth Circuit**, Office of the Circuit Executive, San Francisco
Assistant Circuit Executive for Legal Affairs – provided legal advice to the Circuit Council; served as chief ethics officer in the circuit; conducted investigations and hearings on charges of judicial misconduct; staffed committees on Jury Instructions, Local Rules, Capital Cases, Criminal Justice Act Implementation, Civil Justice Reform Act Review, Tribal Courts, etc.
- Oct. 1990-
Oct. 1991 **United States District Court**, Honolulu, HI
Law Clerk to Senior U.S. District Judge Martin Pence – legal research, briefing, and drafting
- Sept. 1988-
Sept. 1990 **Perkins Coie**, Seattle, WA
Associate Attorney – litigation in federal and state court: discovery, trial, appeals, and arbitration

EDUCATION

- Legal
May 1988 **Boalt Hall School of Law**, University of California, Berkeley/
Harvard Law School, Cambridge, Massachusetts (third year)
J.D. (Boalt)
 - *California Law Review*, member
 - American Jurisprudence Award – English Legal History
- General
Dec. 1987 **University of California, Berkeley**
M.A. Economics
Fields exams: Law & Economics, Labor Economics
- Aug. 1984 **Brigham Young University**, Provo, Utah
B.A. Economics, *summa cum laude*

PUBLICATIONS

- 2011 *Judicial Independence at the Crossroads: Grappling with Ideology and History in the New Nepali Constitution* 21 IND. INT'L & COMP. L. REV. ____; published simultaneously in the sub-continent at 5 INDIAN J. CONST. L. __ (forthcoming in 2011)
- Legal Pluralism in Post-colonial Africa: Linking Statutory and Customary Adjudication in Mozambique*, 13 YALE HUMAN RTS. & DEV. L. J. ____ (forthcoming in 2011)
- 2010 *Legal Pluralism and the Rule of Law: Can Indigenous Justice Survive?*, 32(2) HARV. INT'L. REV. 32 (2010)
- Constitutional Concepts for the Rule of Law: A Vision for the Post-Monarchy Judiciary in Nepal*, 9 WASH. U. GLOBAL STUD. L. REV. 283 (2010)
- Rule of Law Reform without Cultural Imperialism: Strengthening Customary Justice through Collateral Review in South Sudan*, 2 HAGUE J. ON RULE L. 1 (2010) (peer reviewed)
- 2009 *The Reluctant Tattle-tale: Closing the Gap in Federal Judicial Discipline*, 76 TENN. L. REV. 909 (2009)
- Reframing the Independence v. Accountability Debate: Defining Judicial Structure in Light of Judges' Courage and Integrity*, 57 CLEV. ST. L. REV. 1 (2009)
- 2008 *Restructuring the Courts: In Search of Basic Principles for the Judiciary of Post-war Bosnia and Herzegovina*, 9 CHI. J. INT'L LAW 107 (2008)
- 2004 *Technology in a War Crimes Tribunal: Recent Experience at the ICTY*, 12 WM. & MARY BILL OF RTS. J. 715 (2004).
- 2002 *Justice in Due Time*, Report and Recommendations for Judicial Administration in Bosnia and Herzegovina (with A. Austbø, B. Aspelund, and R. Đurić) published by the Independent Judicial Commission, Sarajevo, April 2002
- 1999 *Forfeiture Procedure in Federal Court: An Overview*, 183 F.R.D. 1 (1999)

ADDITIONAL PURSUITS AND AFFILIATIONS

Lectures/Presentations

- 2010 **Southeastern Association of Law Schools**, Palm Beach, Florida (August 4, 2010) panel
"From *Crow Dog* to *Ted Bundy*: Restorative and Retributive Justice as a Cultural Divide"
- Supreme Court Bar Association**, Kathmandu, Nepal (18 July 2010) lecture
"Judicial Independence and Accountability in the Post-conflict State"
- UN Office of the High Commissioner on Human Rights / Constitutional Lawyers' Forum**,
Kathmandu, Nepal (17 July 2010) panel presentation on "The Independence of the
Judiciary and Constitutional Courts"
- Centre for Constitutional Dialogue (UNDP)**, Kathmandu, Nepal, (16 July 2010) speech
"How to Ensure and Strengthen Access to Justice in the Federal System"
- State and Non-State Justice Provision Conference**, Maputo, Mozambique (29 April 2010)

- “The Dynamics of Legal Pluralism in Mozambique,” paper presentation on panel
University of North Florida, Jacksonville, Florida (30 March 2010) guest lecture in history,
 “International Efforts to Suppress Genocide and Other Crimes Against Humanity”
J. Reuben Clark Law Society Salt Lake City, Utah (12 February 2010)
 “So you want to be a law professor: avenues into academia” moderated conference panel
American Association of Law Schools, New Orleans, Louisiana (10 January 2010) panel
 “New Voices in Human Rights” Panel – paper presentation on customary law in Sudan
J. Reuben Clark Law Society, New Orleans, Louisiana (6 January 2010)
 “Rule of Law Reform without Cultural Imperialism” paper presentation at conference
 2009 **United States Institute of Peace, George Washington University, World Bank**,
 Washington, DC (16-17 November 2009) paper presentation
 “Customary Justice and Legal Pluralism in Post-Conflict and Fragile Societies,”
Franklin Pierce Law Center, Concord, NH (9 March 2009) guest lecture
 “Building the Rule of Law in Post-Conflict Society – Lessons from Bosnia and Sudan”
Nepal Constitution Consortium, Kathmandu (13-15 February 2009)
 “Issues and Challenges for the Judiciary in the New Nepali Constitution” presented and
 moderated multiple panels at the conference
J. Reuben Clark Law Society, San Diego, California (6 January 2009) paper presentation
 “The Reluctant Tattle-tale” on federal judicial discipline, presented paper at the conference
 2008 **Stetson University School of Law**, St. Petersburg, Florida (15 November 2008)
 Junior Faculty Forum: “The Reluctant Tattle-tale” on federal judicial discipline
International Association for Court Administration, Dublin, Ireland (23 April 2008)
 “Achieving Justice in Southern Sudan” presentation at the conference
University of North Dakota, Grand Forks, North Dakota (8 April 2008)
 “Child Protection Challenges in Southern Sudan: The Legacy of Culture & Conflict”
 presentation at the conference on international rights of the child
 2004 **Academy of European Law**, Trier, Germany (6 April 2004)
 “The Rights and Treatment of Detainees [in International Criminal Tribunals]” lecture
 1999 **Federal Judicial Center**, Washington, D.C.
 “All About the Circuit Executive” developed and delivered a live, nation-wide ethics
 training broadcast for federal court judges and staff (with Mike Siegel & Robin Donaghue)
 1997 **U.S Courts for the Ninth Circuit**, Los Angeles, San Francisco, Boise, Honolulu, Anchorage
 Developed and delivered a ½-day ethics course, to federal court staff in nine federal courts

Professional Training

- 1992-98 **Institute for Court Management**, Williamsburg, Virginia
 Completed *Court Executive Development Program*, a part-time, in-service training
 program for court professionals, including a thesis; named an ICM Fellow in April 1998
 1993 **National Judicial College**, Reno, Nevada
 Completed a full-week course in Indian tribal court jurisdiction

Associations

- 1993-97 **State Bar of California, Committee on Federal Courts**, (ex officio) federal court liaison
 1994-97 **Alameda County Bar Association**, Legislation Committee (vice-chair, 1997)
 1996-97 Subcommittee on State Bar/Legal Practice, chair
 1989-present **American Bar Association**, member
 2007-present Committee on Rule of Law and International Courts, ABA Judges’ Division
 2007-present Committee on Judicial Affairs, ABA International Law Section

Honors

- 2007 **William R. McMahon Award**, awarded by the American Bar Association for leadership in
 the
 field of technology in the courts.
 1998 **Tom C. Clark Award**, distinction reserved for one Supreme Court Fellow each year,
 presented by Chief Justice Rehnquist and the family of the late Justice Tom C. Clark
 1998 **District Award of Merit**, Alameda Council Boy Scouts of America, for exceptional service

1996 **Circuit Executive's Award**, U.S. Courts for the Ninth Circuit, for exceptional performance
1987 **Robert P. Cowell Fellowship** in Labor Law, Boalt Hall School of Law

Community

1995-present **União Portuguesa do Estado da California** (California Portuguese Union), Council No. 1
1993-present **Boy Scouts of America**, various volunteer positions including Council Executive Board
1981-present **Church of Jesus Christ of Latter-Day Saints**, various volunteer positions including full-time missionary (Southern Italy, 1981-83)

Languages

Italian
French (working knowledge)
Bosnian/Croatian/Serbian (basic working knowledge)

BAR ADMISSIONS

1998 United States Supreme Court
1998 District of Columbia Bar

1991 Hawaii State Bar (inactive)
1991 California State Bar (inactive)
1988 Washington State Bar (inactive)