

**Curriculum Vitae**

**VICTOR M. HANSEN**

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**EMPLOYMENT HISTORY**

New England Law Boston 2005-Present  
Boston, MA  
Professor of Law

**SUBJECTS TAUGHT**

Criminal Procedure  
Criminal Law  
Evidence  
Trial Advocacy  
Prosecutorial Ethics  
National Security Law  
International Criminal Law  
Mock Trial Team Coach

United States Army Trial Defense Service 2004 – 2005  
Fort Meade, Maryland  
(Lieutenant Colonel) Defense Attorney

United States Army Trial Defense Service 2002 – 2004  
Fort Meade, Maryland  
(Lieutenant Colonel) Regional Defense Counsel

Chief Prosecutor, U. S. v. Murphy (Rehearing) 2001-2002  
Fort Leavenworth, Kansas

The Judge Advocate General’s School 1998 – 2001  
Charlottesville, Virginia  
(Major) Associate Professor of Law

**SUBJECTS TAUGHT**

Evidence  
Trial Advocacy  
Military Law  
Criminal Procedure  
Criminal Law

Office of The Staff Judge Advocate Fort Riley, Kansas (Captain) Chief Prosecutor	1996 – 1997
Office of The Staff Judge Advocate Fort Riley, Kansas (Captain) Prosecutor/Senior Prosecutor	1993 – 1995
Office of The Staff Judge Advocate Fort Riley, Kansas (Captain) Administrative Law Attorney	1992 – 1993
First Armored Division Katterbach, Germany (Lieutenant) Platoon Leader & Executive Officer	1986-1989

## EDUCATION

University of Washington Seattle, Washington Degree Pursued – Political Science	1980-1983
Brigham Young University Provo, Utah Degree Received – BA International Relations Minor - Japanese December 1985	1983 – 1985
Lewis and Clark College Portland, Oregon Degree Received – Juris Doctorate May 1992 Magna Cum Laude	1989 – 1992
The Judge Advocate General’s School 600 Massie Road Charlottesville, Virginia 22903 Degree Received – LL.M., Military Law, Specialization in Criminal Law May 1998 Dean’s List	1997 – 1998

## PUBLICATIONS

*The Impact of Military Justice Reforms on the Law of Armed Conflict: How to Avoid Unintended Consequences*, 21:2 Michigan State International Law Review 230 (2013).

*Even If It Ain't Broke, Why Not Fix It? Three Proposed Improvements to the Uniform Code of Military Justice*, 6 *The Journal of National Security Law and Policy* 447 (2013) with Geoff Corn.

*Secrecy, Transparency, and National Security*, 38 *William Mitchell Law Review*, 1610 (2012) with Lawrence Friedman.

*The Value of the Military Commissions Act as Non-Judicial Precedent in the Context of Litigation Over National Security Policymaking*, 53 *South Texas Law Review*, 1 (2012) with Lawrence Friedman.

*Use and Misuse of Evidence Obtained During Extraordinary Renditions: How to Avoid Diluting Fundamental Protections*, 35 *Nova Law Review*, 281 (2011).

*Avoiding the Extremes: A Proposal for Modifying Court Member Selection in the Military*, 44 *Creighton Law Review*, 911(2011).

*Developing Empirical Methodologies to Study Law of War Violations*, 16 *Willamette J. Int'l L. & Disp. Resol.* 342 (2008).

*Can We be Less Secure and Less Free? Answers to Ten Questions in National Security*, *Journal on National Security*, 35 *William Mitchell Law Review*, 5041 (2009).

*Understanding the Role of Military Lawyers in the War on Terror: A Response to the Perceived Crisis in Civil-Military Relations*, 50 *South Texas Law Review*, 617 (2009).

*The Usefulness of a Negative Example: What We Can Learn About Evidence Rules from the Government's Most Recent Efforts to Construct a Military Commissions Process*, 35 *William Mitchell Law Review*, 1480 (2009).

*Extraordinary Renditions and the State Secrets Privilege, Keeping Focus on the Task at Hand*, 33 *North Carolina Journal of International Law and Commercial Regulation*, 629 (2008).

*Changes in Modern Military Codes and the Role of the Military Commander: What Should the United States Learn from this Revolution?* 16 *Tulane Journal of International and Comparative Law*, 419 (2008).

*The Case Against Secret Evidence*, 12 *Roger Williams U. L. Rev.* 772 ( 2007) with Lawrence Friedman.

*Lessons from Abu Ghraib: Time for the United States to Adopt a Standard of Command Responsibility Towards its Own*, 42 *Gonz. L. Rev.* 335 (2007).

*The Supreme Court Provides a Framework for Reliability Determinations; Rule of Evidence 702*, Vol. 162 THE MILITARY LAW REVIEW, December 1999.

*Conservative Bastion or Progressive Problem Solver: The Evolving Face of Military Jurisprudence and International Law*, 13 ILSA J. Int'l & Comp. L. 329 (2007).

*Commonwealth v. Dwyer and the New Protocol Governing Access to Privileged Information*, 51:3 Boston Bar J. 13 (2007).

*Walking on Unfamiliar Ground: A Primer for Defense Counsel Representing Clients in an Inspector General Investigation*. THE ARMY LAWYER, March 2005.

*The Art of Trial Advocacy-Effective Motions Practice*, THE ARMY LAWYER, February 2001.

*New Developments in Evidence 2000*, THE ARMY LAWYER, April 2001.

*Defense Attempts to Draw the Sting may Sting the Defense on Appeal*, THE ARMY LAWYER, August 2000.

*New Developments in Evidence 1999*, THE ARMY LAWYER, April 2000.

*New Developments in Evidence 1998*, THE ARMY LAWYER, April 1999.

*Defense Concessions May Not Be Enough to Exclude Uncharged Misconduct*, THE ARMY LAWYER, September 1998.

*Instructions – An Often Overlooked Advocacy Tool*, THE ARMY LAWYER, October 1998.

*The Supreme Court Upholds the Constitutionality of Military Rule of Evidence 707*, THE ARMY LAWYER, July 1998.

## **BOOKS, BOOK CHAPTERS, AND MONOGRAPHS**

*Military Justice in the Modern Age*, (Cambridge 2016) (Chapter Titled: The Impact of Military Justice Reforms).

*Military Rules of Evidence Manual 9th Ed.*(Lexis/Nexis 2020) (with David A. Schlueter, Stephen A. Saltzburg, and Lee D. Schinasi).

*The Law of Armed Conflict: An Operational Approach 2<sup>nd</sup> Ed.*, (Aspen 2018) (with Geoffrey S. Corn, Richard Jackson, Chris Jenks, Eric Jensen, and James A. Schoettler, Jr.).

*The Case for Congress, Separation of Powers and the War on Terror* (Ashgate 2009) (with Lawrence Friedman).

*The War on Terror and the Laws of War: A Military Perspective* (Oxford University Press 2009) (with Geoffrey Corn, Eric Jensen, Richard Jackson, Michael Lewis, and James Schoettler).

*Military Crimes and Defenses* 3<sup>rd</sup> Ed.(Lexis/Nexis 2018) (with David A. Schlueter, Charles H. Rose, III, and Christopher Behan).

*Advanced Military Evidence Casebook*, The Judge Advocate General's School (TJAGSA), (author) 1999, 2000, 2001.

*The Advocacy Trainer*, TJAGSA, (contributing author) (1998, 1999, 2000).

## BOOK REVIEWS

DAVID A. KOPLOW. *Death by Moderation: The U.S. Military's Quest for Useable Weapons*. New York: Cambridge University Press, 2009, in *American Journal of Legal History*, July 2011.

## EDITORIALS AND OPINIONS

Victor M. Hansen, *No Secret Rules on Torture*, *The Washington Post*, Dec. 15, 2005 at A33. <http://www.washingtonpost.com/wp-dyn/content/article/2005/12/14/AR2005121402193.html>.

*In the Matter of Grand Jury Investigations*, 485 *Mass. 641* (2020), *Boston Bar Journal*, November 2020.

*The House as Prosecutor: Speaker Pelosi on Impeachment After the Mueller Report*, *The National Law Journal* (2019) (with Lawrence Friedman)

*Congress needs to take a look at constitutional use of military force*, *The Hill Opinion Blog* (2018) (with Lawrence Friedman)

*Aftermath of 9/11 attacks shows American justice system at work*, *The Hill* (2018) (with Lawrence Friedman)

Victor M. Hansen, Lawrence Friedman, *Abstained Review Process of Guantanamo*, *JURIST - Forum*, Feb. 4, 2011, at <http://jurist.org/forum/2011/02/abstained-review-process-of-guantanamo.php>.

Victor M. Hansen with Lawrence Friedman, *The Ghailani Trial: Justice Served*, *JURIST - Forum*, Nov. 24, 2010 at <http://jurist.org/forum/2010/11/the-ghailani-trial-justice-served.php>.

Victor M. Hansen with Lawrence Friedman, *Jeppesen: A Cry for Congressional Help on State Secrets*, *the Jurist*, September 30, 2010 at

<http://jurist.org/forum/2010/09/jeppesen-a-cry-for-congressional-help-on-state-secrets.php>.

Victor M. Hansen with Lawrence Friedman, *The Case for Trying Terrorist Suspects in Federal Court*, *The Jurist*, May 10, 2010 at <http://jurist.org/forum/2010/05/the-case-for-trying-terrorism-suspects-in-federal-court.php>.

Victor M. Hansen with Lawrence Friedman, *Supervising Intelligence: A Checked and Balanced Approach to National Security*, *The Jurist*, March 22, 2010 at <http://jurist.law.pitt.edu/forumy/2010/03/supervising-intelligence-checked-and.php>

Victor M. Hansen with Lawrence Friedman, *A Risk Worth Taking: Civilian Trials for Guantanamo Terror Suspects*, *The Jurist*, November 16, 2009 at <http://jurist.law.pitt.edu/forumy/2009/11/risk-worth-taking-civilian-trials-for.php>

Victor M. Hansen with Lawrence Friedman, *Obama's Terrorism Policy: Change If Necessary, But Not Necessarily Change*, *The Jurist*, September 25, 2009 at <http://jurist.law.pitt.edu/forumy/2009/09/obamas-terrorism-policy-change-if.php>

Victor M. Hansen with Lawrence Friedman, *Civilians Can Keep Secrets Too: Trying Terrorist Suspects in Federal Courts*. *The Jurist*, August 4, 2009 at <http://jurist.law.pitt.edu/forumy/2009/08/civilians-can-keep-secrets-too-trying.php>

Victor M. Hansen, *The Ghailani Terrorism Case: Military Lawyers in Federal Court?* *The Jurist*, June 22, 2009 at <http://jurist.law.pitt.edu/forumy/2009/06/ghailani-terrorism-case-military.php>

Victor Hansen with Lawrence Friedman, *The 'Torture Memos': Learning That Ends Do Not Justify Means*. *The Jurist* April 28, 2009 at <http://jurist.law.pitt.edu/forumy/2009/04/torture-memos-learning-that-ends-do-not.php>

Victor M. Hansen with Lawrence Friedman, *Closing Time: Presidential Powers and Emergencies*. *The Jurist* 28 January 2009 at <http://jurist.law.pitt.edu/forumy/2009/01/closing-time-presidential-power-and.php>

Victor M. Hansen with Lawrence Friedman, *After Bush, Taking Meaningful Steps Towards Accountability*. *The Jurist* 15 January 2009 at <http://jurist.law.pitt.edu/forumy/2009/01/after-bush-taking-meaningful-steps.php>.

Victor M. Hansen with Lawrence Friedman, *Limit Emergency Power, Winter v. NRDC*. *The National Law Journal*, Monday December 15, 2008.

Victor M. Hansen with Lawrence Friedman, *The End of History: The Vice President and the Presidential Records Act*. The Jurist, September 25, 2008 at <http://jurist.law.pitt.edu/forumy/2008/09/end-of-history-vice-president-and.php>.

Victor M. Hansen, *Military Jurisdiction Over Civilians: Opening a Can of Worms?* The Jurist, April 9 2008 at <http://jurist.law.pitt.edu/forumy/2008/04/military-jurisdiction-over-civilians.php>.

Victor M. Hansen, *Pulling Rank: Reinforcing an Independent JAG Corps*. The Jurist, February 24, 2008 at <http://jurist.law.pitt.edu/forumy/2008/02/pulling-rank-reinforcing-independent.php>.

Victor M. Hansen, *The Jordan Abu Ghraib Verdict: Command Responsibility in the UCMJ*. The Jurist, September 1, 2007 at <http://jurist.law.pitt.edu/forumy/2007/09/jordan-abu-ghraib-verdict-command.php>.

Victor M. Hansen with Lawrence Friedman, *The Taguba Revelations: Lessons from Abu Ghraib*. The Jurist, June 22, 2007 at <http://jurist.law.pitt.edu/forumy/2007/06/taguba-revelations-lessons-from-abu.php>.

Victor M. Hansen, *David Hicks' Guilty Plea: Another Blow to U.S. Moral Authority*. The Jurist, April 9 2007 at <http://jurist.law.pitt.edu/forumy/2007/04/david-hicks-guilty-plea-another-blow-to.php>.

Victor M. Hansen with Geoffrey Corn, *Military Commissions: War Crimes Courts or Tribunals of Convenience?* The Jurist, Feb. 21, 2007 at <http://jurist.law.pitt.edu/forumy/2007/02/military-commissions-war-crimes-courts.php>.

Victor M. Hansen with Lawrence Freidman, *Executive Power, Congress and Iran*, The Jurist, January 10, 2007 at <http://jurist.law.pitt.edu/forumy/2007/01/executive-power-congress-and-iran.php>.

Victor M. Hansen, *The Haditha Double Standard*, The Jurist, December 23 2006 at <http://jurist.law.pitt.edu/forumy/2006/12/haditha-double-standard.php>.

Victor M. Hansen with Lawrence Friedman, *Congress Should Champion the Advice of Military Lawyers*, The Jurist, Sept. 5 2006 at <http://jurist.law.pitt.edu/forumy/2006/09/congress-should-champion-advice-of.php>.

Victor M. Hansen, *Going Native at Guantanamo: When Government Lawyers Lose Their Way*, *The Jurist*, May 19, 2006 at <http://jurist.law.pitt.edu/forumy/2006/05/going-native-at-guantanamo-when.php>.

Victor M. Hansen with Lawrence Friedman, *The Army and the Constitution: Time for Congress to Step In*, *The Jurist*, Mar. 21, 2006 at <http://jurist.law.pitt.edu/forumy/2006/03/army-and-constitution-time-for.php>.

## INVITED LECTURES AND ADDRESSES

Second Annual Gene and Katy Simonds Lecturer in Democracy, Southern Illinois University School of Law, April 6<sup>th</sup> 2017.

Panelist for Symposium on Sexual Assault in the Military and Proposed Reforms to Military Justice. Sponsored by the Asian American Bar Association of New York, (New York, NY Sept. 24, 2016).

Panelist for Symposium on National Security and the Constitution, Topic: Reforms to Military Justice and their Impact on National Security, Weidner Commonwealth College of Law, (Harrisburg, PA May 6, 2016).

Appeared before the Response Systems Panel on Sexual Assault in the Military and the Role of the Commander in Military Justice (Washington D.C. August and September 2013).

Appeared before the United States Commission of Civil Rights to testify on the topic of Sexual Assault in the Military, (Washington D.C. January 11, 2013).

Panelist for Symposium on Sexual Assault in the Military, Topic: Legislative Reforms and Command Responsibility, *Hastings Woman's Law Journal*, Hastings College of the Law, (San Francisco, CA Sept. 28 2012).

Panelist for Symposium on Military Justice in the Modern Age, Topic: *The Power of Command and Military Justice*, Asia Pacific Center for Military Law, University of Melbourne Law School, (Melbourne, Australia Nov. 3-5 2011).

Instructor, William-Mitchell in London Program, Comparative Criminal Law and Procedure, June-July, 2011.

Panelist, Moral and Ethical Perspectives in War, Terrorism, and Military Law, Creighton Law Review Symposium, (Omaha, NE, March 25 2011).

Instructor, William-Mitchell in London Program, Comparative Counterterrorism. June 8-11, 2010.



Presenter, Annual Meeting of the Law and Society Association, Panel: “Extraordinary Rendition: Consequences to International Human Rights Law.” Chicago, IL, May 29, 2010).

Presenter, 13th Annual Meeting, Association for the Study of Law, Culture and the Humanities, Syracuse University College of Law. Panel: “Fiction After 9/11: Novel Takes on the War on terror, Civil Rights, and Privacy, (Brown University, Providence, RI, March 21, 2010).

Invited Speaker, City of New York Bar Association, Committee on International Security Affairs, (New York, NY, January 25, 2010).

Invited Speaker, Human Rights First, Military Detention and the War on Terror, Human Rights First, (New York, NY, October 13, 2009).

Invited Speaker, The 54<sup>th</sup> Military Judges Course, Expert Testimony and Expert Witness Requests, The Judge Advocate General’s Legal Center and School (Charlottesville, VA May 7, 2009).

Panelist, International Law Weekend-West, Empirical Research into the Law of War (Willamette College of Law, March 6-8 2009).

Speaker, The Role of the Military Lawyer in the Global War on Terror. Air Force Keystone Conference 2008. (Washington D.C. November 4, 2008).

Moderator and Co-sponsor, Law, Ethics and the Global War on Terror. South Texas College of Law (Houston, September 19, 2008).

Panelist, Extraordinary Rendition: The State Secrets and the War on Terror. The University of North Carolina Journal of International Law and Commercial Regulation – Topic: “The State Secretes Privilege, Focusing on the Task at Hand.” (Chapel Hill, NC. Nov. 17, 2007).

Panelist, Article II: The Uses and Abuses of Executive Power. The University of Miami Law Review – Topic: “Toward Executive Accountability: International and Historical Perspectives” (Coral Gables, Feb. 24, 2007)

Panelist, Modern Warfare and the Non-State Actor. The New England Journal of International and Comparative Law - Topic: “Treatment of Civilians and Detainees” (Boston, February 23, 2007).

Panelist, International Law Weekend 2006, The American Branch of the International Law Association, House of Association of the Bar of the City of New York – TOPIC: Conservative Bastion or Progressive Problem Solver: The Evolving Face of Military Jurisprudence and International Law. (October 28, 2006).

Panelist, Institute for Global Leadership, Tufts University, The Fletcher School, Boston, Massachusetts - TOPIC: Guantanamo, How Should We Respond? (October 5, 2006).

Invited Lecturer, The Judge Advocate General's Legal Center and School, Charlottesville, Virginia – TOPIC: Managing Military Justice, A Defense Counsel's Perspective, (August 2004).

Invited Speaker, The Court of Appeals of the Armed Forces Annual Judicial Conference, The Catholic University, Washington, D.C. - TOPIC: Changes in the Federal And Military Rules of Evidence, (June 2001).

Invited Speaker, The Court of Appeals of the Armed Forces Annual Judicial Conference, The Catholic University, Washington, D.C. - TOPIC: Changes in the Federal And Military Rules of Evidence, (May 2000)

Invited Speaker, William S. Fulton, Jr. Appellate Military Judge's Conference, Thurgood Marshal Federal Judiciary Building, Washington D.C. – TOPIC: New Developments in Criminal Law (September 1998).

Invited Instructor, The Trial and Defense Counsel Advocacy Course, Maxwell Air Force Base, Montgomery, Alabama, (January 1999)

## **BOARD MEMBERSHIPS**

Advisor, National Institute of Military Justice 2008-2010.

Director, National Institute of Military Justice 2011 – 2021

Vice President, National Institute of Military Justice 2011-2013