

DANIELA CARUSO

February 17, 2023

Boston University School of Law
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Boston, Massachusetts 02215
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PROFESSIONAL EXPERIENCE

BOSTON UNIVERSITY

SCHOOL OF LAW

Professor of Law since 2007

Michaels Faculty Research Scholar since 2021

Jean Monnet European Union Professor (Jean Monnet Chair) since 2015

Associate Professor of Law 1997-2006

Lecturer 1994-1996

Courses: Contracts, European Union Law, International Trade Regulation, Special Education Law, Autism and Society

International Law Journal Co-Adviser

PARDEE SCHOOL OF GLOBAL STUDIES

Center for the Study of Europe

Director, January 1, 2020 – June 30, 2021

Executive Board Member, 2012-2019; July 2021 -

GLOBAL DEVELOPMENT POLICY CENTER

Faculty Steering Committee Member since 2017

COLLEGE OF ARTS AND SCIENCES

Siblings Forward (NIH Grant), Advisory Board Member 2016 – January 31, 2020

HARVARD UNIVERSITY

Visiting Professor and John Harvey Gregory Lecturer on World Organization,
Law School, Spring 2008 and Fall 2014

Visiting Scholar, Minda de Gunzburg Center for European Studies, Fall 2007

UNIVERSITY OF OKLAHOMA COLLEGE OF LAW, Norman OK

Visiting Professor Spring 1993

Daniela Caruso

IL FORO ITALIANO LAW REVIEW, Rome, Italy
Author and Editing Assistant, 1987-1991

EDUCATION

UNIVERSITY OF FLORENCE, Italy
Doctorate in Comparative Law 1992

HARVARD LAW SCHOOL, Cambridge MA
LL.M. 1990

UNIVERSITY OF BARI, Italy
LL.B. summa cum laude, March 1987
Teaching and Research Assistant
Department of Private and Comparative Law, 1987-91

AWARDS

Michaels Faculty Research Scholar, Boston University School of Law 2021

Dean's Teaching Award, Boston University School of Law 2017

Jean Monnet European Union Chair (Grant Award) 2015-2018

John Harvey Gregory Lecturer on World Organization, Harvard Law School 2014

Nomination, Teacher of the Year, Massachusetts Lawyers Weekly 2009

John Harvey Gregory Lecturer on World Organization, Harvard Law School 2008

Melton Award for Teaching Excellence, Boston University School of Law 2006

Senior Fellowship, European Law Research Center, Harvard Law School 2004-2005

Merit Scholarship, National Committee of Research, Italy 1989

Merit Scholarship, Ministry of Education, Italy 1988

Best Private Law Thesis, University of Bari, Italy 1987

COMMUNITY SERVICE AND ACTIVITIES

Daniela Caruso

EUSA (EUROPEAN UNION STUDIES ASSOCIATION)

Member and Regular Conference Participant through 2017 and in May 2023

AALS SECTION ON EUROPEAN LAW

Chair Elect 2014, **Chair** 2016, **Secretary** 2013, 2017-2020

Member of Executive Board ongoing

METRO BOSTON MENTAL HEALTH UNITS, Lemuel Shattuck Hospital

Member of Human Rights Committee 2011-2015

AMERICAN SOCIETY OF COMPARATIVE LAW

Sponsor for BU Law and Editor – ongoing, since July 2010

HARVARD LAW SCHOOL, Graduate Program

SJD Candidates' Adviser for the Field of European Union Law 2003-2013

HARVARD LAW SCHOOL, Institute for Global Law and Policy

Member of Academic Council since 2010

HARVARD LAW SCHOOL, European Law Research Center

Member of Academic Council 2004-2009

Senior Fellow 2004-2005

Chair of EU Private Law Speaker Series 2004-2005

**EUROPEAN LAW JOURNAL; JOURNAL OF EUROPEAN INTEGRATION; IUS PUBLICUM;
ROUTLEDGE PUBLISHING; HART PUBLISHING; EUROPEAN JOURNAL OF INTERNATIONAL LAW;
OXFORD UNIVERSITY PRESS; CORNELL UNIVERSITY PRESS; EUROPEAN LAW OPEN
Articles and Book Manuscripts Reviewer** (ongoing)

EUROPEAN LAW JOURNAL

Member of Editorial Board 2014 – January 2020

Special Issue Editor 2016

EiC Selection/ Contract Review Committee Member 2018-January 2020

EUROPEAN LAW OPEN (CUP Journal founded in 2021)

Member of Editorial Board

PUBLICATIONS

Daniela Caruso

In Progress: *Colonialism and the EU Legal Order: Critical Approaches* (with Antoine Vauchez)
[chapter in book proposal under CUP review, Hanna Ecklund Ed.]

Forthcoming (proofs available): *Contracts Scholarship beyond Materialisierung*, 2023
EUROPEAN LAW OPEN __

Loving it to Pieces: EU Law in U.S. Legal Academia, Revisited, EU LAW LIVE, March 2021
<https://eulawlive.com/?s=caruso>

Then and Now: Mark Pettit's Modern Unilateral Contracts in the 1980s and in the Age of Blockchains, 98 Boston University Law Review 1789 (2018)
<https://www.bu.edu/bulawreview/files/2019/01/CARUSO-1.pdf>

Distribuzione (commerciale) e diritto: variazioni su tema, in F. Di Ciommo and O. Troiano Eds.,
GIURISPRUDENZA E AUTORITÀ INDIPENDENTI NELL' EPOCA DEL DIRITTO LIQUIDO - STUDI IN
ONORE DI ROBERTO PARDOLESI, 541 (La Tribuna: Piacenza, 2018)

Non-parties: The Negative Externalities of Regional Trade Agreements in a Private Law Perspective, 59 Harvard Journal of International Law 389 (2018)
<http://ssrn.com/abstract=3020155>

Legal Scholarship and External Critique in EU Law (with Fernanda Nicola), Siniša Rodin &
Tamara Perišin eds, TRANSFORMATION OR RECONSTITUTION OF EUROPE: THE CRITICAL LEGAL
STUDIES PERSPECTIVE ON THE ROLE OF COURTS IN THE EUROPEAN UNION 221 (Hart 2018)
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2844747

Fairness at a Time of Perplexity, in Stefan Vogenauer & Stephen Weatherill Eds., GENERAL
PRINCIPLES IN EU AND COMPARATIVE LAW 329 (Hart 2017)
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2692070

Trade and History: The Case of EU-Algeria Relations (with Joanna Geneve), Boston University
International Law Journal Online Series (January 2015)
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2487958##

'Melki in Context: Algeria and European Legal Integration,' (with Joanna Geneve), in Bill
Davies and Fernanda Nicola Eds., EU LAW STORIES 506 (Cambridge University Press 2017)
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2618544

Lost at Sea, 15 German Law Journal 1197 (2014)
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2467540

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'The Transformation of Europe in US legal academia and its legacy in the field of private law', in M. Maduro and M. Wind eds, *THE TRANSFORMATION OF EUROPE TWENTY-FIVE YEARS ON* 149 (Cambridge University Press 2017)

'Qu' Ils Mangent des Contrats: Rethinking Justice in European Contract Law', in Gráinne de Búrca, Dimitry Kochenov and Andrew Williams, *EUROPE'S JUSTICE DEFICIT?* 367 (Hart 2016)
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2296954

The Baby and the Bath Water: The American Critique of European Contract Law, 61 *American Journal of Comparative Law* 479 (2013)

also published, in adapted form, as *'European and American Cultures of Contract Regulation,'* in Bertram Lomfeld, Alessandro Somma and Peer Zumbansen Eds., *RESHAPING MARKETS* 298 (Cambridge University Press 2016)

Black Lists in EU Contract Law, in S. Weatherill and D. Leczykiewicz Eds., *THE INVOLVEMENT OF EU LAW IN PRIVATE LAW RELATIONSHIPS* 291 (Hart Publishing, Oxford 2013)

Per una storia della direttiva sulla responsabilità da prodotto difettoso, 2012 *Danno e Responsabilità* 9 (Special Issue on Product Liability, with R. Pardolesi)

Direct Concern in Regional Policy: The European Court of Justice and the Southern Question, 17 *European Law Journal* 804 (2011)

E.U. Law in U.S. Legal Academia, 20 *Tulane Journal of International and Comparative Law* 175 (2011)

Book Review: *Christian Twigg-Flesner ed., The Cambridge Companion to European Union Private Law (2010)*, 24 *European Union Studies Association Review* 27 (2011)

Autism in the US: Social Movement and Legal Change, 36 *American Journal of Law and Medicine* 483 (2010)

(Presidential) Powers in the European Union, 88 *Boston University Law Review* 561 (2008)

Contracts Law and Distribution in the Age of Welfare Reform, 49 *Arizona Law Review* 65 (2007)

Private Law and State-Making in the Age of Globalization, 39 *New York University Journal of Law and Politics* 1 (2006), reprinted in Justin O'Brien Ed., *CORPORATE BUSINESS RESPONSIBILITY* 121 (2009)

Comment: Lochner in Europe, 85 *Boston University Law Review* 867 (2005)

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Bargaining and Distribution in Special Education, 14 Cornell Journal of Law and Public Policy 171 (2005)

Private Law and Public Stakes in European Integration: The Case of Property, 10 European Law Journal 751 (2004)

Limits of the Classic Method: Positive Action in the European Union after the New Equality Directives, 44 Harvard International Law Journal 331 (2003)

The Missing View of the Cathedral: The Private Law Paradigm of European Legal Integration, 3 European Law Journal 3 (1997)

Culpa in Contrahendo - L'esperienza Statunitense e quella italiana a confronto, Milan: Giuffrè Ed. 1993 (book)

Note in tema di danni precontrattuali, Il Foro Italiano, 1991, I, 188

Relazioni precontrattuali e teoria dei giochi, Quadrimestre, 1991, 810

Obbligo di contrarre e parità di trattamento nei contratti di somministrazione dell'energia elettrica, Rassegna giuridica dell'energia elettrica, 1989, 625

Note sul marchio celebre di impresa mono-produttiva, Giurisprudenza commerciale, 1989, II, 682

Quando il rimedio è peggiore del male: emoderivati infetti e responsabilità civile, Il Foro Italiano, 1988, I, 144

Comment to Art. 7 DPR 224/1988, La responsabilità da prodotti difettosi, Nuove leggi civili commentate, 1988, 497, Busnelli & Pardolesi Eds., Rome.

Comment to Art. 9, Nuova disciplina dei casi di scioglimento del matrimonio, Nuove leggi civili commentate, 1988, 847, Lipari Ed., Rome.

Illecita percezione di interessi e tutela aquiliana del credito, Il Foro Italiano, 1988, I, 1189

Danno da rapina (al dipendente) e responsabilità della banca, Il Foro Italiano, 1988, I, 2849

Il "nom d'usage": una riforma a metà?, Rivista di diritto civile, 1988, I, 59

Leasing e clausola penale, Quadrimestre, 1988, 167

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PRESENTATIONS

September 28-29, 2022, Conference: Colonialism and the EU Legal Order, University of Copenhagen, Center for European and Comparative Legal Studies (CECS), Panelist

June 24-25, 2022, LUISS (Rome), Conference: Italian Judges and Advocates General shaping European Law (1950-1990s), Discussant

3rd Annual Consumer Law Scholars Conference, March 3-4, 2022, Boston University School of Law, Discussant.

Conference “The Transformative Law of Political Economy: Mobilizing Legal Institutional Imagination”, University of Amsterdam, January 27-28, 2022, Contracts Panel Discussant

Jurisprudence of Distribution Workshop, Northeastern University, September 10-12, 2021 (presented published work on autism/special education in distributional perspective)

June 23, 2021, Prague/Copenhagen Conference on Freedom and Power of European Scholarship, Discussant (Panelists: A Vauchez and J Komarek)

American Society of Comparative Law Conference on Legal History, Panel Chair and Discussant, October 16, 2020

Regular Convener, Chair and Co-Discussant of ‘law and ...’ Panels at the Center for the Study of Europe of the Boston University Pardee School of Global Studies, including:

“Discrimination of Minorities in Europe: Differences, Similarities, and Intersections” with Eddie Bruce Jones (Kleh Visiting professor) and Magda Matache, October 23, 2020

Brexit: Law, Politics and Policy Perspectives, Panelist, March 4, 2020, BU Pardee School of Global Studies

Panel convener/moderator: BU Pardee School, Center for the Study of Europe (ongoing); BU Law International Law Journal events (ongoing)

Discussant: Works-in-Progress Panel, Section on European Law, AALS Annual Meeting, Washington DC, January 5, 2020

Panelist: The History of Brexit, Brandeis University, November 1, 2019

Presenter, Blockchain and the Story of the invisible Hand, BU Law CyberAlliance Retreat, June 6, 2019

Panelist: Brexit Beyond the Headlines, Boston University Pardee School of Global Studies, April

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2, 2019

Panel Discussant, BU JOSTL and ILJ Conference [IP Extraterritoriality], February 4, 2019

Discussant: Works-in-Progress Panel, Section on European Law, AALS Annual Meeting, New Orleans, January 5, 2019

Presenter, *Blockchains and the Dynamics of European Legal Integration*
EU Law Works in Progress: Columbia University Law School, November 30, 2018

Autism: From Cells to Society, Research on Tap: Presenter Boston University, November 1, 2018

Convener: Session on Autonomy, Interdisciplinary/Inter-Campus Seminar (with Harvard, Berkeley, and Columbia U.): *Law for Algorithms* (BU CAS, Computer Science) October 4, 2018

Discussant, Workshop: *Rethinking Trade and Investment Law*, Panel: *The Challenge of Institutional Diversity*, Harvard Law School, April 13-14, 2018

Presenter, *Non-Parties: The Negative Externalities of Regional Trade Agreements in a Private Law Perspective*, Works in Progress Series, BU Pardee School, Center for the Study of Europe, March 21, 2018

Co-convener and Panelist (presenting *Non-Parties: The Negative Externalities of Regional Trade Agreements in a Private Law Perspective*’, Conference: Trade Law in the Trump Era: A Transatlantic Perspective (Boston University School of Law, September 8, 2017)

Regular Convener of Jean Monnet Chair Sponsored Events at BU Pardee School of Global Studies, 2016-2018)

Guest Lecturer, International Human Rights Seminar, BU Law, October 26, 2017 (Survey of European Human Rights Regimes)

Panelist, Harvard International Law Journal 2017 Symposium, Harvard Law School, April 21, 2017

Brexit Panel (with Cornel Ban and Graham Wilson), Pardee School of Global Studies, April 20, 2017 (Convener and Presenter)

European University Institute, Florence, March 3-4, 2017 (panelist)

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Professors' Perspectives: Whence Brexit? (BU College of Arts and Sciences, February 22, 2017)

Brexit and Consumer Law: Panel Discussant, Fordham University Law School, February 27, 2017 (One-Day Brexit Conference)

Convener (with Vlad Perju), Presenter and Discussant, Work-in-Progress Workshop of US-based EU Law scholars, Boston College, November 17-18, 2016

Guest Lecturer, *Asylum Law in the European Union*, Asylum and Refugee Law Seminar (taught by Prof. Susan Akram), Boston University School of Law (yearly)

Trade Agreements and Non-Parties: A Private Law Perspective (key note lecture), Conference on Private Law and Inequality, University of Amsterdam, September 30, 2016

Section Chair and Convener, European Law Section Program, American Association of Law Schools Annual Meeting (2016)

Fairness at a Time of Perplexity (scholarly paper), Oxford Conference on General Principles in EU and Comparative Law, September 2015

EUSA Conference, Boston MA, March 5-7, 2015 (Panelist and Chair)

Panelist, Social and Economic Rights in the European Union, Northeastern University Law School, ISERP Conference, February 27, 2015

Discussant, Workshop on Human Rights in Europe, BU Center for the Study of Europe (Pardee), November 2014

Panelist, Conference on *Global Legal Thought: The Legacies of Heterodoxy*, Institute of Global Law and Policy, Harvard Law School, June 3rd, 2014

Round-Table Participant, Workshop on EU Law Scholarship, Columbia University, May 2nd, 2014

Panelist, Symposium on *International Disability Law*, New England School of Law, April 1, 2014

Algerian Stories, Conference on EU Law Stories, American University Washington College of Law, March 13, 2014

Discussant, Panel regarding EU-US Trade Negotiations (TTIP), Washington DC, Annual Conference of the Center for the Study of Europe of Columbia University, March 14, 2014

Discussant, AALS Comparative Law Section, Junior Scholars Panel, AALS Conference (NYC),

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January 3, 2014

Invited Participant, NYU Law School Workshop on EU Human Rights and Judicial Borrowings, December 3, 2013

European Integration and French-Algerian Relations: Reflections in the Year of Camus, Clough Center Conference, Boston College, November 25, 2013 (based on work in progress).

Invited Contributor, One-Day Workshop on European Contract Law Reform, London School of Economics, June 28, 2013

Convener and Discussant, Panel on Social Europe, Harvard Law School, Institute for Global Law and Policy Conference, June 3-4 2013

Regulation as Laissez Faire?, Conference on Europe's Justice Deficit? Beyond Good Governance, London, September 22-23, 2012

The American Critique of European Private Law, Conference on Postnational Rulemaking between Authority and Autonomy, University of Amsterdam, September 20-21, 2012

Convener and Moderator, Panel on Regulation in the E.U., Harvard Law School, Institute of Global Law and Policy, April 13, 2012

The Transformation of European Private Law, Symposium in Honor of Joseph Weiler, Yale Law School, October 6, 2011

Black Lists in EU Contract Law, Oxford, September 28-29, 2011

EU Law in US Legal Academia, Tulane Int'l Law Journal Symposium, March 25, 2011

Panel Chair and Discussant, EUSA Biannual Conference, Boston March 3-5, 2011

Chair, Private Law Theory Workshop, American University, Washington College of Law, July 28, 2010

Convener and Discussant, Conference on "Developing Europe," Harvard Law School, April 16, 2010

Convener and Discussant, Conference on "Teaching EU Law Abroad," BU Law, March 26, 2010

Panelist, Alumni Meeting on "The New Face of Autism," Boston University, March 4, 2010

Invited Workshop, The Law of Autism, Harvard Project on Disabilities, September 16, 2009

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Faculty Workshop, The Law of Autism, Suffolk University School of Law, April 13, 2009

Presentation, The Law of Autism, Pike Conference on Law and Disability, March 27, 2009

Panelist, Economic and Social Rights: A View from the Bench, Northeastern University, March 19, 2009

Faculty Workshop, The Law of Autism, Boston University School of Law, October 2, 2008

Discussant, Talk by Advocate General Maduro of the European Court of Justice, Harvard Law School, October 9, 2007

Panelist, Annual Meeting of the American Society of Comparative Law, Cornell Law School, November 9, 2007

Workshop, *The Role of Private Law in the Integration of Europe*, Harvard University Center for European Studies, October 24, 2007

Panelist, Conference on Presidential Powers in the 21st Century, Boston University School of Law, October 11, 2007

Panelist (selected through call for papers), *Contracts Adjudication and Distributive Motives in the Age of Welfare Reform*, AALS Contracts Panel, Washington DC, January 5, 2007.

Invited workshop, *Private Law and State-Making in the Age of Globalization*, Harvard Law School, International Law Seminar, September 28, 2006

Invited workshop, American University, Washington College of Law, Faculty Speaker Series, September 8, 2006

Invited Lecture, Harvard International Law Journal's Symposium on *Diffusion of Law in the 21st Century*, Harvard Law School, March 4, 2006

Invited workshop, *Private Law and State-Making in the Age of Globalization*, Boston University School of Law, November 17, 2005

Discussant, *Conference on "Comparing Separations: State and Religion in France and in the United States,"* Minda de Gunzburg Center for European Studies, Harvard University, December 9 - 10, 2005

Panelist, *Conference on the Relationship between the Modes of Legal Rationality and the Contexts of Production of Legal Discourse*, European Law Research Center, April 8-10, 2005 at Harvard Law School

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Moderator, *Comparative Contracts Panel*, Boston University School of Law, March 30, 2005

Roundtable Speaker, Harvard International Law Journal *Conference on Comparative Visions of Global Public Order*, Harvard Law School, March 5-6, 2005

Moot Court Judge, European Law Moot Court Competition, Semifinal Session, New York University, February 28, 2005

Panelist, *Video-Conference on European Constitution* (Harvard and Real Colegio Complutense, Madrid) February 4, 2005

Discussant, Workshop on Legal Education and Legal Reasoning, European Law Research Center, Harvard Law School, December 10, 2004

Guest Lecturer, *Legal Integration in the European Union*, Comparative Law Seminar, Fletcher School of Law and Diplomacy, December 2004

Discussant, Lochner Centennial Conference, Boston University School of Law, October 15-16, 2004

Chair, *Speaker Series in European Private Law*, European Law Research Center, Harvard Law School, 2004-2005

Guest Lecturer, *Human Rights in the European Union*, Human Rights Seminar, Boston University School of Law, February 19, 2004

Invited lecture, *Positive (and Affirmative?) Action in the European Union*, European Law Research Center, Harvard Law School, November 24, 2003

Panelist, Conference on "Rethinking Ideology & Strategy: Progressive Lawyering, Globalization and Markets," Northeastern University Law School, November 8, 2003 (presented work in progress on the use of contractual mechanisms for the allocation of special education benefits)

Panelist, Teaching Colloquium for the Graduate Program, Harvard Law School, November 5, 2002

Lecture: *From Coal to Gold: The European Path to Monetary Union*, Boston University Banking Law Program, September 19, 2002

Presentation: *Legal Antiformalism in Italy*, Conference on Globalization of Legal Thought 1850-2000, Harvard Law School, April 13-14, 2002

Panelist, Colloquium on Globalization of Legal Thought, Harvard Law School, December 8,

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2001

Panelist, Colloquium on Structural Bias and Identity in International and Comparative Law, Harvard Law School, April 14-15, 2000

Invited lecture, *Comparative Methodologies and European Integration*, University of Torino Faculty of Law, July 1st, 1999

Panelist, Colloquium on Legal Anti-Formalism, Harvard Law School, European Law Research Center, April 16, 1999

Invited Talk, *European Private Law and Constitutionalism*
European University Institute, Florence, Workshop on Constitutionalism and Private Law, May 22-24, 1997

Panelist, Conference on “New Approaches to International Law”, Harvard Law School, May 11, 1997

Panelist, Plenary Session, Conference on Private Law Theory, Harvard Law School, Graduate Division, March 9-10, 1997

Discussant, Conference on Law & Economics of Federalism, Siena, May 12-13, 1996

Comment, *Critical Notes on “The Common Core of European Private Law”*
Common Core Project, University of Trento, Italy, July 7, 1995

Lecture, *Abortion and Free Trade in the European Community*
University of Oklahoma College of Law, Norman, Oklahoma, April 1993

Comment, *Products Liability, State-of-the-Art Defense and Pharmaceutical Products*
Scuola Superiore Studi Giuridici S. Anna, Pisa, Italy, May 1988